

State of Iowa

**JOURNAL
OF THE HOUSE**

**2013
REGULAR SESSION
EIGHTY-FIFTH
GENERAL ASSEMBLY**

**Convened – January 14, 2013
Adjourned – May 23, 2013**

Volume I

**TERRY E. BRANSTAD, Governor
KRAIG PAULSEN, Speaker of the House
PAM JOCHUM, President of the Senate**

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STATE OF IOWA
Des Moines*

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OFFICERS OF THE HOUSE

**EIGHTY-FIFTH GENERAL ASSEMBLY
2013 Regular Session**

- PAULSEN, KRAIG *Speaker of the House*
- OLSON, STEVEN N. *Speaker Pro Tempore*
- UPMEYER, LINDA L. *Majority Leader*
- HAGENOW, CHRIS *Majority Whip*
- FRY, JOEL *Assistant Majority Leader*
- ROGERS, WALT. *Assistant Majority Leader*
- SMITH, JEFF *Assistant Majority Leader*
- WINDSCHITL, MATT W. *Assistant Majority Leader*
- MCCARTHY, KEVIN M. *Minority Leader*
- ABDUL-SAMAD, AKO *Assistant Minority Leader*
- GASKILL, MARY *Assistant Minority Leader*
- MASCHER, MARY *Assistant Minority Leader*
- SMITH MARK D. *Assistant Minority Leader*
- BOAL, CARMINE *Chief Clerk*

- ALBRECHT, JOSIE *Communications Director House Republicans*
- BALDERSON, STEVE *Assistant Sergeant-at-Arms*
- BENNETT, ROBIN *Administrative Services Officer - Journal*
- BLYTHE, DUSTIN *Republican Legislative Research Analyst II*
- BRAUN, MARY *Democratic Senior Deputy Caucus Staff Director*
- BRONSINK, KELLY *Senior Finance Officer III*
- BROWN, CLYDE *Doorkeeper*
- BROWN, DARRELL *Doorkeeper*
- BURGET, DIANE *Recording Clerk II*
- CHAPMAN, JASON *Republican Legislative Research Analyst I*
- DOLAN, MOLLY *Administrative Services Officer*

EPLEY, DAVID.....	<i>Democratic Senior Legislative Research Analyst</i>
FIIHR, DEAN	<i>Communications Director House Democrats</i>
FREEL, AMANDA.....	<i>Republican Legislative Research Analyst</i>
FREELAND, BILL.....	<i>Democratic Legislative Research Analyst II</i>
FURLONG, ZEKE	<i>Democratic Legislative Research Analyst III</i>
GILDE, JOE.....	<i>Democratic Senior Caucus Secretary</i>
HALL, JACK.....	<i>Chief Doorkeeper</i>
HUGHES, ANGIE.....	<i>Confidential Secretary to Majority Leader</i>
HYATT-CROZIER, ANNA.....	<i>Democratic Senior Legislative Research Analyst</i>
JENNINGS, SUE.....	<i>Senior Administrative Services Officer - Journal</i>
KENLINE, KATHERINE	<i>Administrative Services Officer - Indexing</i>
KIELHORN, KRISTI	<i>Republican Legislative Research Analyst</i>
KOBRINETZ, CARRIE.....	<i>Republican Legislative Research Analyst</i>
MAURO, FRANK.....	<i>Doorkeeper</i>
MEYER, BRIAN.....	<i>Legal Counsel to Minority Leader</i>
MITCHELL, JEFFREY	<i>Republican Senior Caucus Staff Director</i>
OLSON, LEWIS.....	<i>Republican Senior Legislative Research Analyst</i>
O'MEARA, GEORGIA.....	<i>Switchboard Operator</i>
PHILLIPS, TONY	<i>Administrative Assistant III to Majority Leader</i>
REX, DEB.....	<i>Senior Finance Officer III</i>
ROMANO, JOE.....	<i>Democratic Senior Caucus Staff Director</i>
SCHRADER, DAVE.....	<i>Senior Administrative Assistant to Minority Leader</i>
SKEFFINGTON, JOAN.....	<i>Bill Clerk</i>
STEINKE, TERRI.....	<i>Confidential Secretary to Speaker/Majority Leader</i>
STRUYK, DOUG.....	<i>Senior Administrative Assistant to Speaker</i>
TADLOCK, COLIN.....	<i>Republican Caucus Secretary</i>
TERRELL, DOREEN.....	<i>Administrative Services Officer III – Assistant Legal Counsel</i>
THOMAS, RACHELLE	<i>Democratic Legislative Research Analyst I</i>
TROW, BRADLEY	<i>Republican Senior Legislative Research Analyst</i>
VAN WYK, MEGHAN	<i>Assistant Chief Clerk II</i>

VANDER STREEK, LOUIS.....	<i>Republican Legislative Research Analyst</i>
VANDERPLOEG, SARAH.....	<i>Supervisor of Secretaries I</i>
WALLING, WILLIAM.....	<i>Postmaster</i>
WEDERQUIST, DONALD.....	<i>Sergeant-at-Arms</i>
WENTZ, KRIS.....	<i>Administrative Services Officer III – Indexing</i>
WHITMORE, PAUL.....	<i>Doorkeeper</i>

JOINT EMPLOYEES OF THE HOUSE AND SENATE

BACUS, KATHLEEN.....	<i>Legislative Security Officer I</i>
BUNKERS, ZACHARY L.....	<i>Conservation/Restoration Specialist II</i>
CORNWELL, ROBERT W.....	<i>Legislative Security Officer I</i>
FERGUSON, SHAWNA S.....	<i>Legislative Security Coordinator II</i>
GROVES, SAMUEL L.....	<i>Legislative Security Officer I</i>
MAHAN, HANNAH.....	<i>Assistant Copy Center Operator</i>
LUNDBERG, MARK S.....	<i>Conservation/Restoration Manager</i>
MALONE, BARBARA A.....	<i>Legislative Security Officer I</i>
MCCURDY, GERALD.....	<i>Legislative Security Officer I</i>
ROACH, SHIRLEY.....	<i>Senior Copy Center Operator</i>
SCHNELL, KERT J.....	<i>Legislative Security Officer I</i>
SCOTT, CURTIS L.....	<i>Legislative Security Officer I</i>
SKEFFINGTON, GORDON M.....	<i>Legislative Security Officer I</i>
SKEFFINGTON, LEO R.....	<i>Legislative Security Officer I</i>
TAYLOR, RICHARD D.....	<i>Legislative Security Officer I</i>
WILLEMSSEN, MARK L.....	<i>Senior Facilities Manager</i>
WILSON, GABRIEL S.....	<i>Legislative Security Officer I</i>

ELECTED STATE OFFICIALS

Official Address: Des Moines, Iowa

TERRY E. BRANSTAD, <i>Governor</i>	Des Moines
KIM REYNOLDS, <i>Lieutenant Governor</i>	Osceola
MATT SCHULTZ, <i>Secretary of State</i>	Council Bluffs
DAVID A. VAUDT*, <i>Auditor of State</i>	West Des Moines
<i>*Resigned on May 3, 2013, Mary Mosiman appointed May 13, 2013</i>	
MICHAEL L. FITZGERALD, <i>Treasurer of State</i>	Urbandale
BILL NORTHEY, <i>Secretary of Agriculture</i>	Spirit Lake
TOM MILLER, <i>Attorney General</i>	Des Moines

JUSTICES OF THE IOWA SUPREME COURT

MARK S. CADY, <i>Chief Justice</i>	Fort Dodge
BRENT R. APPEL, <i>Justice</i>	Ackworth
DARYL L. HECHT, <i>Justice</i>	Sioux City
EDWARD M. MANSFIELD, <i>Justice</i>	Des Moines
THOMAS D. WATERMAN, <i>Justice</i>	Pleasant Valley
DAVID S. WIGGINS, <i>Justice</i>	West Des Moines
BRUCE B. ZAGER, <i>Justice</i>	Waterloo

JUDGES OF THE IOWA COURT OF APPEALS

LARRY J. EISENHAUER, <i>Chief Judge</i>	Ankeny
THOMAS N. BOWER, <i>Judge</i>	Cedar Falls
DAVID DANILSON, <i>Judge</i>	Boone
RICHARD H. DOYLE, <i>Judge</i>	Des Moines
MICHAEL R. MULLINS, <i>Judge</i>	Washington
GAYLE NELSON VOGEL, <i>Judge</i>	Spirit Lake
AMANDA POTTERFIELD, <i>Judge</i>	Tiffin
MARY TABOR, <i>Judge</i>	Des Moines
ANURADHA VAITHESWARAN, <i>Judge</i>	Des Moines

MEMBERS OF THE HOUSE

EIGHTY-FIFTH GENERAL ASSEMBLY 2013 Regular Session

(Italicized county indicates the county of residence.)

ABDUL-SAMAD, AKO (D)

Residence.....Des Moines
OccupationCEO, Creative Visions
Legislative Service.....2007-2013
Representative District35-*Polk*

ALONS, DWAYNE A. (R)

Residence.....Hull
OccupationRetired Military
Legislative Service.....1999-2013
Representative District4-*Sioux*

ANDERSON, MARTI (D)

Residence.....Des Moines
OccupationSocial Worker
Legislative Service.....2013
Representative District36-*Polk*

BACON, ROBERT (R)

Residence.....Slater
OccupationFuneral Director
Legislative Service.....Senate 2011-2012; House 2013
Representative District48-Boone, Hamilton, *Story*, Webster

BALTIMORE, CHIP (R)

Residence.....Boone
OccupationAttorney/General Counsel
Legislative Service.....2011-2013
Representative District47-*Boone*, Greene

BAUDLER, CLEL E. (R)

Residence.....Greenfield
OccupationRetired State Trooper/Farmer
Legislative Service.....1999-2013
Representative District20-*Adair*, Cass, Dallas, Guthrie

BEARINGER, BRUCE (D)

Residence.....Oelwein
Occupation
Legislative Service.....2013
Representative District64-Buchanan, *Fayette*

BERRY, DEBORAH L. (D)

Residence.....Waterloo
Occupation
Legislative Service.....2003-2013
Representative District62-*Black Hawk*

BRANDENBURG, MARK A. (R)

Residence.....Council Bluffs
OccupationRetired Adjunct Instructor IWCC/Retired HR Professional-Electric Utility
Legislative Service.....2011-2013
Representative District15-*Pottawattamie*

BYRNES, JOSH (R)

Residence..... Osage
 Occupation
 Legislative Service..... 2011-2013
 Representative District 51-Howard, *Mitchell*, Winneshiek, Worth

COHOON, DENNIS M. (D)

Residence..... Burlington
 Occupation Retired Special Education Teacher
 Legislative Service..... 1987-2013
 Representative District 87-*Des Moines*

COSTELLO, MARK (R)

Residence..... Imogene
 Occupation Farmer
 Legislative Service..... 2013
 Representative District 23-Fremont, *Mills*, Montgomery

COWNIE, PETER (R)

Residence..... West Des Moines
 Occupation President-Junior Achievement of Central Iowa
 Legislative Service..... 2009-2013
 Representative District 42-*Polk*, Warren

DAWSON, DAVID (D)

Residence..... Sioux City
 Occupation
 Legislative Service..... 2013
 Representative District 14-*Woodbury*

DEYOE, DAVE (R)

Residence..... Nevada
 Occupation Farmer
 Legislative Service..... 2007-2013
 Representative District 49-Hardin, *Story*

DOLECHECK, CECIL (R)

Residence..... Mount Ayr
 Occupation Farmer
 Legislative Service..... 1997-2013
 Representative District 24-Montgomery, Page, *Ringgold*, Taylor

DRAKE, JACK (R)

Residence..... Griswold
 Occupation Farmer
 Legislative Service..... 1993-2013
 Representative District 21-Adams, *Cass*, Pottawattamie, Union

DUNKEL, NANCY A. (D)

Residence..... Dyersville
 Occupation
 Legislative Service..... 2013
 Representative District 57-*Dubuque*

FISHER, DEAN C. (R)

Residence..... Garwin
 Occupation Farming/Engineering
 Legislative Service..... 2013
 Representative District 72-Black Hawk, Marshall, *Tama*

FORBES, JOHN (D)

Residence..... Urbandale
 Occupation Pharmacist
 Legislative Service..... 2013
 Representative District 40-*Polk*

FORRISTALL, GREG (R)

Residence..... Macedonia
 Occupation Farmer
 Legislative Service..... 2007-2013
 Representative District 22-Pottawattamie

FRY, JOEL (R)

Residence..... Osceola
 Occupation Therapist/Educator/Consultant/Speaker
 Legislative Service..... 2011-2013
 Representative District 27-Clarke, Decatur, Lucas, Wayne

GAINES, RUTH ANN (D)

Residence..... Des Moines
 Occupation
 Legislative Service..... 2011-2013
 Representative District 32-Polk

GARRETT, JULIAN B. (R)

Residence..... Indianola
 Occupation Farmer
 Legislative Service..... 2011-2013
 Representative District 25-Madison, Warren

GASKILL, MARY (D)

Residence..... Ottumwa
 Occupation Retired County Auditor
 Legislative Service..... 2003-2013
 Representative District 81-Wapello

GASSMAN, TEDD (R)

Residence..... Scarville
 Occupation Insurance Sales/Farmer
 Legislative Service..... 2013
 Representative District 7-Emmet, Kossuth, Winnebago

GRASSLEY, PAT (R)

Residence..... New Hartford
 Occupation Farmer
 Legislative Service..... 2007-2013
 Representative District 50-Butler, Grundy, Hardin

HAGENOW, CHRIS (R)

Residence..... Windsor Heights
 Occupation Attorney
 Legislative Service..... 2009-2013
 Representative District 43-Polk

HALL, CHRIS (D)

Residence..... Sioux City
 Occupation
 Legislative Service..... 2011-2013
 Representative District 13-Woodbury

HANSON, CURT (D)

Residence..... Fairfield
 Occupation Retired Teacher
 Legislative Service..... *2009-2013
 Representative District 82-Davis, Jefferson, Van Buren
 *Elected in Special Election September 1, 2009

HANUSA, MARY ANN (R)

Residence..... Council Bluffs
 Occupation Elementary School Administrator
 Legislative Service..... 2011-2013
 Representative District 16-Pottawattamie

HEARTSILL, GREG T. (R)

Residence..... Chariton
Occupation Fence Contractor
Legislative Service..... 2013
Representative District 28-Jasper, Lucas, *Marion*

HEATON, DAVID E. (R)

Residence..... Mount Pleasant
Occupation Retired Restaurateur
Legislative Service..... 1995-2013
Representative District 84-*Henry*, Jefferson, Lee, Washington

HEDDENS, LISA K. (D)

Residence..... Ames
Occupation
Legislative Service..... 2003-2013
Representative District 46-*Story*

HEIN, LEE (R)

Residence..... Monticello
Occupation Business Owner
Legislative Service..... 2011-2013
Representative District 96-Delaware, *Jones*

HESS, MEGAN (R)

Residence..... Spencer
Occupation
Legislative Service..... 2013
Representative District 2-*Clay*, Dickinson, Palo Alto

HIGHFILL, JAKE (R)

Residence..... Johnston
Occupation
Legislative Service..... 2013
Representative District 39-*Polk*

HUNTER, BRUCE L. (D)

Residence..... Des Moines
Occupation
Legislative Service..... *2003-2013
Representative District 34-*Polk*
*Elected in Special Election February 11, 2003

HUSEMAN, DANIEL ADAIR (R)

Residence..... Aurelia
Occupation Farmer
Legislative Service..... 1995-2013
Representative District 3-*Cherokee*, O'Brien Plymouth, Sioux

ISENHART, CHARLES (D)

Residence..... Dubuque
Occupation President-Common Good Services/Sports Official
Legislative Service..... 2009-2013
Representative District 100-*Dubuque*

JACOBY, DAVE J. (D)

Residence..... Coralville
Occupation Self-Employed/Small Business
Legislative Service..... *2003-2013
Representative District 74-*Johnson*
*Elected in Special Election August 26, 2003

JORGENSEN, RON (R)

Residence.....Sioux City
 Occupation VP for Business and Finance-Morningside College
 Legislative Service.....2011-2013
 Representative District6-Woodbury

KAJTAZOVIC, ANESA (D)

Residence.....Waterloo
 Occupation
 Legislative Service.....2011-2013
 Representative District61-Black Hawk

KAUFMANN, BOBBY (R)

Residence.....Wilton
 Occupation
 Legislative Service.....2013
 Representative District73-Cedar, Johnson, Muscatine

KEARNS, JERRY A. (D)

Residence.....Keokuk
 Occupation Staff Representative-United Steelworkers Union
 Legislative Service.....2009-2013
 Representative District83-Lee

KELLEY, DAN (D)

Residence.....Newton
 Occupation Realtor/Small Business Owner-DJ Service
 Legislative Service.....2011-2013
 Representative District29-Jasper

KLEIN, JARAD (R)

Residence.....Keota
 Occupation Farmer
 Legislative Service.....2011-2013
 Representative District78-Keokuk, Washington

KOESTER, KEVIN (R)

Residence.....Ankeny
 Occupation School Administrator
 Legislative Service.....2009-2013
 Representative District38-Polk

KRESSIG, BOB M. (D)

Residence.....Cedar Falls
 Occupation Retired John Deere
 Legislative Service.....2005-2013
 Representative District59-Black Hawk

LANDON, JOHN (R)

Residence.....Ankeny
 Occupation Realtor/Farm Manager
 Legislative Service.....2013
 Representative District37-Polk

LENSING, VICKI S. (D)

Residence.....Iowa City
 Occupation Funeral Home Owner
 Legislative Service.....2001-2013
 Representative District85-Johnson

LOFGREN, MARK S. (R)

Residence.....Muscatine
 Occupation Investment Sales
 Legislative Service.....2011-2013
 Representative District91-Muscatine

MEMBERS OF THE HOUSE

LUNDBY, DANIEL (D)

Residence..... Marion
Occupation
Legislative Service..... 2013
Representative District 68-*Linn*

LYKAM, JIM (D)

Residence..... Davenport
Occupation Legislator
Legislative Service..... 1989-1990, 2003-2013
Representative District 89-*Scott*

MASCHER, MARY (D)

Residence..... Iowa City
Occupation Retired Teacher
Legislative Service..... 1995-2013
Representative District 86-*Johnson*

MAXWELL, DAVID E. (R)

Residence..... Gibson
Occupation Drainage Contractor/Farmer
Legislative Service..... 2013
Representative District 76-Iowa, *Poweshiek*

MCCARTHY, KEVIN M. (D)

Residence..... Des Moines
Occupation Attorney
Legislative Service..... 2003-2013
Representative District 33-*Polk*

MILLER, HELEN (D)

Residence..... Fort Dodge
Occupation Attorney/Arts Educator
Legislative Service..... 2003-2013
Representative District 9-*Webster*

MILLER, LINDA J. (R)

Residence..... Bettendorf
Occupation Retired Registered Nurse
Legislative Service..... 2007-2013
Representative District 94-*Scott*

MOORE, BRIAN (R)

Residence..... Bellevue
Occupation Farmer/Truck Driver
Legislative Service..... 2011-2013
Representative District 58-Dubuque, *Jackson, Jones*

MUHLBAUER, DAN (D)

Residence..... Manilla
Occupation Farmer
Legislative Service..... 2011-2013
Representative District 12-Audubon, Carroll, *Crawford*

MURPHY, PATRICK J. (D)

Residence..... Dubuque
Occupation
Legislative Service..... *1989-2013
Representative District 99-*Dubuque*

*Elected in Special Election September 26, 1989

OLDSON, JO (D)

Residence..... Des Moines
Occupation
Legislative Service..... 2003-2013
Representative District 41-*Polk*

OLSON, RICK (D)

Residence.....Des Moines
 OccupationAttorney
 Legislative Service.....2005-2013
 Representative District31-*Polk*

OLSON, STEVEN N. (R)

Residence.....DeWitt
 OccupationFarmer
 Legislative Service.....2003-2013
 Representative District97-*Clinton, Scott*

OLSON, TYLER (D)

Residence.....Cedar Rapids
 OccupationSmall Business Owner
 Legislative Service.....2007-2013
 Representative District65-*Linn*

OURTH, SCOTT (D)

Residence.....Ackworth
 OccupationNon-profit Public Affairs Executive
 Legislative Service.....2013
 Representative District26-*Warren*

PAULSEN, KRAIG (R)

Residence.....Hiawatha
 OccupationAttorney
 Legislative Service.....2003-2013
 Representative District67-*Linn*

PETTENGILL, DAWN E. (R)

Residence.....Mount Auburn
 OccupationLegislator
 Legislative Service.....2005-2013
 Representative District75-*Benton, Iowa*

PRICHARD, TODD (D)

Residence.....Charles City
 OccupationEducator
 Legislative Service.....*2013
 Representative District52-*Chickasaw, Cerro Gordo, Floyd*
 *Elected in Special Election January 22, 2013

RAYHONS, HENRY V. (R)

Residence.....Garner
 OccupationSemi-Retired Farmer
 Legislative Service.....1997-2013
 Representative District8-*Hancock, Kossuth, Wright*

RIDING, JOE (D)

Residence.....Altoona
 Occupation
 Legislative Service.....2013
 Representative District30-*Polk*

ROGERS, WALT (R)

Residence.....Cedar Falls
 Occupation
 Legislative Service.....2011-2013
 Representative District60-*Black Hawk*

RUFF, PATTI (D)

Residence.....McGregor
 Occupation
 Legislative Service.....2013
 Representative District56-*Allamakee, Clayton*

RUNNING-MARQUARDT, KIRSTEN (D)

Residence..... Cedar Rapids
Occupation
Legislative Service..... *2009-2013
Representative District 69-Linn
*Elected in Special Election November 24, 2009

SALMON, SANDY (R)

Residence..... Janesville
Occupation
Legislative Service..... 2013
Representative District 63-Black Hawk, Bremer

SANDS, THOMAS R. (R)

Residence..... Wapello
Occupation Bank Officer/Real Estate Appraiser/Farm Owner
Legislative Service..... 2003-2013
Representative District 88-Des Moines, Louisa, Muscatine

SCHULTZ, JASON (R)

Residence..... Schleswig
Occupation Farmer
Legislative Service..... 2009-2013
Representative District 18-Crawford, Harrison, Shelby

SHAW, TOM W. (R)

Residence..... Laurens
Occupation
Legislative Service..... 2011-2013
Representative District 10-Calhoun, Humboldt, Pocahontas, Webster

SHEETS, LARRY (R)

Residence..... Moulton
Occupation
Legislative Service..... 2013
Representative District 80-Appanoose, Mahaska, Monroe, Wapello

SMITH, JEFF (R)

Residence..... Okoboji
Occupation Retired Banker
Legislative Service..... 2011-2013
Representative District 1-Dickinson, Lyon, Osceola

SMITH, MARK D. (D)

Residence..... Marshalltown
Occupation Licensed Independent Social Worker
Legislative Service..... 2001-2013
Representative District 71-Marshall

SODERBERG, CHUCK (R)

Residence..... Le Mars
Occupation Vice President of Planning and Legislative Services-Northwest Iowa Power Cooperative
Legislative Service..... 2005-2013
Representative District 5-Plymouth, Woodbury

STAED, ART (D)

Residence..... Cedar Rapids
Occupation
Legislative Service..... 2007-2008, 2013
Representative District 66-Linn

STANERSON, QUENTIN (R)

Residence..... Center Point
Occupation Teacher
Legislative Service..... 2013
Representative District 95-Buchanan, Linn

STECKMAN, SHARON S. (D)

Residence..... Mason City
 Occupation Retired Educator
 Legislative Service..... 2009-2013
 Representative District 53-*Cerro Gordo*

STUTSMAN, SALLY (D)

Residence..... Riverside
 Occupation
 Legislative Service..... 2013
 Representative District 77-*Johnson*

TAYLOR, ROB (R)

Residence..... West Des Moines
 Occupation Sales Director/Consultant/Educator
 Legislative Service..... 2013
 Representative District 44-*Dallas*

TAYLOR, TODD E. (D)

Residence..... Cedar Rapids
 Occupation AFSCME Representative
 Legislative Service..... *1995-2013
 Representative District 70-*Linn*
 *Elected in Special Election June 27, 1995

THEDE, PHYLLIS (D)

Residence..... Bettendorf
 Occupation
 Legislative Service..... 2009-2013
 Representative District 93-*Scott*

THOMAS, ROGER (D)

Residence..... Elkader
 Occupation Executive Director-Elkader Development Corporation/Main Street Elkader
 Legislative Service..... 1997-2000, 2003-2013
 Representative District 55-*Clayton, Fayette, Winneshiek*

UPMEYER, LINDA L. (R)

Residence..... Clear Lake
 Occupation Nurse Practitioner
 Legislative Service..... 2003-2013
 Representative District 54- *Butler, Cerro Gordo, Franklin*

VANDER LINDEN, GUY (R)

Residence..... Oskaloosa
 Occupation Retired Marine
 Legislative Service..... 2011-2013
 Representative District 79-*Mahaska, Marion*

WATTS, RALPH C. (R)

Residence..... Adel
 Occupation Retired Engineer
 Legislative Service..... 2003-2013
 Representative District 19-*Dallas, Polk*

WESSEL-KROESCHELL, BETH (D)

Residence..... Ames
 Occupation Legislator
 Legislative Service..... 2005-2013
 Representative District 45-*Story*

WINCKLER, CINDY L. (D)

Residence..... Davenport
 Occupation Educational Consultant
 Legislative Service..... 2001-2013
 Representative District 90-*Scott*

MEMBERS OF THE HOUSE

WINDSCHITL, MATT W. (R)

Residence..... Missouri Valley
 Occupation Gunsmith/Conductor-Union Pacific Railroad
 Legislative Service..... 2007-2013
 Representative District 17-Harrison, Ida, Monona, Woodbury

WOLFE, MARY (D)

Residence..... Clinton
 Occupation
 Legislative Service..... 2011-2013
 Representative District 98-Clinton

WOOD, FRANK B. (D)

Residence..... Eldridge
 Occupation High School Associate Principal
 Legislative Service..... Senate 2005-2008; House 2013
 Representative District 92-Scott

WORTHAN, GARY (R)

Residence..... Storm Lake
 Occupation Farmer
 Legislative Service..... *2007-2013
 Representative District 11-Buena Vista, Sac

*Elected in Special Election December 12, 2006

JOURNAL OF THE HOUSE

First Calendar Day - First Session Day

Hall of the House of Representatives
Des Moines, Iowa, Monday, January 14, 2013

Pursuant to chapter two (2), sections two point one (2.1) and two point three (2.3), Code of Iowa, the House of Representatives of the Eighty-fifth General Assembly of Iowa, 2013 Regular Session, convened at 10:04 a.m., Monday, January 14, 2013.

The House was called to order by the Honorable Matt Windschitl, state representative from Harrison County.

Prayer was offered by Darran Whiting, Liberty Baptist Church, Marion. He was the guest of Representative Kraig Paulsen of Linn County.

The National Anthem was sung by Des Moines Fire Chief John Tekippe. He was the guest of Representative Pettengill of Benton.

SPECIAL PRESENTATIONS

Windschitl of Harrison introduced to the House the Honorable United States Senator Charles Grassley. He was the guest of Representative Pat Grassley of Butler County.

The House rose and expressed its welcome.

Windschitl of Harrison introduced to the House former state representative and secretary of agriculture Dale Cochran. He was the guest of Representative John Forbes of Polk County.

The House rose and expressed its welcome.

TEMPORARY OFFICERS

On motion by Koester of Polk, Carmine Boal of Polk County was elected Acting Chief Clerk. Carmine Boal presented herself and subscribed to the following oath:

“I do solemnly swear or affirm that I will support the Constitution of the United States and the Constitution of the State of Iowa and that I will faithfully discharge the duties of my office to the best of my ability, so help me God.”

Cownie of Polk moved that the Honorable Matt Windschitl of Harrison County be elected Temporary Speaker.

The motion prevailed and the oath of office was administered to the Honorable Matt Windschitl of Harrison County by Acting Chief Clerk Boal.

Temporary Speaker Matt Windschitl of Harrison County in the chair.

RESIGNATION FROM OFFICE

August 30, 2012

Dear Governor Branstad,

It has been a privilege to serve the people of Iowa in the Iowa Legislature for 19 years. I hereby resign my seat in the Iowa House of Representatives effective today.

Sincerely,

Stewart Iverson, Jr.
(Iowa House District 9)

RESIGNATION FROM OFFICE

October 10, 2012

The Honorable Terry Branstad, Governor of Iowa
State Capitol
Des Moines, IA 50319

Governor Branstad,

I hereby offer my resignation as District 94 State Representative, effective October 25, 2012.

Sincerely,

Kurt Swaim, State Representative
Iowa House District 94

RESIGNATION FROM OFFICE

November 28, 2012

To: Terry Branstad, Governor of the State of Iowa

Dear Governor Branstad,

I hereby tender my resignation as a member of the Iowa General Assembly in accordance with Iowa Code section 69.4.

This resignation is effective immediately on this date, the 28th of November 2012.

It has been an honor to serve the citizens of Chickasaw and surrounding counties these past many years.

Sincerely,

Brian Quirk
State Representative
Iowa House of Representatives
(Iowa House District 52)

Worthan of Buena Vista moved that a committee of five on credentials be appointed and that the accredited list of the Secretary of State be accepted.

The motion prevailed and the following committee was appointed: Worthan of Buena Vista, Lofgren of Muscatine, Fry of Clark, Stutsman of Johnson and Bearer of Fayette.

REPORT OF COMMITTEE ON CREDENTIALS

MR. SPEAKER: We, your committee on credentials, respectfully report that we find the following named persons duly elected to and entitled to seats in the House of Representatives of the Eighty-fifth General Assembly as shown by duplicate copies of the certificates of election on file in the office of the Secretary of State:

Office of the
Secretary of State
CERTIFICATION

To the Honorable Chief Clerk of the House:

I, Matt Schultz, Secretary of State of the State of Iowa, custodian of the files and records pertaining to elections in the State, do hereby certify that the State Canvassing Board has declared that at the General Election held on November 6, 2012,

each of the following named persons was duly elected to the office of State Representative for the term of two years beginning on the first day of January, 2013:

First	Jeff Smith
Second.....	Megan Hess
Third.....	Dan Huseman
Fourth.....	Dwayne Alons
Fifth.....	Chuck Soderberg
Sixth	Ron Jorgensen
Seventh.....	Tedd Gassman
Eighth.....	Henry V. Rayhons
Ninth	Helen Miller
Tenth	Tom W. Shaw
Eleventh	Gary Worthan
Twelfth	Dan Muhlbauer
Thirteenth.....	Chris Hall
Fourteenth	David Dawson
Fifteenth.....	Mark A. Brandenburg
Sixteenth.....	Mary Ann Hanusa
Seventeenth	Matt W. Windschitl
Eighteenth.....	Jason Schultz
Nineteenth	Ralph Watts
Twentieth.....	Clel Baudler
Twenty-first.....	Jack Drake
Twenty-second	Greg Forristall
Twenty-third	Mark Costello
Twenty-fourth	Cecil Dolecheck
Twenty-fifth	Julian B. Garrett
Twenty-sixth	Scott Ourth
Twenty-seventh.....	Joel Fry
Twenty-eighth.....	Greg T. Heartsill
Twenty-ninth	Dan Kelley
Thirtieth.....	Joe Riding
Thirty-first	Rick L. Olson
Thirty-second	Ruth Ann Gaines
Thirty-third	Kevin McCarthy
Thirty-fourth	Bruce L. Hunter
Thirty-fifth	Ako Abdul-Samad
Thirty-sixth	Marti Anderson
Thirty-seventh	John Landon
Thirty-eighth.....	Kevin Koester
Thirty-ninth	Jake Highfill
Fortieth.....	John Forbes
Forty-first.....	Jo Oldson
Forty-second.....	Peter Cownie
Forty-third.....	Chris Hagenow
Forty-fourth.....	Rob Taylor
Forty-fifth.....	Beth Wessel-Kroeschell
Forty-sixth.....	Lisa Heddens
Forty-seventh.....	Chip Baltimore
Forty-eighth.....	Robert Bacon
Forty-ninth.....	Dave Deyoe

Fiftieth.....	Patrick Grassley
Fifty-first.....	Joshua Byrnes
Fifty-second.....	Brian J. Quirk*
Fifty-third.....	Sharon Steckman
Fifty-fourth.....	Linda Upmeyer
Fifty-fifth.....	Roger Thomas
Fifty-sixth.....	Patti Ruff
Fifty-seventh.....	Nancy A. Dunkel
Fifty-eighth.....	Brian Moore
Fifty-ninth.....	Bob Kressig
Sixtieth.....	Walt Rogers
Sixty-first.....	Anesa Kajtazovic
Sixty-second.....	Deborah L. Berry
Sixty-third.....	Sandy Salmon
Sixty-fourth.....	Bruce Bearinger
Sixty-fifth.....	Tyler Olson
Sixty-sixth.....	Art Staed
Sixty-seventh.....	Kraig Paulsen
Sixty-eighth.....	Daniel Lundby
Sixty-ninth.....	Kirsten Running-Marquardt
Seventieth.....	Todd Taylor
Seventy-first.....	Mark Smith
Seventy-second.....	Dean C. Fisher
Seventy-third.....	Bobby Kaufmann
Seventy-fourth.....	Dave Jacoby
Seventy-fifth.....	Dawn Pettengill
Seventy-sixth.....	David E. Maxwell
Seventy-seventh.....	Sally Stutsman
Seventy-eighth.....	Jarad Klein
Seventy-ninth.....	Guy Vander Linden
Eightieth.....	Larry Sheets
Eighty-first.....	Mary Gaskill
Eighty-second.....	Curt Hanson
Eighty-third.....	Jerry A. Kearns
Eighty-fourth.....	Dave Heaton
Eighty-fifth.....	Vicki Lensing
Eighty-sixth.....	Mary Mascher
Eighty-seventh.....	Dennis Cohoon
Eighty-eighth.....	Tom Sands
Eighty-ninth.....	Jim Lykam
Ninetieth.....	Cindy Winckler
Ninety-first.....	Mark S. Lofgren
Ninety-second.....	Frank B. Wood
Ninety-third.....	Phyllis Thede
Ninety-fourth.....	Linda Miller
Ninety-fifth.....	Quentin Stanerson
Ninety-sixth.....	Lee Hein
Ninety-seventh.....	Steven Olson
Ninety-eighth.....	Mary Wolfe
Ninety-ninth.....	Pat Murphy
One Hundredth.....	Charles Isenhardt

*Brian J. Quirk resigned on 11/28/2012 and a special election has been called for January 22, 2013 to fill the vacancy in district 52.

(Seal) In testimony whereof, I have hereunto set my hand and affixed the seal of the Secretary of State at the Statehouse in Des Moines this first day of January, 2013.

Matt Schultz, Secretary of State

I hereby acknowledge receipt of the original copy of this document on this first day of January, 2013.

Carmine Boal, Chief Clerk of the House

In accordance with Iowa Code Section 2.5, the Committee on Credentials has reviewed the certification of the November 6, 2012 election from Iowa Secretary of State Matt Schultz, which is attached hereto and incorporated by this reference.

Gary Worthan, Chair
Mark Lofgren
Joel Fry
Sally Stutsman
Bruce Bearinger

Worthan of Buena Vista moved that the report of the committee on credentials be adopted.

The motion prevailed and the report was adopted.

MEMBERS' OATH OF OFFICE

The following members took and subscribed to the oath of office as follows:

"I do solemnly swear, or affirm, that I will support the Constitution of the United States, and the Constitution of the State of Iowa, and that I will faithfully discharge the duties of Representative, according to the best of my ability, so help me God."

Ako Abdul-Samad	Dwayne Alons	Marti Anderson
Robert Bacon	Chip Baltimore	Clel Baudler
Bruce Bearinger	Deborah L. Berry	Mark A. Brandenburg
Joshua Byrnes	Dennis Cohoon	Mark Costello
Peter Cownie	David Dawson	Dave Deyoe
Cecil Dolecheck	Jack Drake	Nancy A. Dunkel
Dean C. Fisher	John Forbes	Greg Forristall
Joel Fry	Ruth Ann Gaines	Julian B. Garrett
Mary Gaskill	Tedd Gassman	Patrick Grassley
Chris Hagenow	Chris Hall	Curt Hanson
Mary Ann Hanusa	Greg T. Heartsill	Dave Heaton
Lisa Heddens	Lee Hein	Megan Hess
Jake Highfill	Bruce L. Hunter	Dan Huseman
Charles Isenhardt	Dave Jacoby	Ron Jorgensen

Anesa Kajtazovic	Bobby Kaufmann	Jerry A. Kearns
Dan Kelley	Jarad Klein	Kevin Koester
Bob Kressig	John Landon	Vicki Lensing
Mark S. Lofgren	Daniel Lundby	Jim Lykam
Mary Mascher	David E. Maxwell	Kevin McCarthy
Helen Miller	Linda Miller	Brian Moore
Dan Muhlbauer	Pat Murphy	Jo Oldson
Rick L. Olson	Steven Olson	Tyler Olson
Scott Ourth	Kraig Paulsen	Dawn Pettengill
Henry V. Rayhons	Joe Riding	Walt Rogers
Patti Ruff	Kirsten Running-Marquardt	Sandy Salmon
Tom Sands	Jason Schultz	Tom W. Shaw
Larry Sheets	Jeff Smith	Mark Smith
Chuck Soderberg	Art Staed	Quentin Stanerson
Sharon Steckman	Sally Stutsman	Rob Taylor
Todd Taylor	Phyllis Thede	Roger Thomas
Linda Upmeyer	Guy Vander Linden	Ralph Watts
Beth Wessel-Kroeschell	Cindy Winckler	Matt W. Windschitl
Mary Wolfe	Frank B. Wood	Gary Worthan

ELECTION OF SPEAKER

Sands of Louisa presented the name of the Honorable Kraig Paulsen of Linn County as candidate for Speaker of the House of Representatives of the Eighty-fifth General Assembly.

Grassley of Butler seconded the nomination of Kraig Paulsen for Speaker of the House.

McCarthy of Polk seconded the nomination of Kraig Paulsen for Speaker of the House and moved that the Acting Chief Clerk be authorized to cast the votes of all the members of the House of Representatives of the Eighty-fifth General Assembly.

In accordance with the foregoing motion, the Acting Chief Clerk cast the votes of all the members of the House of Representatives for the Honorable Kraig Paulsen as the Speaker of the House of Representatives of the Eighty-fifth General Assembly, and was declared duly elected to that office.

Sands of Louisa moved that a committee of two be appointed to escort the Speaker to the chair.

The motion prevailed and the following committee was appointed: Sands of Louisa and Dunkel of Dubuque.

PRESENTATION OF SPEAKER

The Honorable Kraig Paulsen was escorted to the Speaker's station and, having been sworn, assumed the chair. Temporary Speaker Windschitl presented Speaker Paulsen with the gavel and congratulated him on his unanimous election.

Speaker Paulsen thanked the House for the honor bestowed upon him and offered the following remarks:

Welcome members of the 85th General Assembly. Friends, family, Iowans – it's good to have you here today as we begin another legislative session.

First of all, thank you. Thank you for the unique honor of being your Speaker. This is an honor I do not take lightly or for granted. This body is a reflection of the great people of Iowa and I will strive every day to uphold the honor of this great institution and all that it represents.

A special welcome to the newly-elected members -- this job brings unique responsibilities and a special trust, one that I know you appreciate. The veteran members of this chamber look forward to your energy and the new ideas you bring to the process.

I want to take a moment to thank my family; especially my wife Cathy and our children Cassandra, Kylere, Kale and Keith. It is because of your love and support that I am able to serve the people of our house district and our state in this role. Thank you for your understanding and sharing in the sacrifice of our time together.

As we walk up the steps to do our work in this historic and beautiful building, we are keenly aware of those that have come before us and the history made within these chambers. As we do the people's business, we should reflect upon the progress that has been made so that we build on these successes and make decisions that move Iowa forward and make Iowa strong.

There is little doubt that we have significant challenges and difficult decisions ahead of us. However if we take the time to listen to Iowans and seek their input, we will do what is right. If we always remember where we come from and who we work for, Iowa will continue on the path to prosperity.

Coming off an election cycle, we have all spent a great deal of time meeting with Iowans in our districts, getting their thoughts and making commitments to them. Two of the most prevalent issues Iowans heard from the campaigns this summer revolve around state spending and comprehensive tax relief. Republicans and Democrats alike ran on these issues and Iowans expect action.

Two years ago, the state faced a \$900 million budget shortfall. Today, we have an ending balance of \$688 million and our budget reserves are full. Plain and simple, we

are in the current budget situation due to the fiscal discipline insisted upon by this chamber and the leadership shown by Governor Branstad over the last two sessions.

This is a fundamental change in legislative decision making, driven not by us, but by Iowans. This is a significant departure from how government operated in the past where every dollar was spent, even some we didn't have.

Our 99 percent expenditure limitation law has served us well. However, this law allows the Legislature and the governor to spend *more* than the state collects. This loophole is one House Republicans will not exploit. The only way to ensure sustainable and responsible state spending is to spend no more than we have – that is to say we must balance ongoing revenue with ongoing expenses.

House Republicans have instilled a fundamental culture change and we must not, we will not, retreat now.

This chamber must stick to the principles used to get our fiscal house in order:

- We will not spend more money than the state takes in;
- We will not use one-time money to pay for on-going expenses;
- We will not intentionally underfund entitlement programs to balance the state's budget;
- We will return unused tax dollars to Iowa's taxpayers.

There are some who see the state's ending balance as a giant pot of money, and they have already begun devising ways to spend it. If we were to spend everything we were allowed to under law, the state would need to see nine percent growth in 2014 revenues just to maintain that level of funding. This is unsustainable and should caution everyone making spending plans.

Let me be very clear – the ending balance is an overpayment by the hardworking taxpayers of Iowa. It is their money and they should get it back. In order to continue on the path of sound budgeting we must not back up from this pledge. We must not use this overpayment to feed government's appetite for growth.

Representative Soderberg –Iowans look forward to your committee bringing us a budget that conforms to these principles.

Most, if not all of us in this chamber have also said we need to go to work on reducing taxes, specifically property taxes. I would say that time is long since overdue.

A while back I received an email from Patty, a small business owner in my hometown of Hiawatha. This business has been locally owned and operated for more than 25 years. Patty stated, "I think your message that Iowa is open for business sounds great, but is questionable. Last year our property taxes went up over 14 percent. This should be illegal. It has become difficult for our small business to continue to compete in such a climate. We need new equipment and more employees."

Our job creators want to hire, they want to invest in our communities. They are being stifled and burdened by our government and their taxes. It's up to us to change this.

Now is the time for action, not more lip service. Iowans grow weary of campaign promises during election summers that turn into roadblocks and partisan bickering during session winters.

Some talk about giving one group of people this credit and another group that credit. This is neither comprehensive nor predictable tax relief and reform. It is arbitrary, restrictive, and unreliable. We need comprehensive reform, reform for ALL Iowans.

Additionally, local governments are projected to collect more in property taxes than ever before. The rollback has turned into the roll up and homeowners are paying the price in a big way. From Fiscal Year 2012 to 2013 alone, local governments will take an ADDITIONAL \$100 million from Iowans. We must act to address this rapid growth in government spending. If we do not, the hardworking taxpayers are again getting the short end of the stick.

During the previous General Assembly, this chamber came together with Governor Branstad and passed four property tax reform bills in a bipartisan manner only to watch them die in the Senate. The 85th General Assembly must do better.

I say again, House Republicans are not dug in on any one plan – we are open to any suggestion, but it must deliver significant and real property tax savings and include all classes of property. The focus cannot be on protecting and maximizing government revenues.

Representative Sands, Iowans look forward to your committee bringing us a property tax reform and relief bill that includes all classifications of property, that moves us away from having the third highest commercial property taxes in the nation and the 16th highest residential property taxes in the nation. Taxpayers need relief they can count on.

All of the proposals we work on must be directed at creating a stronger Iowa – a strong economy, strong budget leadership and strong schools and communities.

House Republicans will:

- Offer meaningful, inclusive, and reliable property tax relief and reforms.
- Eliminate job-killing red tape, burdensome regulations and declare dead any bills that threaten economic growth such as repealing Right to Work.
- Advance education reforms that offer accountability, innovation and choice for parents. We are not interested in simply throwing more money at a system that drives us to mediocrity. We are interested in identifying creative solutions that raise student achievement, empower teachers and better prepare young Iowans to compete in a global marketplace. These ideas must be helpful to teachers – not just another bureaucratic burden.
- Create a one-stop shop for business startups using existing departments to streamline the process and encourage entrepreneurship.

- Allow hardworking Iowa taxpayers to keep more of their money. We will streamline Iowa's income tax system and lower rates and continue to put any overpayment of tax dollars into the Taxpayer Trust Fund and return it directly to the pockets of Iowans.

This is not Washington, D.C. We do not offer ultimatums and push things off until they're about to go over a cliff. We're Iowans. We deal with our issues head on, and in a way that moves our state forward. We must resist any urge to kick the can any further down the road. Iowans chose a Republican House, a Democrat Senate and working with Governor Branstad, we have a real opportunity to achieve these goals.

We must not retreat from the challenges that face us – we must instead offer fundamental changes to government on behalf of the taxpayers of Iowa.

Lastly, and I mentioned this two years ago, but want to reiterate it. Later today we will be choosing the desks that will be assigned to each of us for the next two years. I mention this to make this point: while that is where we will be assigned and where we will work, these are not our desks. They belong to the 30,000 Iowans back home which we represent; they just let us sit in them. We must keep this in mind.

Now – let's get to work.

Thank you and may God bless our work in this chamber and the great state of Iowa.

ELECTION OF PERMANENT CHIEF CLERK

Koester of Polk moved that Carmine Boal be elected permanent Chief Clerk of the House.

The motion prevailed and Carmine Boal was declared elected permanent Chief Clerk.

COMMITTEE TO NOTIFY THE GOVERNOR

Deyoe of Story moved that a committee of three be appointed to notify the Governor that the House was duly organized and ready to receive any communication that he may desire to transmit.

The motion prevailed and the following committee was appointed: Deyoe of Story, Chair; Costello of Mills and Ourth of Warren.

COMMITTEE TO NOTIFY THE SENATE

Vander Linden of Mahaska moved that a committee of three be appointed to notify the Senate that the House was duly organized and

ready to receive any communication that the Senate may desire to transmit.

The motion prevailed and the following committee was appointed: Vander Linden of Mahaska, Chair; Fisher of Tama and Anderson of Polk.

ADOPTION OF HOUSE CONCURRENT RESOLUTION 1

Upmeyer of Cerro Gordo asked and received unanimous consent for the immediate consideration of the following House Concurrent Resolution, and moved its adoption:

HOUSE CONCURRENT RESOLUTION 1 BY PAULSEN and McCARATHY

1 A concurrent resolution to provide for a joint
2 convention.
3 BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES, THE
4 SENATE CONCURRING, That a joint convention of the two
5 houses of the 2013 session of the Eighty-fifth General
6 Assembly be held on Tuesday, January 15, 2013, at 10:00
7 a.m.; and
8 BE IT FURTHER RESOLVED, That Governor Terry E.
9 Branstad be invited to deliver his budget message
10 at this joint convention of the two houses of the
11 General Assembly, and that the Speaker of the House
12 of Representatives and the President of the Senate be
13 designated to extend the invitation to him.

The motion prevailed and the resolution was adopted.

ADOPTION OF HOUSE CONCURRENT RESOLUTION 2

Upmeyer of Cerro Gordo asked and received unanimous consent for the immediate consideration of the following House Concurrent Resolution and moved its adoption:

HOUSE CONCURRENT RESOLUTION 2

BY PAULSEN and McCARTHY

- 1 A concurrent resolution to provide for a joint
- 2 convention.
- 3 BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES, THE
- 4 SENATE CONCURRING, That a joint convention of the two
- 5 houses of the 2013 session of the Eighty-fifth General
- 6 Assembly be held on Wednesday, January 16, 2013, at
- 7 10:00 a.m.; and
- 8 BE IT FURTHER RESOLVED, That Chief Justice Mark
- 9 S. Cady be invited to present his message of the
- 10 condition of the judicial branch at this convention,
- 11 and recommend such matters as the Chief Justice deems
- 12 expedient, pursuant to section 602.1207 of the Code.

The motion prevailed and the resolution was adopted.

ADOPTION OF HOUSE CONCURRENT RESOLUTION 3

Upmeyer of Cerro Gordo asked and received unanimous consent for the immediate consideration of the following House Concurrent Resolution and moved its adoption:

HOUSE CONCURRENT RESOLUTION 3

BY PAULSEN and McCARTHY

- 1 A concurrent resolution to provide for a joint
- 2 convention.
- 3 BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES, THE
- 4 SENATE CONCURRING, That a joint convention of the two
- 5 houses of the 2013 session of the Eighty-fifth General
- 6 Assembly be held on Thursday, January 31, 2013, at
- 7 10:00 a.m.; and
- 8 BE IT FURTHER RESOLVED, That Major General Timothy
- 9 Orr be invited to present his message of the condition
- 10 of the Iowa National Guard at this convention.

The motion prevailed and the resolution was adopted.

IMMEDIATE MESSAGES

Upmeyer of Cerro Gordo asked and received unanimous consent that the following resolutions be immediately messaged to the Senate: **House Concurrent Resolutions 1, 2 and 3.**

SPECIAL PRESENTATIONS

M. Smith of Marshall introduced to the House the Honorable United States Congressman Bruce Braley and the former United States Congressman Leonard Boswell.

The House rose and expressed its welcome.

Landon of Polk introduced to the House former state representative Russell Teig.

The House rose and expressed its welcome.

ELECTION OF SPEAKER PRO TEMPORE

Cownie of Polk placed in nomination the Honorable Steven Olson of Clinton County as candidate for Speaker Pro Tempore of the House of Representatives of the Eighty-fifth General Assembly.

Hanusa of Pottawattamie seconded the nomination of Representative Steven Olson as Speaker Pro Tempore of the House of Representatives.

Lykam of Scott seconded the nomination of Representative Steven Olson as Speaker Pro Tempore of the House of Representatives and moved that the Chief Clerk be authorized to cast the votes of all the members of the House of Representatives of the Eighty-fifth General Assembly.

In accordance with the foregoing motion, the Chief Clerk cast the votes of all the members of the House of Representatives for the Honorable Steven Olson as Speaker Pro Tempore of the House of Representatives of the Eighty-fifth General Assembly. The Honorable Steven Olson of Clinton County, having received all the votes cast for the office of Speaker Pro Tempore of the House of Representatives of the Eighty-fifth General Assembly, was declared duly elected to that office.

Cownie of Polk moved that a committee of two be appointed to escort the Speaker Pro Tempore to the chair.

The motion prevailed and the following committee was appointed: Cownie of Polk and Lykam of Scott.

Representative Steven Olson was escorted to the Speaker's station and, being duly sworn, offered the following remarks:

Mr. Speaker, ladies and gentlemen of the House and guests. First, thank you Representatives Cownie, Hanusa, and Lykam – I am humbled by your kind words. Also, thank you to my fellow legislators. It is an honor to serve as the Speaker Pro Tempore once again.

Today, I am grateful; grateful that my constituents chose to send me back here, back to this building to be their voice in the legislature. It is with tremendous honor and gratitude that I took the oath of office today with my family with me – my wife Eunice, (insert names of all family at the Capitol). I am also grateful that you, my colleagues have chosen me as the Speaker Pro Tempore.

Ladies and gentlemen; today we all begin a journey together; working together for a common goal – working for the good of the fine people of this great state. It has been said many times before “we can do better,” ladies and gentlemen, it is true we can do better and we will do better.

Last fall, together with Governor Branstad and the Senate Republicans, House Republicans presented an action plan. An action plan to promote a durable and prosperous Iowa – that action plan is called Iowa Strong. It is an ambitious agenda – one that is about the big issues and this session must center on the big issues:

- We must continue to work on keeping the Iowa economy moving forward by:
- Promoting job creation through tax relief and reform for Iowa families and businesses
- Ending job-killing red tape and burdensome regulations on Iowa farmers and businesses
- Continuing to adopt a budget that spends less than we take in
- Moving forward education reforms that will strengthen our schools and communities

Last November, Senator Marco Rubio visited our great state. He offered an astute observation on the American people, “The social and moral well-being of people is directly linked to their economic well-being.” These words ring true – so when we begin the people's business here in this chamber and in committee meetings, we must continually keep in mind the most important issue that faces us – our economy.

Today, we have the nation's third highest property tax on businesses – this means all business large and small. We cannot afford to over burden the small businesses are the backbone of our economy and the large-scale job creators. But not just that --- we need to lower income taxes for Iowa families and put more money in their pockets.

After all, the money the state collects is not our money – it comes from our constituents. When we consider spending decisions we must always keep that in

mind. We must continue to spend the people's money wisely – and continue to do what we started – spend less than we take in.

Ladies and gentlemen, we have a lot of work to do. I look forward to working with all of you to make Iowa strong – to make our state a better place, to grow our economy. As we begin the 85th General Assembly let's remember we were elected to serve by the folks back home to make the right decisions for the betterment of this state.

Thank you, now let's get to work.

REPORT OF THE COMMITTEE TO NOTIFY THE GOVERNOR

Deyoe of Story, Chair of the committee appointed to notify the Governor that the House is duly organized and ready to receive any communication he might desire to transmit, reported that the committee had performed its duty.

REPORT OF THE COMMITTEE TO NOTIFY THE SENATE

Vander Linden of Mahaska, Chair of the committee appointed to notify the Senate that the House is duly organized and ready to receive any communication that the Senate might desire to transmit, reported that the committee had performed its duty.

COMMITTEE FROM THE SENATE

A committee from the Senate appeared and notified the House that the Senate was duly organized and ready to receive any communications that the House might desire to transmit.

SPECIAL ORDER

Upmeyer of Cerro Gordo moved that the assignment of seats to the members of the House be made a special order for this afternoon at 2:00 p.m., which motion prevailed.

ADOPTION OF HOUSE RESOLUTION 1

Windschitl of Harrison asked and received unanimous consent for the immediate consideration of the following resolution and moved its adoption:

HOUSE RESOLUTION 1

BY S. OLSON

1 A resolution for the selection and appointment of
2 secretaries and pages.
3 BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES, That
4 each member of the House of Representatives shall be
5 entitled to select and appoint a secretary, and such
6 secretary may be called upon to aid in the discharge of
7 the clerical work of the House of Representatives. The
8 Speaker and Chief Clerk shall appoint their secretaries
9 and pages to serve for the session, and the Chief Clerk
10 is hereby authorized to employ such additional clerical
11 assistance as her duties may require.

The motion prevailed and the resolution was adopted.

ADOPTION OF HOUSE RESOLUTION 2

Windschitl of Harrison asked and received unanimous consent for the immediate consideration of the following resolution and moved its adoption:

HOUSE RESOLUTION 2

BY RAYHONS

1 A resolution to arrange for opening the sessions with
2 prayer.
3 BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES, That
4 a committee of one be appointed to arrange for opening
5 the sessions with prayer.

The motion prevailed and the resolution was adopted.

COMMITTEE ON MILEAGE

Watts of Dallas moved that a committee of three be appointed to determine the mileage due each member and report the same to the House.

The motion prevailed and the following committee was appointed: Watts of Dallas, Chair; Gassman of Winnebago and Isenhardt of Dubuque.

ADOPTION OF TEMPORARY RULES OF THE HOUSE

Upmeyer of Cerro Gordo moved that the permanent rules of the House and provisions for compensation of employees adopted by the

Eighty-fourth General Assembly be the temporary rules and temporary compensation provisions for the House of the Eighty-fifth General Assembly.

The motion prevailed.

REMARKS BY MINORITY LEADER

McCarthy of Polk offered the following remarks:

Thank you Mr. Speaker, Mr. Speaker, Ladies and Gentleman of the House.

First, congratulations to all of the newly elected Representatives. Today should be a special day for you and your loved ones. Also, Congratulations to Speaker Paulsen, Majority Leader Upmeyer, and Speaker Pro-Tem Olson. I look forward to working with you once again.

Mr. Speaker, House Democrats are ready to go to work.

Two years ago, I issued a statement during our opening day ceremony. Today, two years later, I'd like to paraphrase that statement now: House Democrats are ready to work with you in a bi-partisan way to move this great state forward. We are ready to focus on the important issues such as education, health care, public safety and a clean environment. Each and every day that House Democrats show up to work and find that the majority party is ready to work with us in a bi-partisan way on these and other important issues, then Mr. Speaker, you will receive a helping hand from us. But be mindful, however, if a day comes when House Democrats show up to work and instead find that the House ship has steered into stormy waters--- then House Democrats will attempt to steer that ship out of those stormy waters, away from the extreme...back to the mainstream.

In my opinion...far too many of those days occurred over the past two years.

Now, today, let's turn the page.

In a legislative publication I was reading yesterday, I learned that Iowa is one of only 3 states that has a legislature that is under divided control. Clearly, Iowans expect us to work together. Does anyone really believe anymore that Iowa is a so-called red state or a blue state? Looking at the results of the last several elections, it is clear that Iowa is the "purplest" of purple states. Iowans expect us to work together. I think most would also agree that while Iowans would not expect us to forsake our principles, they would expect us, when needed, to find common ground and to moderate.

Let's work together this year in a spirit of compromise and common ground.

Next week, on Tuesday, a special election will occur to replace Representative Brian Quirk. After the votes are tallied and a winner is declared, the winner will come to Des Moines to be sworn-in. That swearing-in will occur many days after the pomp and circumstance and lofty speeches of our opening week. As that new legislator begins his

committee work, let's let him be surprised at the level of bi-partisanship and civility he finds. That it is real... and was not merely buzzwords in our opening day speeches. Let's work together this year so that when the session is over we have not stories of partisan red meat to deliver to our political partisans back home, but instead stories of substantive success.

To that end, House Democrats pledge to work in a bipartisan way with the majority party and Governor Branstad to strengthen our educational system. Let us pass something in this regard we can all be proud of. Let us also work together to strengthen our mental health delivery system so that the most vulnerable amongst us are properly cared for and treated. Let us ensure that the transition between our pre-civil war prison to our new maximum security facility is done as smoothly as possible and in a way that ensures public safety. Also, let us work together to ensure clean air and clean water and fully fund the programs that maintain our trails, watersheds, and maintain our state parks.

Congratulations once again to all the legislators and their families. I look forward to working with all of you this year to make Iowa an even better place to live.

Mr. Speaker, as I said at the beginning of my speech, House Democrats are ready to go to work. Now Let's get to work!

Thank you Mr. Speaker.

REMARKS BY THE MAJORITY LEADER

Upmeyer of Cerro Gordo offered the following remarks:

Thank you Mr. Speaker! Mr. Speaker, Ladies and Gentlemen of the House, and guests, welcome to the 85th General Assembly.

It was humbling to walk into the Capitol this morning, walking past so much history, with the realization that I once again have been given the privilege of serving my neighbors and my state.

To the people of my district, thank you for this opportunity. I will humbly work to exceed the oath I have just taken. To the members of my caucus, thank you for entrusting me to once again serve as your majority leader. Our duty is to the people we serve, let the history encased in this building be a reminder of that.

A special thank you to my family. Without your support, and often your own sacrifices, I would not be able to serve.

We have a lot of new faces in the chamber today. I am looking forward to getting to know and work with each of you. In this chamber I see a group of people with diverse experiences and unique paths, which have all led to this place today. It is the convergence of our unique perspectives with which Iowans anticipate we will tackle the tough issues facing our state.

We are all here to do important work on behalf of Iowans. We should not be afraid to share ideas. We should not be afraid to debate. It is healthy for ideas in this building to receive a spirited discussion and vetting. We should embrace a civil and open dialogue.

Each and every one of you should be proud of the responsibility your constituents have entrusted you with. Do not let the hectic nature of session days obscure your purpose.

I am afraid that our leaders in Washington may have lost that focus. People in Iowa and around the country are losing their faith in government. They are losing faith in the ability of good men and women to tackle issues head on.

They see a Congress afraid to debate issues openly or operate transparently by passing a budget. They see runaway spending as the nation's debt burden reaches nearly inconceivable levels. They watch health care costs skyrocket yet no reforms to slow it.

They see lip service paid to the burden of overregulation only to watch onerous rules continue to proliferate under overzealous agencies. Our farmers are busy feeding the world and yet doubt is cast over their industry because of the failure to pass a farm bill.

The so-called "fiscal cliff" epitomized why so many are losing faith. Allegedly, Washington was finally forced to confront its own fiscal crisis. The result? More taxes, MORE debt, and they kicked as many cans down the road as they could.

If you feel anything like me then you are probably ready to tell them to get out of our way and let the states handle it!

It is my hope that the 85th General Assembly of Iowa may serve as an example of the best in public service. Iowans can be proud that we do not have the same problems that plague Washington.

In fact, we have the opportunity to show Washington what happens when we focus not on our differences, but on our common goals. Let's work together to identify the problems we face and focus on solutions.

An area where we should be able to come together is educating our youth. There was a time when the education system in Iowa evoked pride. Today however, it raises mostly concern.

We are concerned about the quality and rigor of the education our children are receiving. We are concerned that students are not graduating with the mastery necessary to succeed in college. We are concerned that our students are not graduating with the skills needed to enter the workforce and that increasingly our students must compete with not just those from other states, but other nations.

We must be resolved to address our education system. We should be open to new approaches and focused on measureable results. If we continue to fall behind, our children will find it difficult to compete and our employers will be left to look elsewhere for a skilled workforce.

Revitalizing our education system is one of the great opportunities of this General Assembly.

The citizens of Iowa have told us they are unhappy with the unsustainable growth of property taxes. If we continue to do nothing, our commercial rates will continue to drive away business, and homeowners will bear the burden of historic increases thanks to the roll up. Most of us in the room recognized that and campaigned on addressing it.

It is time for the campaign rhetoric to become action. As we do so, we must acknowledge our own poor record of funding property tax credits. We must also appreciate concerns that property tax cuts could shift the burden to other classes of property.

Property tax relief and reform can take many forms. We should be open to many ideas. However, as recognition of our own shortcomings we should ensure that it is significant, predictable and avoids any shift while benefitting all classes of property.

President Ronald Reagan is famous for saying “the problem is not that people are taxed too little, the problem is that government spends too much.” I think we can update that for Iowa in 2013. The problem is not that the state spends too little, the problem is that we collect too much!

We worked hard over the last two years to implement some common sense principles into the budgeting process. Thanks to the hard work of Iowans and these sound budgeting practices, we find the state’s finances in a healthy position.

This is tenuous however, so we must be vigilant. This starts by sticking to our budgeting principles of not spending more than we take in, not balancing the budget by intentionally underfunding obligations and not using one time funds to pay for ongoing expenses.

We can build on our success by adding another principle. We should return unused tax dollars back to the taxpayers of Iowa. The state is funding its obligations. Bipartisan budgets over the last two years have ensured that. Yet we have an ending balance.

Rather than looking for ways to spend that money, we should give it back to whom it belongs. It is the hard-working taxpayers of Iowa who earned that money and it is they who can best invest it back into our state. Please resist the urge to grow government with that money, it might not always be there.

At a time when the federal government is fighting over how to take more money, I look forward to spending our time on how to return it. Which is why I think Iowa is positioned to be a leader in the nation and to provide a shining example of the best in public service.

Again, it is truly an honor to be back in this beautiful Capitol building. Welcome back to the people’s House! Let’s get to work!

Thank you, Mr. Speaker.

ADOPTION OF HOUSE RESOLUTION 3

Upmeyer of Cerro Gordo asked and received unanimous consent for the immediate consideration of **House Resolution 3**, a resolution

recognizing and honoring the men and women of Iowa's utility companies and their contractors for their untiring service during the Hurricane Sandy crisis, and moved its adoption.

The motion prevailed and the resolution was adopted.

RULE 57 SUSPENDED

Upmeyer of Cerro Gordo asked and received unanimous consent to suspend Rule 57, relating to committee notice and agenda for a meeting of the committee on Administration and Rules upon adjournment today.

On motion by Upmeyer of Cerro Gordo, the House was recessed at 11:28 a.m., until 2:00 p.m.

AFTERNOON SESSION

The House reconvened at 2:15 p.m., Speaker Paulsen in the chair.

SPECIAL ORDER

The hour for the special order having arrived, the members were requested to vacate their seats.

The drawing of seats was as follows:

- 1. Speaker of the House Paulsen—floor seat
- 2. Speaker Pro Tempore Olson, S.
- 3. Majority Floor Leader Upmeyer
- 4. Minority Floor Leader McCarthy
- 5. Assistant Floor Leaders
- 6. Members with defective sight, hearing and physical disability
- 7. Drawing by seniority:
 - a. Former Speaker
 - b. Returning members, by seniority
 - c. New members

The drawing of seats proceeded with the following results:

Name	Seat No.
Abdul-Samad, Ako	23
Alons, Dwayne	32
Anderson, Marti	59
Bacon, Robert	48
Baltimore, Chip	12

Baudler, Clel	26
Bearinger, Bruce.....	17
Berry, Deborah.....	82
Brandenburg, Mark A.	36
Byrnes, Joshua.....	54
Cohoon, Dennis	67
Costello, Mark.....	50
Cownie, Peter.....	81
Dawson, David	76
Deyoe, Dave.....	62
Dolecheck, Cecil	65
Drake, Jack	46
Dunkel, Nancy A.....	40
Fisher, Dean C.	28
Forbes, John	77
Forristall, Greg	68
Fry, Joel.....	34
Gaines, Ruth Ann	21
Garrett, Julian B.	79
Gaskill, Mary	63
Gassman, Tedd	57
Grassley, Patrick	16
Hagenow, Chris.....	66
Hall, Chris	78
Hanson, Curt.....	94
Hanusa, Mary Ann	72
Heartsill, Greg T.	49
Heaton, Dave.....	6
Heddens, Lisa	91
Hein, Lee	29
Hess, Megan.....	20
Highfill, Jake	42
Hunter, Bruce L.	93
Huseman, Dan	45
Isenhart, Charles	13
Jacoby, Dave	11
Jorgensen, Ron.....	70
Kajtazovic, Anesa.....	35
Kaufmann, Bobby	52
Kearns, Jerry A.....	69
Kelley, Dan.....	1
Klein, Jarad.....	55
Koester, Kevin.....	8
Kressig, Bob	7
Landon, John	22
Lensing, Vicki	37
Lofgren, Mark S.	4
Lundby, Daniel	73
Lykam, Jim	87
Mascher, Mary	97
Maxwell, David E.....	27
McCarthy, Kevin.....	99

Miller, Helen	92
Miller, Linda	2
Moore, Brian	56
Muhlbauer, Dan	9
Murphy, Pat	85
Oldson, Jo	90
Olson, Rick L.	98
Olson, Steven	84
Olson, Tyler	96
Ourth, Scott	75
Paulsen, Kraig	14
Pettengill, Dawn	5
Rayhons, Henry V.	64
Riding, Joe	61
Rogers, Walt	83
Ruff, Patti	38
Running-Marquardt, Kirsten	88
Salmon, Sandy	3
Sands, Tom	47
Schultz, Jason	51
Shaw, Tom W.	25
Sheets, Larry	30
Smith, Jeff	24
Smith, Mark	86
Soderberg, Chuck	60
Staed, Art	71
Stanerson, Quentin	10
Steckman, Sharon	80
Stutsman, Sally	41
Taylor, Rob	18
Taylor, Todd	95
Thede, Phyllis	33
Thomas, Roger	89
Upmeyer, Linda	100
Vander Linden, Guy	31
Watts, Ralph	44
Wessel-Kroeschell, Beth	43
Winckler, Cindy	39
Windschitl, Matt	53
Wolfe, Mary	15
Wood, Frank	74
Worhan, Gary	58
(Vacant)	19

Upmeyer of Cerro Gordo moved that the assignment of seats be accepted as listed, which motion prevailed.

STANDING COMMITTEES APPOINTED

The Speaker announced the following appointments to the standing committees of the House:

(Final appointments will be announced after the special election is held on January 22, 2013 for District 52)

* – Vice Chair

** – Ranking Member

ADMINISTRATION AND RULES – 15 Members

Windschitl, Chair	Rogers*	Muhlbauer**
Abdul-Samad	Berry	Fry
Gaskill	Hagenow	Mascher
McCarthy	Olson, S.	Paulsen
Smith, J.	Smith, M.	Upmeyer

AGRICULTURE – 23 Members

Grassley, Chair	Klein*	Miller, H.**
Alons	Baudler	Bearinger
Cownie	Deyoe	Drake
Dunkel	Hanson	Hein
Kaufmann	Kearns	Kelley
Maxwell	Moore	Muhlbauer
Olson, S.	Ourth	Ruff
Shaw	(Vacant)	

APPROPRIATIONS – 25 Members

Soderberg, Chair	Lofgren*	Olson, T.**
Bearinger	Deyoe	Dolecheck
Drake	Dunkel	Fisher
Garrett	Hall	Heaton
Heddens	Highfill	Huseman
Kajtažovic	Koester	Lundby
Murphy	Rogers	Running-Marquardt
Taylor, T.	Watts	Winckler
Worthan		

COMMERCE – 23 Members

Cownie, Chair	Brandenburg*	Hall**
Baltimore	Dawson	Fisher
Forbes	Grassley	Jacoby
Kajtažovic	Kressig	Landon
Lykam	Oldson	Olson, T.
Pettengill	Riding	Sands
Smith, J.	Soderberg	Taylor, R.
Vander Linden	Watts	

ECONOMIC GROWTH – 21 Members

Hanusa, Chair	Kaufmann*	Thomas**
Alons	Baltimore	Bearinger
Deyoe	Dunkel	Gaskill
Heddens	Jacoby	Jorgensen
Lofgren	Miller, H.	Moore
Ourth	Rogers	Schultz
Sheets	Taylor, R.	Wood

EDUCATION – 23 Members

Jorgensen, Chair	Stanerson*	Steckman**
Abdul-Samad	Byrnes	Cphoon
Dolecheck	Fry	Gaines
Garrett	Gassman	Hanson
Hanusa	Hess	Koester
Mascher	Miller, L.	Rogers
Ruff	Salmon	Staed
Winckler	Wood	

ENVIRONMENTAL PROTECTION – 21 Members

Hein, Chair	Taylor, R.*	Isenhardt**
Anderson	Baudler	Berry
Deyoe	Gassman	Hess
Kelley	Klein	Lensing
Lundby	Maxwell	Schultz
Sheets	Smith, J.	Smith, M.
Soderberg	Steckman	Wessel-Kroeschell

ETHICS – 6 Members

Smith, J., Chair	Shaw*	Thede**
Heaton	Olson, T.	Smith, M.

GOVERNMENT OVERSIGHT – 9 Members

Koester, Chair	Heartsill*	Gaines**
Baudler	Cownie	Lensing
Murphy	Pettengill	Thede

HUMAN RESOURCES – 21 Members

Miller, L., Chair	Bacon*	Wessel-Kroeschell**
Abdul-Samad	Anderson	Costello
Dawson	Forristall	Fry
Garrett	Heaton	Heddens
Hess	Hunter	Koester
Landon	Lofgren	Murphy
Smith, M.	Stutsman	Taylor, R.

JUDICIARY – 21 Members

Baltimore, Chair	Hess*	Wolfe**
Alons	Anderson	Brandenburg
Dawson	Garrett	Gassman
Hagenow	Heartsill	Heaton
Kaufmann	Lensing	Oldson
Olson, R.	Olson, T.	Smith, M.
Wessel-Kroeschell	Windschitl	Worthan

LABOR – 17 Members

Forristall, Chair	Sheets*	Hunter**
Berry	Costello	Fry
Hanusa	Jorgensen	Kearns
Klein	Lofgren	Mascher
Murphy	Running-Marquardt	Schultz
Taylor, T.	Watts	

LOCAL GOVERNMENT – 21 Members

Schultz, Chair	Heartsill*	Staed**
Dolecheck	Fisher	Forbes
Gaskill	Gassman	Hanusa
Highfill	Kressig	Lundby
Pettengill	Rayhons	Riding
Running-Marquardt	Sheets	Stanerson
Thede	Windschitl	Wood

NATURAL RESOURCES – 21 Members

Rayhons, Chair	Fisher*	Hanson**
Bacon	Baudler	Byrnes
Dolecheck	Hall	Highfill
Huseman	Lundby	Lykam
Maxwell	Miller, H.	Ourth
Ruff	Salmon	Shaw
Smith, J.	Thede	Thomas

PUBLIC SAFETY – 21 Members

Baudler, Chair	Shaw*	Kressig**
Abdul-Samad	Anderson	Berry
Brandenburg	Dawson	Fry
Gaines	Heartsill	Huseman
Klein	Muhlbauer	Olson, R.
Olson, S.	Rayhons	Salmon
Sands	Wolfe	Worthan

STATE GOVERNMENT – 23 Members

Vander Linden, Chair	Highfill*	Lensing**
Bacon	Cohoon	Costello
Drake	Grassley	Hagenow
Hein	Hunter	Isenhart
Kajtažovic	Koester	Mascher
Miller, L.	Pettengill	Stanerson
Steckman	Taylor, T.	Watts
Winckler	(Vacant)	

TRANSPORTATION – 21 Members

Byrnes, Chair	Moore*	Lykam**
Cohoon	Forbes	Forristall
Heartsill	Huseman	Jorgensen
Kaufmann	Landon	Miller, H.
Murphy	Olson, R.	Olson, S.
Pettengill	Rayhons	Riding
Rogers	Stutsman	Wolfe

VETERANS AFFAIRS – 17 Members

Alons, Chair	Salmon*	Kearns**
Bacon	Brandenburg	Costello
Gaines	Jacoby	Kajtažovic
Miller, L.	Muhlbauer	Shaw
Staed	Stanerson	Thomas
Windschitl	Worthan	

WAYS AND MEANS – 25 Members

Sands, Chair	Landon*	Oldson**
Baltimore	Byrnes	Cownie
Forbes	Forristall	Gaskill
Grassley	Hagenow	Hein
Isenhart	Kearns	Kelley
Maxwell	Moore	Muhlbauer
Riding	Stanerson	Stutsman
Thomas	Vander Linden	Windschitl
(Vacant)		

HOUSE APPROPRIATIONS SUBCOMMITTEES**ADMINISTRATION AND REGULATION – 9 Members**

Watts, Chair	Gassman*	Kelley**
Hunter	Riding	Schultz
Staed	Stanerson	Vander Linden

AGRICULTURE AND NATURAL RESOURCES – 9 Members

Drake, Chair	Klein*	Wood**
Bearinger	Grassley	Hein
Oourth	Ruff	Salmon

ECONOMIC DEVELOPMENT – 9 Members

Deyoe, Chair	Kaufmann*	Running-Marquardt**
Forristall	Hanusa	Isenhardt
Kajtazovic	Kressig	Sheets

EDUCATION – 9 Members

Dolecheck, Chair	Taylor, R.*	Winckler**
Byrnes	Hanson	Highfill
Jorgensen	Lundby	Steckman

HEALTH AND HUMAN SERVICES – 9 Members

Heaton, Chair	Costello*	Heddens**
Bacon	Fisher	Forbes
Miller, L.	Stutsman	Wessel-Kroeschell

JUSTICE SYSTEM – 9 Members

Worthan, Chair	Garrett*	Taylor, T.**
Anderson	Baltimore	Brandenburg
Dawson	Hess	Olson, R.

TRANSPORTATION, INFRASTRUCTURE, AND CAPITALS – 9 Members

Huseman, Chair	Maxwell*	Cohoon**
Alons	Dunkel	Jacoby
Landon	Lykam	Moore

HOUSE COMMITTEE ASSIGNMENTS

Abdul-Samad, Ako
 Administration and Rules
 Education
 Human Resources
 Public Safety

Alons, Dwayne
 Agriculture
 Economic Growth
 Judiciary
 Veterans Affairs, Chair
 Transportation, Infrastructure, and Capitals Appropriations Subcommittee

Anderson, Marti

Environmental Protection
Human Resources
Judiciary
Public Safety
Justice System Appropriations Subcommittee

Bacon, Robert

Human Resources, Vice Chair
Natural Resources
State Government
Veterans Affairs
Health and Human Services Appropriations Subcommittee

Baltimore, Chip

Commerce
Economic Growth
Judiciary, Chair
Ways and Means
Justice System Appropriations Subcommittee

Baudler, Clel

Agriculture
Environmental Protection
Government Oversight
Natural Resources
Public Safety, Chair

Bearinger, Bruce

Agriculture
Appropriations
Economic Growth
Agriculture and Natural Resources Appropriations Subcommittee

Berry, Deborah L.

Administration and Rules
Environmental Protection
Labor
Public Safety

Brandenburg, Mark A.

Commerce, Vice Chair
Judiciary
Public Safety
Veterans Affairs
Justice System Appropriations Subcommittee

Byrnes, Josh

Education
Natural Resources
Transportation, Chair
Ways and Means
Education Appropriations Subcommittee

Cohoon, Dennis M.

Education

State Government

Transportation

Transportation, Infrastructure and Capitals Appropriations Subcommittee, Ranking Member

Costello, Mark

Human Resources

Labor

State Government

Veterans Affairs

Health and Human Services Appropriations Subcommittee, Vice Chair

Cownie, Peter

Agriculture

Commerce, Chair

Government Oversight

Ways and Means

Dawson, David

Commerce

Human Resources

Judiciary

Public Safety

Justice System Appropriations Subcommittee

Deyoe, Dave

Agriculture

Appropriations

Economic Growth

Environmental Protection

Economic Development Appropriations Subcommittee, Chair

Dolecheck, Cecil

Appropriations

Education

Local Government

Natural Resources

Education Appropriations Subcommittee, Chair

Drake, Jack

Agriculture

Appropriations

State Government

Agriculture and Natural Resources Appropriations Subcommittee, Chair

Dunkel, Nancy A.

Agriculture

Appropriations

Economic Growth

Transportation, Infrastructure, and Capitals Appropriations Subcommittee

Fisher, Dean C.

Appropriations
Commerce
Local Government
Natural Resources, Vice Chair
Health and Human Services Appropriations Subcommittee

Forbes, John

Commerce
Local Government
Transportation
Ways and Means
Health and Human Services Appropriations Subcommittee

Forristall, Greg

Human Resources
Labor, Chair
Transportation
Ways and Means
Economic Development Appropriations Subcommittee

Fry, N. Joel

Administration and Rules
Education
Human Resources
Labor
Public Safety

Gaines, Ruth Ann

Education
Government Oversight, Ranking Member
Public Safety
Veterans Affairs

Garrett, Julian B.

Appropriations
Education
Human Resources
Judiciary
Justice System Appropriations Subcommittee, Vice Chair

Gaskill, Mary A.

Administration and Rules
Economic Growth
Local Government
Ways and Means

Gassman, Tedd

Education
Environmental Protection
Judiciary
Local Government
Administration and Regulation Appropriations Subcommittee, Vice Chair

Grassley, Pat

Agriculture, Chair
Commerce
State Government
Ways and Means
Agriculture and Natural Resources Appropriations Subcommittee

Hagenow, Chris

Administration and Rules
Judiciary
State Government
Ways and Means

Hall, Chris

Appropriations
Commerce, Ranking Member
Natural Resources

Hanson, Curt

Agriculture
Education
Natural Resources, Ranking Member
Education Appropriations Subcommittee

Hanusa, Mary Ann

Economic Growth, Chair
Education
Labor
Local Government
Economic Development Appropriations Subcommittee

Heartsill, Greg T.

Government Oversight, Vice Chair
Judiciary
Local Government, Vice Chair
Public Safety
Transportation

Heaton, David E.

Appropriations
Ethics
Human Resources
Judiciary
Health and Human Resources Appropriations Subcommittee, Chair

Heddens, Lisa K.

Appropriations
Economic Growth
Human Resources
Health and Human Services Appropriations Subcommittee, Ranking Member

Hein, Lee

Agriculture
Environmental Protection, Chair
State Government
Ways and Means
Agriculture and Natural Resources Appropriations Subcommittee

Hess, Megan

Education
Environmental Protection
Human Resources
Judiciary, Vice Chair
Justice System Appropriations Subcommittee

Highfill, Jake

Appropriations
Local Government
Natural Resources
State Government, Vice Chair
Education Appropriations Subcommittee

Hunter, Bruce L.

Human Resources
Labor, Ranking Member
State Government
Administration and Regulation Appropriations Subcommittee

Huseman, Daniel Adair

Appropriations
Natural Resources
Public Safety
Transportation
Transportation, Infrastructure, and Capitals Appropriations Subcommittee, Chair

Isenhardt, Charles

Environmental Protection, Ranking Member
State Government
Ways and Means
Economic Development Appropriations Subcommittee

Jacoby, Dave

Commerce
Economic Growth
Veterans Affairs
Transportation, Infrastructure, and Capitals Appropriations Subcommittee

Jorgensen, Ron

Economic Growth
Education, Chair
Labor
Transportation
Education Appropriations Subcommittee

Kajtazovic, Anesa

Appropriations

Commerce

State Government

Veterans Affairs

Economic Development Appropriations Subcommittee

Kaufmann, Bobby

Agriculture

Economic Growth, Vice Chair

Judiciary

Transportation

Economic Development Appropriations Subcommittee, Vice Chair

Kearns, Jerry A.

Agriculture

Labor

Veterans Affairs, Ranking Member

Ways and Means

Kelley, Dan

Agriculture

Environmental Protection

Ways and Means

Administration and Regulation Appropriations Subcommittee, Ranking Member

Klein, Jarad

Agriculture, Vice Chair

Environmental Protection

Labor

Public Safety

Agriculture and Natural Resources Appropriations Subcommittee, Vice Chair

Koester, Kevin

Appropriations

Education

Government Oversight, Chair

Human Resources

State Government

Kressig, Bob

Commerce

Local Government

Public Safety, Ranking Member

Economic Development Appropriations Subcommittee

Landon, John

Commerce

Human Resources

Transportation

Ways and Means, Vice Chair

Transportation, Infrastructure, and Capitals Appropriations Subcommittee

Lensing, Vicki

Environmental Protection
Government Oversight
Judiciary
State Government, Ranking Member

Lofgren, Mark S.

Appropriations, Vice Chair
Economic Growth
Human Resources
Labor

Lundby, Daniel

Appropriations
Environmental Protection
Local Government
Natural Resources
Education Appropriations Subcommittee

Lykam, Jim

Commerce
Natural Resources
Transportation, Ranking Member
Transportation, Infrastructure, and Capitals Appropriations Subcommittee

Mascher, Mary

Administration and Rules
Education
Labor
State Government

Maxwell, David E.

Agriculture
Environmental Protection
Natural Resources
Ways and Means
Transportation, Infrastructure, and Capitals Appropriations Subcommittee, Vice Chair

McCarthy, Kevin M.

Administration and Rules

Miller, Helen

Agriculture, Ranking Member
Economic Growth
Natural Resources
Transportation

Miller, Linda J.

Education
Human Resources, Chair
State Government
Veterans Affairs
Health and Human Services Appropriations Subcommittee

Moore, Brian

Agriculture
Economic Growth
Transportation, Vice Chair
Ways and Means
Transportation, Infrastructure, and Capitals Appropriations Subcommittee

Muhlbauer, Dan

Administration and Rules, Ranking Member
Agriculture
Public Safety
Veterans Affairs
Ways and Means

Murphy, Patrick J.

Appropriations
Government Oversight
Human Resources
Labor
Transportation

Oldson, Jo

Commerce
Judiciary
Ways and Means, Ranking Member

Olson, Rick

Judiciary
Public Safety
Transportation
Justice System Appropriations Subcommittee

Olson, Steven

Administration and Rules
Agriculture
Public Safety
Transportation

Olson, Tyler

Appropriations, Ranking Member
Commerce
Ethics
Judiciary

Ourth, Scott

Agriculture
Economic Growth
Natural Resources
Agriculture and Natural Resources Appropriations Subcommittee

Paulsen, Kraig
Administration and Rules

Pettengill, Dawn Elizabeth
Commerce
Government Oversight
Local Government
State Government
Transportation

Rayhons, Henry V.
Local Government
Natural Resources, Chair
Public Safety
Transportation

Riding, Joe
Commerce
Local Government
Transportation
Ways and Means
Administration and Regulation Appropriations Subcommittee

Rogers, Walt
Administration and Rules, Vice Chair
Appropriations
Economic Growth
Education
Transportation

Ruff, Patti
Agriculture
Education
Natural Resources
Agriculture and Natural Resources Appropriations Subcommittee

Running-Marquardt, Kirsten Anne
Appropriations
Labor
Local Government
Economic Development Appropriations Subcommittee, Ranking Member

Salmon, Sandy
Education
Natural Resources
Public Safety
Veterans Affairs, Vice Chair
Agriculture and Natural Resources Appropriations Subcommittee

Sands, Thomas R.
Commerce
Public Safety
Ways and Means, Chair

Schultz, Jason

Economic Growth

Environmental Protection

Labor

Local Government, Chair

Administration and Regulation Appropriations Subcommittee

Shaw, Tom W.

Agriculture

Ethics, Vice Chair

Natural Resources

Public Safety, Vice Chair

Veterans Affairs

Sheets, Larry

Economic Growth

Environmental Protection

Labor, Vice Chair

Local Government

Economic Development Appropriations Subcommittee

Smith, Jeff

Administration and Rules

Commerce

Environmental Protection

Ethics, Chair

Natural Resources

Smith, Mark D.

Administration and Rules

Environmental Protection

Ethics

Human Resources

Judiciary

Soderberg, Chuck

Appropriations, Chair

Commerce

Environmental Protection

Staed, Art

Education

Local Government, Ranking Member

Veterans Affairs

Administration and Regulation Appropriations Subcommittee

Stanerson, Quentin

Education, Vice Chair

Local Government

State Government

Veterans Affairs

Ways and Means

Administration and Regulation Appropriations Subcommittee

Steckman, Sharon S.

Education, Ranking Member
Environmental Protection
State Government
Education Appropriations Subcommittee

Stutsman, Sally

Human Resources
Transportation
Ways and Means
Health and Human Services Appropriations Subcommittee

Taylor, Rob

Commerce
Economic Growth
Environment Protection, Vice Chair
Human Resources
Education Appropriations Subcommittee, Vice Chair

Taylor, Todd E.

Appropriations
Labor
State Government
Justice System Appropriations Subcommittee, Ranking Member

Thede, Phyllis

Ethics, Ranking Member
Government Oversight
Local Government
Natural Resources

Thomas, Roger

Economic Growth, Ranking Member
Natural Resources
Veterans Affairs
Ways and Means

Upmeyer, Linda L.

Administration and Rules

Vander Linden, Guy M.

Commerce
State Government, Chair
Ways and Means
Administration and Regulation Appropriations Subcommittee

Watts, Ralph C.

Appropriations
Commerce
Labor
State Government
Administration and Regulation Appropriations Subcommittee, Chair

Wessel-Kroeschell, Beth
Environmental Protection
Human Resources, Ranking Member
Judiciary
Health and Human Services Appropriations Subcommittee

Winckler, Cindy L.
Appropriations
Education
State Government
Education Appropriations Subcommittee, Ranking Member

Windschitl, Matt W.
Administration and Rules, Chair
Judiciary
Local Government
Veterans Affairs
Ways and Means

Wolfe, Mary
Judiciary, Ranking Member
Public Safety
Transportation

Wood, Frank B.
Economic Growth
Education
Local Government
Agriculture and Natural Resources Appropriations Subcommittee, Ranking Member

Worthan, Gary
Appropriations
Judiciary
Public Safety
Veterans Affairs
Justice System Appropriations Subcommittee, Chair

COMMUNICATIONS RECEIVED

The following communications were received and filed in the office of the Chief Clerk:

ASSOCIATION OF IOWA FAIRS

State Funding Report for Iowa Fairs, pursuant to Iowa Code section 174.10(b).

ATTORNEY GENERAL'S OFFICE

False Claims Act Report, pursuant to Chapter 1031, section 345, 2010 Iowa Acts.

Prosecutor Intern Program Annual Report, pursuant to Iowa Code section 13.2(12).

Consumer Protection Division

Iowa Consumer Credit Code Report, pursuant to Iowa Code section 537.6104(5).

AUDITOR OF STATE

Attorney General's Office Reimbursements Report, pursuant to Senate File 475, 2010 Iowa Acts.

Reports on Recommendations to the College Student Aid Commission, the Department of Commerce, the Iowa Public Employees' Retirement System, the Iowa Veterans Home, the Department of Veterans Affairs and the Eight Judicial District/Department of Correctional Services, pursuant to Iowa Code section 11.25.

Targeted Small Business Procurement Activities Report, pursuant to Iowa Code section 11.26.

BOARD OF REGENTS

Transfer of Funds-Regional Study Centers Report, pursuant to Senate File 2321, 2012 Iowa Acts.

Annual Sudan and Iran Divestments Reports, pursuant to Iowa Code section 12F.5.

2012 Postsecondary Enrollment Program and Specific Expenditures Report, pursuant to Iowa Code section 262.9(35).

Cooperative Purchasing Plan Report, pursuant to Iowa Code section 262.9B.

ISU Ankeny Experimental Farm Sale Report, pursuant to Iowa Code section 266.39F(3).

Local Food and Farm Program Report, pursuant to Iowa Code section 267A.7.

ISU Livestock Odor Mitigation Report, pursuant to Iowa Code section 266.47.

UIHC Audited Financial Report, pursuant to Iowa Code section 263A.13.

College Bound and IMAGES Annual Report, pursuant to Iowa Code section 262.93.

Research and Development School Advisory Council Report, pursuant to Iowa Code section 256G.4.

Beginner Farmer Center Report, pursuant to Iowa Code section 266.39E(3).

COLLEGE STUDENT AID COMMISSION

Accelerated Career Education Grants Report, pursuant to Iowa Code section 261.22.

ICN Savings Report, pursuant to Iowa Code section 8D.10.

Tuition Grants Annual Report, pursuant to Iowa Code section 261.15(4).

Teacher Shortage Forgivable Loan Program Annual Report, pursuant to Iowa Code section 261.111(9).

Iowa Vocational-Technical Tuition Grants Annual Report, pursuant to Iowa Code section 261.17(7)(d).

Barber and Cosmetology Arts and Sciences Tuition Grant Program Annual Report, pursuant to Iowa Code section 261.18.

Registered Nurse and Nurse Educator Loan Forgiveness Program Report, pursuant to Iowa Code section 261.23.

Teacher Shortage Loan Forgiveness Program Report, pursuant to Iowa Code section 261.112.

Iowa Grant Program Report, pursuant to Iowa Code section 261.96.

Judicial Review Report, pursuant to Iowa Code section 625.29(7).

Joint Investment Trusts Report, pursuant to Iowa Code section 28E.

DEPARTMENT FOR THE BLIND

ICN Savings Report, pursuant to Iowa Code section 8D.10.

Joint Investment Trust Report, pursuant to Iowa Code section 12B.10A(7).

Judicial Review Report, pursuant to Iowa Code section 625.29(7).

Performance Report, pursuant to Iowa Code section 216B.7.

DEPARTMENT OF ADMINISTRATIVE SERVICES

Educational Leave/Educational Financial Assistance Report, pursuant to Iowa Code section 70A.25(3).

Internal Service Fund Report, pursuant to Iowa Code section 8A.123(5).

Diversity and Affirmative Action Report, pursuant to Iowa Code section 19B.5(2).

State Employee Retirement Incentive Program Report, pursuant to Senate File 2062, 2010 Iowa Acts.

Capitol Planning Commission Report, pursuant to Iowa Code section 8A.373.

ICN Savings Report, pursuant to Iowa Code section 8D.10.

Annual Report, pursuant to Iowa Code section 7A.3.

DEPARTMENT OF AGRICULTURE AND LAND STEWARDSHIP

Soil Nutrient Mass Study Report, pursuant to Chapter 128.17, 2011 Iowa Acts.

DEPARTMENT OF COMMERCE

Insurance Division

ICN Savings Report, pursuant to Iowa Code section 8D.10.

Health Spending Costs for Health Insurance Plans Report, pursuant to Iowa Code section 505.18.

Medical Malpractice Annual Report, pursuant to Iowa Code section 505.27.

Annual Report, pursuant to Iowa Code section 505.18.

Banking Division

ICN Savings Report, pursuant to Iowa Code section 8D.10.

Joint Investment Trust Report, pursuant to Iowa Code section 12B.10A(7).

Alcoholic Beverages Division

ICN Savings Report, pursuant to Iowa Code section 8D.10.

Utilities Division

Small Wind Innovations Zone Report, pursuant to Iowa Code section 476.48(6).

DEPARTMENT OF CORRECTIONAL SERVICES

ICN Savings Report, pursuant to Iowa Code section 8D.10.

DEPARTMENT OF CORRECTIONS

ICN Savings Report, pursuant to Iowa Code section 8D.10.

Electronic Monitoring System Report, pursuant to Iowa Code section 904.115.

DEPARTMENT OF EDUCATION

ICN Savings Report, pursuant to Iowa Code section 8D.10.

Early Childhood Assessment Task Force Report, pursuant to Senate File 2284, 2012 Iowa Acts.

School Instructional Time Task Force Report, pursuant to Senate File 2284, 2012 Iowa Acts.

Statewide Teacher and Administrator Evaluation System Task Force Report, pursuant to Senate File 2284, 2012 Iowa Acts.

Teacher Performance, Compensation and Career Development Task Force Report, pursuant to Senate File 2284, 2012 Iowa Acts.

Teaching Standards and Teacher Evaluation Task Force Report, pursuant to Senate File 2284, 2010 Iowa Acts.

Charter School and Innovation Zone School Report, pursuant to Iowa Code section 256F.10(2).

Core Curriculum Report, pursuant to Iowa Code section 256.9(54).

Iowa Autism Council Report, pursuant to Iowa Code section 256.35A(4).

School Infrastructure Funding Report, pursuant to Iowa Code section 256.9(19).

Issuances of Disaster Waivers Report, pursuant to Iowa Code section 256.9.

Competency-Based Instruction Task Force Preliminary Report, pursuant to Chapter 1119.2, 2012 Iowa Acts.

Online Learning Survey Report, pursuant to Chapter 1119.15, 2012 Iowa Acts.

Iowa Public Television

ICN Savings Report, pursuant to Iowa Code section 8D.10.

Joint Investment Trust Report, pursuant to Iowa Code section 28E.

Judicial Review Report, pursuant to Iowa Code section 625.29(7).

Division of Vocational Rehabilitation

ICN Savings Report, pursuant to Iowa Code section 8D.10.

Job Placement of Individual with Disabilities Report, pursuant to Chapter 1132.5, 2012 Iowa Acts.

DEPARTMENT OF HUMAN RIGHTS

ICN Savings Report, pursuant to Iowa Code section 8D.10.

Criminal and Juvenile Justice Planning

Monitoring Report, pursuant to Iowa Code section 216A.135.

Public Safety Advisory Board Report, pursuant to Iowa Code section 216A.133A(5).

Comprehensive Jail Diversion Program-Mental Health Courts Report, pursuant to Senate File 2312, 2012 Iowa Acts.

DEPARTMENT OF HUMAN SERVICES

ICN Savings Report, pursuant to Iowa Code section 8D.10.

Cost Containment Strategies Report, pursuant to House File 649, section 10, 2011 Iowa Acts.

Differential Response Review and Recommendations Report, pursuant to House File 2226, section 6, 2012 Iowa Acts.

Child Abuse Assessment Administrative Appeals Report, pursuant to House File 2226, section 7, 2012 Iowa Acts.

Subacute Facilities Report, pursuant to Senate File 2315, section 58, 2012 Iowa Acts.

Judicial Branch/Department of Human Services Judicial Workgroup-Involuntary Commitment Report, pursuant to Senate File 2312, 2012 Iowa Acts.

Direct Care Worker in Nursing Facilities Turnover Report, pursuant to House File 2239, 2008 Iowa Acts.

Children's Disability Services Workgroup Report, pursuant to Senate File 2315, section 26, 2012 Iowa Code.

Transition Fund Report, pursuant to Senate File 2315, section 23, 2012 Iowa Acts.

Child Abuse Registry Length of Time Report, pursuant to House File 2226, section 6, 2012 Iowa Acts.

Regional Service System-Outcomes and Performance Measures Committee Report, pursuant to Senate File 2315, section 25, 2012 Iowa Acts.

Crisis Stabilization Program Pilot Report, pursuant to Senate File 2315, section 60(2), 2112 Iowa Acts.

Third Party Coverage Sources for Adults with a Developmental Disability and Adults with a Brain Injury Report, pursuant to Senate File 2315, section 22(2), 2012 Iowa Acts.

Service System Data and Statistical Integration Information Report, pursuant to Senate File 525, section 3, 2011 Iowa Acts.

Healthy and Well Kids in Iowa Board Report, pursuant to Iowa Code section 514I.5(7)(g).

Independent Living Services Report, pursuant to Iowa Code section 234.35(4).

Foster Group Care Rate Methodology Workgroup Final Report, pursuant to Iowa Code 217.

MHDS Redesign Transition Committee Final Report, pursuant to Chapter 1120.22, 2012 Iowa Acts.

DEPARTMENT OF INSPECTION AND APPEALS

ICN Savings Report, pursuant to Iowa Code section 8D.10.

Fiscal Impact of Additional Full-Time Positions Relating to Medicaid Divestiture Program Report, pursuant to Chapter 1131.15, 2012 Iowa Acts.

Medicaid Divestiture Program Additional funding Report, pursuant to Chapter 127.72, 2011 Iowa Acts.

DEPARTMENT OF NATURAL RESOURCES

Public Drinking Water Program Report, pursuant to Iowa Code section 455B.105(5).

Compliance with Federal Air Quality Standards Report, pursuant to Iowa Code section 455B.134(14).

Midwest Interstate Low-Level Radioactive Waste Compact Commission Report, pursuant to Iowa Code section 457B.1.

Hazardous Substances Remedial Fund Report, pursuant to Iowa Code section 455E.11(2).

Household Hazardous Waste Account Report, pursuant to Iowa Code section 455E.11(2).

Hazardous Waste Remedial Fund Annual Report, pursuant to 455B.425.

Greenhouse Gas Emissions Inventory Report, pursuant to Iowa Code section 455B.104.

Annual Report, pursuant to Iowa Code section 455B.

State Preserves Report, pursuant to Iowa Code section 465C.8(11).

Mercury-Added Thermostats Report, pursuant to Iowa Code section 455D.16.

Lake Restoration Report, pursuant to Iowa Code section 456A.33B.

Natural Resources and Outdoor Recreations Trust Fund Report, pursuant to Iowa Code section 461.22.

DEPARTMENT OF PUBLIC DEFENSE

Annual Report, pursuant to Iowa Code section 29A.12.

DEPARTMENT OF PUBLIC HEALTH

Plumbing and Mechanical Systems Board's Reports, pursuant to Iowa Code section 105.9.

Mental Health and Disabilities Workforce Workgroup Report, pursuant to Senate File 2315, 2012 Iowa Acts.

Guidelines for the Management of Chronic Conditions in Iowa Schools Report, pursuant to Senate File 2336, 2012 Iowa Acts.

Mandatory Child Abuse Reporter Training-Committee Report, pursuant to Senate File 2225, 2012 Iowa Acts.

Anatomical Gift Public Awareness Donation and Compliance Report, pursuant to Iowa Code Section 142C.17.

Statewide Health Care Delivery Infrastructure and Resources Strategic Plan Report, pursuant to Iowa Code section 135.164(4).

Gambling Treatment Program Report, pursuant to Iowa Code section 135.150(2).

DEPARTMENT OF PUBLIC SAFETY
Statewide Interoperable Communications System Board

Annual Report, pursuant to Iowa Code section 80.29.

DEPARTMENT OF REVENUE

ICN Savings Report, pursuant to Iowa Code section 8D.10.

Solar Energy System Tax Credit Annual Report, pursuant to Iowa Code section 422.11L(5).

Tax Research and Policy Analysis Section Targeted Jobs Withholding Tax Credit Evaluation Study Report, pursuant to 421.17(13).

DEPARTMENT OF TRANSPORTATION

Transportation Improvement Program Report, pursuant to Iowa Code section 71.9.

Use of Revisions Report, pursuant to Iowa Code section 307.46(2).

Educational Leave Report, pursuant to Iowa Code section 70A.25(3)(b).

Small Business and Disadvantaged Business Enterprise Report, pursuant to House File 2460, 2010 Iowa Acts.

Transportation Coordination Report, pursuant to Iowa Code section 324A.4.

School Bus Safety Study Report, pursuant to Senate File 2218, 2012 Iowa Acts.

ICN Savings Report, pursuant to Iowa Code section 8D.10.

Iowa Highway Research Board Annual Report, pursuant to Iowa Code sections 310.36 and 312.3A.

Secondary Road Research Fund Report, pursuant to Iowa Code section 310.36.

Street Research Fund Report, pursuant to Iowa Code section 312.3A.

DEPARTMENT OF VETERANS AFFAIRS

Judicial Review Report, pursuant to Iowa Code section 625.29(7).

Allocation Programs for Veterans Report, pursuant to Iowa code section 35A.5.

DEPARTMENT ON AGING

Elder Abuse Task Force Report, pursuant to House File 2387, 2012 Iowa Acts.

Substitute Decision Maker Report, pursuant to Senate File 2336, 2012 Iowa Acts.

ICN Savings Report, pursuant to Iowa Code section 8D.10.

ECONOMIC DEVELOPMENT AUTHORITY

Iowa Commission on Volunteer Services Report, pursuant to Iowa Code section 15H.2.

Building Energy Management Report, pursuant to Iowa Code section 473.19(3).

Annual Report, pursuant to Chapter 1126.35, 2012 Iowa Acts.

ETHICS AND CAMPAIGN DISCLOSURE BOARD

ICN Savings Report, pursuant to Iowa Code section 8D.10.

GOVERNOR'S OFFICE OF DRUG CONTROL POLICY

Drug Control Strategy Report, pursuant to Iowa Code section 80E.1.

HOMELAND SECURITY & EMERGENCY MANAGEMENT

E911 Task Force Recommendations Report, pursuant to Senate File 2332, 2012 Iowa Acts.

Enhanced 911 Annual Report, pursuant to Iowa Code section 34A.7A(3)(a).

IOWA COMMUNICATION NETWORK

ITTC-Quarterly Report, pursuant to House File 45, 2012 Iowa Acts.

IOWA LOTTERY AUTHORITY

ICN Savings Report, pursuant to Iowa Code section 8D.10.

Quarterly Report, pursuant to Iowa Code section 99G.7.

IOWA PROPANE EDUCATION AND RESEARCH COUNCIL

2010 and 2011 Audit Reports, pursuant to Iowa Code section 101C.11.

Programs and Projects Report, pursuant to Iowa Code section 101C.11.

IOWA PUBLIC EMPLOYEES' RETIREMENT SYSTEM

Divestment Activities in Iran and Sudan Reports, pursuant to Iowa Code section 12F.5.

ICN Savings Report, pursuant to Iowa Code section 8D.10.

Comprehensive Annual Financial Report, pursuant to Iowa Code section 8A.502(8).

IOWA PUBLIC EMPLOYMENT RELATIONS BOARD

Annual Report, pursuant to Iowa Code section 7E.3(4).

MERCY AUTISM CENTER

Autism Pilot Proposal Report, pursuant to Senate File 2336, section 22(23A), 2012 Iowa Acts.

MUNICIPAL FIRE AND POLICE RETIREMENT SYSTEM

Annual Report, pursuant to Iowa Code section 411.5.

RISK POOL BOARD

Mental Health and Disability Services Risk Pool Fund Distribution Report, pursuant to Senate File 2071, section 6, subsections 5 and 6, 2012 Iowa Acts.

TREASURER OF STATE

Iowa Educational Savings Plan Trust Report, pursuant to Iowa Code section 12D.8.

Public Fund Sudan Divestment Report, pursuant to Iowa Code section 12F.

ICN Savings Report, pursuant to Iowa Code section 8D.10.

Public Fund Iran Divestment Report, pursuant to Iowa Code section 12F.

VETERANS HOME

ICN Savings Report, pursuant to Iowa Code section 8D.10.

On motion by Upmeyer of Cerro Gordo the House adjourned at 3:10 p.m., until 8:30 a.m., Tuesday, January 15, 2013.

JOURNAL OF THE HOUSE

Second Calendar Day - Second Session Day

Hall of the House of Representatives
Des Moines, Iowa, Tuesday, January 15, 2013

The House met pursuant to adjournment at 8:32 a.m., Speaker Paulsen in the chair.

Prayer was offered by Rod Roberts, former state representative and currently Director of the Department of Inspections and Appeals. He was the guest of Representative Upmeyer of Cerro Gordo County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Richelle Orr of Hampton, Miss Iowa 2013. She was the guest of Representative Upmeyer of Cerro Gordo.

The Journal of Monday, January 14, 2013, was approved.

EMPLOYEES OF THE HOUSE

Windschitl of Harrison moved that the recommendations of the House Committee on Administration and Rules, regarding employees of the House, be accepted and that those named employees be elected as employees of the House.

The motion prevailed and the following named persons were duly elected:

- Carmine Boal Chief Clerk
- Meghan Joy Van Wyk Asst. Chief Clerk II
- Jeffrey G. Mitchell Senior Caucus Staff Director
- Joseph P. Romano Senior Caucus Staff Director
- Mary C. Braun Senior Deputy Caucus Staff Director
- Josie L. Albrecht Administrative Asst. II to Speaker
- Anthony D. Phillips Administrative Asst. III to Leader
- Brian J. Meyer Senior Administrative Asst. to Leader
- David F. Schrader Senior Administrative Asst. to Leader
- Douglas L. Struyk Senior Administrative Asst. to Speaker
- Amanda J. Freel Legislative Research Analyst
- Kristi L. Kielhorn Legislative Research Analyst
- Carrie L. Kobrinetz Legislative Research Analyst
- Louis A. Vander Streek Legislative Research Analyst

Jason M. Chapman	Legislative Research Analyst I
Dustin W. Blythe	Legislative Research Analyst II
Lewis E. Olson	Senior Legislative Research Analyst
Bradley A. Trow	Senior Legislative Research Analyst
Colin M. Tadlock	Caucus Secretary
Rachelle D. Thomas	Legislative Research Analyst I
William T.D. Freeland	Legislative Research Analyst II
Ezekiel L. Furlong	Legislative Research Analyst III
David L. Epley	Senior Legislative Research Analyst
Anna M. Hyatt-Crozier	Senior Legislative Research Analyst
D. Dean Fiihr, Jr.	Senior Legislative Research Analyst
Joseph M. Gilde	Senior Caucus Secretary
Angela M. Hughes	Confidential Secretary to Leader
Terri P. Steinke	Confidential Secretary to Speaker
Sarah E. Vanderploeg	Supervisor of Secretaries I
Susan K. Jennings	Senior Administrative Services Officer
Doreen R. Terrell	Administrative Services Officer III
Kristin L. Wentz	Administrative Services Officer III
Robin L. Bennett	Administrative Services Officer
Molly M. Dolan	Administrative Services Officer
Katherine G. Kenline	Administrative Services Officer
Kelly M. Bronsink	Senior Finance Officer III
Debra K. Rex	Senior Finance Officer III
Diane K. Burget	Recording Clerk II
Georgia A. O'Meara	Switchboard Operator
Mary Ann Ahrens	Legislative Secretary
Ashley Baker	Legislative Secretary
Emma Barden	Legislative Secretary
Mark W. Brandsgard	Legislative Secretary
Andrew Brau	Legislative Secretary
Jenna S. Brownell	Legislative Secretary
Beverly A. Burns	Legislative Secretary
Tom Cory	Legislative Secretary
Jacob Dagal	Legislative Secretary
Kaitlin Dagal	Legislative Secretary
Rob Davis	Legislative Secretary
Thomas Day	Legislative Secretary
Nicholas Deaver	Legislative Secretary
Sophia Douglas	Legislative Secretary
Bruce H. Droessler	Legislative Secretary
Alex M. Drzycimski	Legislative Secretary
Ann Dvorsky	Legislative Secretary
M. Kathy Ellett	Legislative Secretary
Wes Enos	Legislative Secretary
Patricia Ann Ferin	Legislative Secretary
Abby L. Finkenauer	Legislative Secretary
Nancy Garrett	Legislative Secretary
Carolyn McNeill Gaukel	Legislative Secretary
Tyler Heeren	Legislative Secretary
Erin Hogan	Legislative Secretary
Nathan Hohnstein	Legislative Secretary
Juwan Hughes	Legislative Secretary

Michael Jansa	Legislative Secretary
Charlie Johnson	Legislative Secretary
Catherine S. Jury	Legislative Secretary
Jacob Kaufmann	Legislative Secretary
Johnathan W. H. Kaufmann	Legislative Secretary
John Keane	Legislative Secretary
Diana C. Kearns	Legislative Secretary
Karah Kruger	Legislative Secretary
Carol J. Lamb	Legislative Secretary
Marvis Landon	Legislative Secretary
Karen A. Lischer	Legislative Secretary
Ann Mack	Legislative Secretary
Carole I. Martin	Legislative Secretary
Emily K. Massie	Legislative Secretary
Katie McKnight	Legislative Secretary
Susan G. Meimann	Legislative Secretary
Kirsten Meyers	Legislative Secretary
Devin Miller	Legislative Secretary
Patricia R. Muhlbauer	Legislative Secretary
Melba K. Murken	Legislative Secretary
Neil A. Nelsen	Legislative Secretary
Luke Oglesbee	Legislative Secretary
Brenda R. Olson	Legislative Secretary
Eunice A. Olson	Legislative Secretary
Jordan Oster	Legislative Secretary
Lauren E.J. Page	Legislative Secretary
Sam Parker	Legislative Secretary
Dixie Parsons	Legislative Secretary
Kinsey Poulos	Legislative Secretary
Rose Mary V. Pratt	Legislative Secretary
Erika K. Rasey	Legislative Secretary
Majda Sarkic	Legislative Secretary
Taylor Schipper	Legislative Secretary
Alex Schuring	Legislative Secretary
Fran D. Smith	Legislative Secretary
Heidi M. Sorenson-Sloth	Legislative Secretary
Susan Staed	Legislative Secretary
Vicki Stogdill	Legislative Secretary
Melani Taylor	Legislative Secretary
Rosemary G. Thomas	Legislative Secretary
Christian Ucles	Legislative Secretary
Patricia J. Van Cleave	Legislative Secretary
Adam Wachholz	Legislative Secretary
Arica Wright	Legislative Secretary
Clarice E. Alons	Legislative Committee Secretary
Jennifer Bergmann	Legislative Committee Secretary
Stephanie N. Crowley	Legislative Committee Secretary
Zachary C. Dalluge	Legislative Committee Secretary
Shirley J. Drake	Legislative Committee Secretary
Carol J. Forristall	Legislative Committee Secretary
Jared Godby	Legislative Committee Secretary
Angie Goodale	Legislative Committee Secretary

Kathryn M. Hancock.....	Legislative Committee Secretary
Michelle Haupts.....	Legislative Committee Secretary
Caytlin G. Hentzel.....	Legislative Committee Secretary
Jane M. Hughes.....	Legislative Committee Secretary
Jeremy Hulshizer.....	Legislative Committee Secretary
Dillon D. Malone.....	Legislative Committee Secretary
Marlene J. Martens.....	Legislative Committee Secretary
Charity McCauley-Andeweg.....	Legislative Committee Secretary
Catherine J. Miller-Sands.....	Legislative Committee Secretary
Charlotte M. Mosher.....	Legislative Committee Secretary
Daxton Oberreuter.....	Legislative Committee Secretary
Koby Pritchard.....	Legislative Committee Secretary
Martha S. Raecker.....	Legislative Committee Secretary
Ashley N. Runge.....	Legislative Committee Secretary
Haley Smith.....	Legislative Committee Secretary
Phyllis M. Toy.....	Legislative Committee Secretary
Darlene A. Van Oort.....	Legislative Committee Secretary
Carla Wood.....	Legislative Committee Secretary
Joan E. Skeffington.....	Bill Clerk
William C. Walling.....	Postmaster
Donald L. Wederquist.....	Sergeant-at-Arms I
Stephen J. Balderson.....	Asst. Sergeant-at-Arms
Jack R. Hall.....	Chief Doorkeeper
Clyde A. Brown.....	Doorkeeper
Darrell E. Brown.....	Doorkeeper
Frank P. Mauro.....	Doorkeeper
Paul R. Whitmore.....	Doorkeeper

PAGES GROUP I

Keith F. Paulsen.....	Speaker's Page
Anna E. Determann.....	Chief Clerk's Page
Bailey A. Tripp.....	Chief Clerk's Page

Cole A. Button	Aubrey J. Kohl
Earl S. Cheatheum, Jr.	Jake M. Mathahs
Matthew A. Cole	Jacob S. Mayer
Alex C. Conover	John E. Munford
Traycee S. Earls	Emily M. Norton
Abigail R. Flanders	Sidney A. Snyder
Talynn D. Griggs	Gregory T. Windeknecht
Mariah E. Keech	Carter W. Yerkes
Noah J. Kirschbaum	

PAGES GROUP II

Drew W. Cooper	Casandra Morales
Joshua J. Larson	

The following is a list of the Joint Senate/House employees:

Mark L. Willemsen.....	Sr. Facilities Manager
Shawna S. Ferguson.....	Legislative Security Coordinator II

Kathleen C. Bacus.....	Legislative Security Officer I
Robert W. Cornwell.....	Legislative Security Officer I
Samuel L. Groves.....	Legislative Security Officer I
Barbara A. Malone.....	Legislative Security Officer I
Gerald L. McCurdy, Jr.....	Legislative Security Officer I
Kert J. Schnell.....	Legislative Security Officer I
Curtis L. Scott.....	Legislative Security Officer I
Gordon M. Skeffington.....	Legislative Security Officer I
Leo R. Skeffington.....	Legislative Security Officer I
Richard D. Taylor.....	Legislative Security Officer I
Gabriel S. Wilson.....	Legislative Security Officer I
Zachary L. Bunkers.....	Conservation/Restoration Specialist II
Mark S. Lundberg.....	Conservation/Restoration Specialist II
Shirley M. Roach.....	Senior Copy Center Operator
Hannah L. Mahan.....	Copy Center Operator

COMMITTEE TO NOTIFY THE SENATE

Byrnes of Mitchell moved that a committee of three be appointed to notify the Senate that the House was ready to receive it in Joint Convention.

The motion prevailed and the Speaker appointed as such committee Byrnes of Mitchell, Chair; Heartsill of Marion and Lundby of Linn.

The House stood at ease at 8:37 a.m., until the fall of the gavel.

The House resumed session at 9:50 a.m., Speaker Paulsen in the chair.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on January 15, 2013, adopted the following resolution in which the concurrence of the Senate was asked:

House Concurrent Resolution 1, a concurrent resolution to provide for a joint convention of the two houses of the 2013 session of the Eighty-fifth General Assembly to be held on Tuesday, January 15, 2013, at 10:00 a.m. for Governor Terry E. Branstad to deliver his budget message.

Also: That the Senate has on January 15, 2013, adopted the following resolution in which the concurrence of the Senate was asked:

House Concurrent Resolution 2, a concurrent resolution to provide for a joint convention of the two houses of the 2013 session of the Eighty-fifth General Assembly to be held on Wednesday, January 16, 2013, at 10:00 a.m. for Chief Justice Mark S. Cady to present his message of the condition of the judicial branch.

Also: That the Senate has on January 15, 2013, adopted the following resolution in which the concurrence of the Senate was asked:

House Concurrent Resolution 3, a concurrent resolution to provide for a joint convention of the two houses of the 2013 session of the Eighty-fifth General Assembly to be held on Thursday, January 31, 2013, at 10:00 a.m. for Adjutant General Timothy Orr to present his message of the condition of the Iowa National Guard.

MICHAEL E. MARSHALL, Secretary

REPORT OF THE COMMITTEE TO NOTIFY THE SENATE

Byrnes of Mitchell, Chair of the committee appointed to notify the Senate that the House was ready to receive it in Joint Convention, reported that the committee had performed its duty.

The report was accepted and the committee discharged.

The Sergeant-at-Arms announced the arrival of the President of the Senate, the Secretary of the Senate and the honorable body of the Senate.

The President was escorted to the Speaker's station, the Secretary to the Chief Clerk's desk and the members of the Senate were seated in the House chamber.

JOINT CONVENTION

In accordance with law and House Concurrent Resolution 1, duly adopted, the Joint Convention was called to order at 9:52 a.m. President Jochum presiding.

Senator Gronstal of Pottawattamie moved that the roll call be dispensed with and that the President of the Joint Convention be authorized to declare a quorum present.

The motion prevailed.

President Jochum announced a quorum present and the Joint Convention duly organized.

Gronstal of Pottawattamie moved that a committee of six, consisting of three members from the Senate and three members from the House of Representatives be appointed to notify and escort Governor Terry E. Branstad into the House chamber and receive him.

The motion prevailed and the President appointed as such committee Senators Wilhelm of Howard, Danielson of Black Hawk and Sinclair of Wayne, on the part of the Senate, and Representatives Soderberg of Plymouth, Highfill of Polk and Ruff of Clayton, on the part of the House.

Secretary of State, Matt Schultz; Secretary of Agriculture and Land Stewardship, Bill Northey; State Auditor David Vaudt; and Attorney General Tom Miller were escorted into the House chamber.

The Justices of the Supreme Court, the Chief Judge and Chief Judges of the Court of Appeals were escorted into the House chamber.

Lieutenant Governor Kim Reynolds, her husband Kevin Reynolds, their daughter, Jen Fagen and the Lieutenant Governor's parents Charles and Audrey Strawn were escorted into the House chamber.

Chris Branstad, wife of the Governor, Eric, Adrienne and Mackenzie Branstad, Jerry, Allison and Stella Costa, and Marcus Branstad were escorted into the House chamber.

The committee waited upon Governor Terry E. Branstad and escorted him to the Speaker's station.

President Jochum then presented Governor Terry E. Branstad who delivered the following condition of the state address:

Madam Lt. Governor, Madam President, Mr. Speaker, Leaders, justices, judges, legislators, elected officials, distinguished guests, family, friends and fellow Iowans.

It is an honor and a privilege to serve as your governor. I thank God, each and every day, for the opportunity that has been provided to me to serve you and all the people of Iowa.

I stand before you once again to report on the condition of our state and to outline a focused agenda and a biennial budget.

I am pleased to report we have made great progress. Our state's balanced budget is built on the principles of stability and predictability. It is a shining example of the good work we have done together.

And in the areas of job creation and economic development, I would put our efforts to successfully attract new jobs and market our state both at home and abroad up against the efforts of any state.

Yet, in other areas, an honest assessment would suggest we still have much work to do. In particular, I reference our on-going efforts to reduce property taxes and to adopt a truly transformational educational system.

Iowans are entering a period of unprecedented opportunity and we in this chamber have it within our grasp to help foster this state's greatest economic expansion and quality of life improvement in modern history.

Perhaps the heaviest lift over the past two years was restoring proper budgeting practices and insisting on strict fiscal discipline. I insisted on a two year budget and we measured all tax and spending decisions through the lens of a five year budget projection.

And today, I am once again submitting a biennial budget for fiscal years 2014 and 2015 and ask you to commit to join me in making this sound budgeting practice a reality so those most dependent on the vital services we deliver can trust that promises made are promises kept.

As a result of the tough choices we made, Iowa is currently in the best financial position in our state's long and proud history.

This is not about good luck. This didn't just happen. We blazed our own path by making hard choices and we must never return to the irresponsible budgeting practices of the past.

Our successes do not end with the state budget. We also completely redesigned our state's economic development efforts through the creation of the new Iowa Economic Development Authority, the Iowa Innovation Council, and the Iowa Partnership for Economic Progress.

These efforts have paid big dividends leading to the two largest private capital investments in Iowa history with the construction of new fertilizer facilities in Lee and Woodbury counties.

All totaled, in the two years since this administration took office, our efforts have landed more than \$5.3 billion in capital investments in Iowa. These investments translate into jobs for thousands of Iowans and higher incomes for so many Iowa families.

When I stood before you two years ago Iowa's unemployment rate was over six percent.

Today our unemployment rate is at four point nine percent, the lowest it has been in over four years.

In addition, through the efforts of Lt. Governor Reynolds and University of Northern Iowa President Ben Allen, we launched the Governor's science, technology, engineering and math, or STEM, initiative. This initiative is already enhancing learning opportunities for Iowa children by putting outstanding STEM programs in more than 800 sites statewide.

But our work on education reform has not gone far enough.

We were reminded of this yet again last month when a new study showed our students' ranking on vocabulary tests had slipped into mediocrity.

Let me ask you this very hard question: When did we decide that middle of the pack was good enough when it came to our children's education?

Did we really make that decision or did we simply allow it to happen through inaction?

Let's take the same serious approach we took to solving our budget problems and reshaping our economic development efforts to making our schools the best in the world.

The quality of our children's education impacts everything we do to improve our state. Let's focus on our future, *and theirs*.

For too many years our young people have looked to the coasts in search of career opportunities. Be it financial industry prospects in the East or the tech sector in the West, Iowa was relegated to a status some disparagingly called "flyover country."

Today, we are living a different story.

Within the past year Iowa has gotten a serious look from the more than 1.3 billion residents of China—many of whom are now very familiar with our state as a result of our special relationship with their incoming president.

It was just a year ago I invited China's next President, Xi Jinping, to visit our state. As you know, he accepted my invitation and many of you were in attendance at the dinner we hosted in his honor at the state Capitol.

Iowa's emerging role in the world economy really struck home to me at the dinner we hosted for Vice President Xi and his delegation.

He said Iowa was the first place in the United States he had ever visited and then said in reference to the wonderful Iowans he met on that trip: "to me, you are America."

The next day, fittingly, at the World Food Prize building, our state signed an agreement with China to provide more than \$4.3 billion in soybeans.

Iowa no longer merely feeds the world--it feeds the world economy.

Vice President Xi and his delegation's visit made clear: Iowa is "flyover country" no more.

Today, Iowa-produced avionics are installed in aircraft made in Brazil, Iowa tractor technology ploughs the ground in Russia, and Iowa lighting illuminates growth around the world.

Innovation is propelling Iowa forward, both at home and abroad. The coming decades can be ours if we are bold enough to make these incredible opportunities our new Iowa reality.

This year, I bring to you a bold plan of action focusing specifically on three goals:

- First...job creation and expanding opportunity for Iowa's families;
- Second...improving educational opportunities for Iowa's children; and
- Third...improving the health of our citizens.

These are opportunities that not only benefit us, but will reshape the future for our children and grandchildren.

This is our opportunity. This is our Iowa.

In the past two years, Iowa has experienced some success. Family incomes in Iowa have grown at the second highest rate in the nation, at nearly seven percent, and our economy has created 100,000 jobs.

These are nice success stories, but they are only the first chapters in a book of accomplishments that we are still writing. There is more to do because this is our opportunity. This is our Iowa.

When we consider strategies for stimulating our economy to encourage job creation we need to look to find ways to lower the cost of doing business in this state.

This will improve our ability to compete, putting more dollars into the hands of consumers to purchase Iowa goods and services.

Both of these objectives can be accomplished by returning a significant portion of our state's budget surplus to the taxpayers who made that surplus possible in the first place.

In this budget, I am proposing a significant plan to reform our property tax system to make it competitive and provide nearly \$400 million in actual property tax relief to Iowa's hardworking taxpayers.

The principles guiding our property tax plan are simple.

- Permanent property tax relief.
- No shift of the tax burden between classes of property
- And property tax reduction for all classes of property.

Our plan has three significant components.

First, the budget fully funds the Homestead Tax Credit and the Elderly and Disabled Tax Credit in fiscal year 2014 with an additional appropriation of \$33 million.

Last year we made a down payment on this funding gap and this year we will close that gap once and for all.

Second, I will propose legislation to permanently change the school finance formula so that "allowable growth" will be replaced by 100% state aid.

No longer will the school aid formula trigger automatic increases in local property taxes.

Third, I will bring forward legislation designed to stop any future tax shifts between classes of property by tying the classes together in one combined rollback, correcting a mistake made when the original rollback formula was implemented back in the 1970s.

This legislation will take the current four percent cap on valuation growth for residential property and agricultural land, cut it in half to two percent, and apply it to all classes of property.

If left unchecked, current law will allow property taxes to grow by over two billion dollars in the next eight years and half of the increase will fall directly on Iowa homeowners. I find that prospect terrifying and ask you to work with me to ensure property taxpayers are protected from this unprecedented property tax increase.

My plan permanently reduces commercial and industrial property tax values by 20% over a four year period and provides direct funding for local governments to replace 100% of the property tax revenue.

My biennial budget provides the resources to make this possible and my five year budget projection accounts for the nearly 400 million dollars in direct property tax relief.

Small businesses in Iowa have paid some of the highest property tax rates in the nation for far too long. These high taxes mean less money for businesses to hire new employees or provide salary increases to their current employees.

The businesses pay the taxes yes, but it is our middle class families who truly feel the pain.

And it is those same middle class families who will reap the benefits of a competitive property tax structure that makes it easier for us to recruit, retain, and grow those companies that create the new jobs our families need.

Our plan to reform and reduce property taxes is an investment in Iowa families and small businesses, but not at the expense of Iowa's local governments.

In addition to lowering and reforming property taxes, I am committed to enhancing the skills of our state's workforce as a critical investment in meeting the needs of Iowa's job creators over the next decade.

To that end our administration has embarked on an ambitious effort called Skilled Iowa to bring new workforce skills to our unemployed, under-employed, and those simply seeking better long-term careers.

The impetus for the Skilled Iowa initiative came from conversations I had with Iowans like Bill Knapp, Jim Cownie, and Teresa Wahlert on how to best bridge the skills gap so many employers have articulated as an impediment to bringing more high quality jobs to Iowa.

Our Skilled Iowa initiative builds on the STEM program to ensure workers in Iowa get the skills they need to fill the high-paying jobs of today and tomorrow.

It is simply unacceptable for me to hear time and again as I travel throughout Iowa's 99 counties that employers are ready to hire, but our workers aren't prepared with the necessary skillset to fill these jobs.

Skilled Iowa is helping to change this and bring new hope to Iowans. We already have 2,400 Iowa businesses signed up for Skilled Iowa and 18,000 Iowans have used Skilled Iowa resources to certify their skills with a National Career Readiness Certificate.

My hope is to grow this program and work with new employers seeking a skilled workforce while serving more Iowans.

Through lower property taxes and a more highly skilled workforce, in addition to our successful economic development efforts, we have an opportunity to stimulate this state's economy and provide our citizens with the high quality careers they truly deserve.

This is our opportunity. This is our Iowa.

And speaking of our Iowa, today in the balconies of this chamber are school children from around Iowa.

Today they get the opportunity to watch democracy in action. I hope they will leave this building with the knowledge that each of us here shares a commitment to making Iowa a better place for them and their families.

In today's knowledge-based, global economy, youngsters must finish high school ready for college or career training.

This is an economic and moral imperative.

We cannot continue to be complacent:

- Iowa eighth-graders led the nation in math in 1992. Now, we rank 25th—not because our scores have slipped, but because our scores have been stagnant while other states' improved.
- We are shortchanging some of our best students, too. Just eight percent of Iowa eighth-graders scored at the advanced level in math on the national test compared to 15 percent in Massachusetts, which is number one in the nation.
- Among Iowa's high school class of 2012 who went directly to a community college, more than 36 percent had to enroll in a remedial class.

Let me be perfectly clear to the teachers here today and teachers in classrooms across Iowa, you are NOT the problem.

Iowa is fortunate to have many dedicated educators who work incredibly hard. I know this from visiting Iowa's schools, and because my daughter Allison teaches in Waukee and the Lt. Governor's daughter Jessica teaches in Creston.

Unfortunately, our teachers are stuck in a *system* designed for the 20th century. We must work together to transform Iowa's schools for the 21st century.

Let's establish new roles for top teachers who will provide instructional leadership alongside principals to better meet the needs of every student.

That is why elevating the teaching profession is at the heart of our 2013 education plan. It has three key pieces.

The centerpiece of our plan is to revitalize Iowa schools with a new teacher leadership and compensation structure. Relying on teacher leadership is a hallmark of high-performing school systems around the country and around the world.

Iowa has embraced paying teachers in innovative ways before. In 2001, the Iowa legislature passed and Governor Vilsack signed a law establishing a career ladder.

They understood we were losing teachers who found few ways to advance professionally without leaving the classroom. But unfortunately, it was never funded.

Establishing new career pathways promises to do more than raise student achievement. It will offer outstanding teachers new professional opportunities.

Our plan honors teachers by recognizing how vitally important they are and provides five career pathways teachers may pursue.

Educators will be able to advance their careers in the classroom through these numerous pathways. Our plan gives teachers the opportunity to have a meaningful impact as leaders in their schools while also giving our children a better education.

The end result for Iowa children will be better performance in the classroom and better opportunities in their futures.

This kind of reform does come with significant cost, but it is a cost I believe to be a true investment in educational excellence. I am recommending a \$160 million state investment in this new teacher compensation model to keep our best performing teachers in classrooms throughout their entire careers.

And, I believe we should resolve the issue of what we are collectively willing to invest in achievement-driven reform before we spend one minute discussing additional resources to support our existing educational system.

The second piece of our education reform plan – The Teach Iowa Initiative – addresses another key problem: recruiting top students to become teachers. The simple truth is we must attract more of our best students into the teaching profession.

Today, I propose boosting beginning minimum teacher pay from \$28,000 to \$35,000 a year – a 25 percent increase to help reduce the amount of financial sacrifice high-achieving students have to make in order to choose to enter the teaching profession.

Additionally, I propose a significant expansion of a program administered by the Iowa College Student Aid Commission.

Our Teach Iowa initiative attempts to attract more top students into teaching by offering tuition reimbursement for highly talented new graduates who teach in Iowa schools for five years.

Priority will be placed on students majoring in hard-to-hire subjects, like math and science, but awards will also go to future teachers in other majors as well.

And the Teach Iowa Initiative includes a pilot to expand the traditional one-semester of student-teaching to a year-long apprenticeship in partner schools. Stronger clinical experiences stand to better prepare future teachers.

The third key piece of our plan to revitalize education in Iowa is a new college or career ready seal that high school students may earn in addition to their diploma. We want business and education leaders to set high standards for the seals.

Beginning next school year, students will have the option, at the state's expense, of taking a college-entrance or workforce readiness test.

Our program will make it clear what it means to be college or career ready based on the real world expectations of Iowa education and business leaders.

When Iowa can brag about having the best-educated workforce anywhere, more businesses will locate and expand in Iowa. As a result, more young people will stay in Iowa because they can land good jobs that pay well, and allow them to enjoy a great quality of life.

Our children deserve our best efforts because this is our opportunity. This is our Iowa.

Lastly, I wish to speak to you about an issue that stands at the heart of our Iowa quality of life and is so personally important to me.

That issue is the health and well-being of each and every Iowan and my desire to make Iowa the healthiest state in the nation.

As a former President of one of Iowa's medical teaching universities, I marveled at the progress modern medicine has made to save and lengthen lives.

Yet, while we are living longer lives I have to ask are we living better lives?

The obesity epidemic and onset of more and more chronic disease stretches the capacity of our medical system to meet our needs and stretches the ability of taxpayers to support programs such as Medicaid.

This is why we have embarked on the ambitious public-private partnership to make Iowa the healthiest state in the nation.

We have an opportunity to make Iowa communities vibrant by ensuring they have the health care professionals needed to keep their residents healthy. And why shouldn't doctors choose to live and work in Iowa?

Yet, in the past decade Iowa has fallen further and further behind in active physicians per 100,000 residents. Sure, we are behind states like Massachusetts and Michigan.

But we are also trailing neighboring rural states like South Dakota and Nebraska. Iowa is 46th in the nation in internal medicine, 47th in the nation in pediatric, 48th in psychiatry and last in both emergency medicine and obstetrics and gynecology.

We are home to two great medical schools—the University of Iowa and Des Moines University.

In fact, we have over 1,500 medical students currently enrolled in these institutions. But we are not doing enough to keep them here.

Today, I am proposing three initiatives intended to keep Iowa and Iowans healthy by keeping doctors in our communities.

First, my budget proposes two million dollars to support medical residency programs in Iowa.

Last year, we came together and created a public-private partnership to help doctors serving rural areas repay their costly loans. My second proposal provides two million dollars to launch the Rural Physician Loan Repayment Program and expand it to include OB-GYN and emergency medicine doctors as well as primary care physicians.

My third proposal is for us to come together and pass a Certificate of Merit law and a cap on non-economic damages.

Keeping doctors in Iowa requires we make our state a place that is friendly to those who practice medicine.

The first oath taken by a doctor is to do no harm. No group of people is more committed to protecting patients than our Iowa doctors.

Frivolous lawsuits are harming our ability to recruit and retain doctors.

A Certificate of Merit simply requires a medical expert review the facts of a case when a lawsuit is filed and verify that the injuries could have come from substandard care. This lets real claims move forward and takes the weight of bad claims off the health care and judicial systems.

These are sensible reforms. And we know they work because states with these laws have more doctors and lower insurance costs than we do.

It is our responsibility—mine and yours--to work together to offer these generational gifts:

- the best education,

- a thriving marketplace where start-ups are competing to create jobs for all Iowans,
- coupled with responsible and measured leadership from each of us to promote and enhance what is right with Iowa to reach our full potential.

This is our opportunity. This is our Iowa.

It is the promise of a good people, who demand a good government, and expect the men and women serving in that government to put aside their differences and come together to make good public policy.

It is the promise of providing hardworking parents the ability to give their children a world-class education.

It is the promise of a way of life that provides opportunities to thrive in the heartland of America.

The condition of our state is strong and is growing stronger by the day.

We stand at a place in history where many other states are burdened with debt and looming uncertainty while Iowa is well positioned for unprecedented growth.

While some states across this country are choking the opportunities right out of their states through over-taxation and over-regulation, Iowa is like a lighthouse, beaming a bright light of opportunity to those seeking a better life within our borders.

Let us turn the page and write a new chapter in Iowa's history.

A chapter which reflects how a people of good character and a common purpose, who were genuinely committed to working together, provided the dynamic solutions that led to the best times in our state's long and proud history.

- A chapter that will hail the unprecedented growth of job opportunities and rise in family incomes for all Iowans.
- A chapter that celebrates the fact every Iowa child has access to the best education in the world.
- A chapter that affirms how Iowans' quality of life reached new heights, as our citizens became the healthiest in the United States.

This is the chapter in our history that you and I, each and every one of us in this chamber, have the opportunity to write. So let's write it well and write it together.

This is our opportunity. This is our Iowa.

Thank you. God bless you and God bless the people of Iowa.

Governor Terry E. Branstad was escorted from the House chamber by the committee previously appointed.

On motion by Upmeyer of Cerro Gordo, the Joint Convention was dissolved at 10:37 a.m.

REPORT OF COMMITTEE ON MILEAGE

Mr. Speaker: Your committee appointed to determine that mileage each member is entitled to begs leave to submit the following report:

Name	Round Trip Miles
Ako Abdul-Samad	NONE
Dwayne A. Alons	460
Martha J. Anderson	NONE
Robert P. Bacon	56
Francis D. Baltimore	96
Clel E. Baudler	122
Bruce Bearinger	340
Deborah L. Berry	260
Mark A. Brandenburg	256
Joshua J. Byrnes	288
Dennis M. Cohoon	322
Mark A. Costello	276
Peter M. Cownie	NONE
David A. Dawson	406
David R. Deyoe	72
Cecil Dolecheck	180
Jack E. Drake	190
Nancy A. Dunkel	370
Dean C. Fisher	122
John J. Forbes	NONE
Gregory A. Forristall	250
Nelson Joel Fry	108
Ruth Ann Gaines	NONE
Julian B. Garrett	54
Mary A. Gaskill	180
Theodore J. Gassman	310
Patrick L. Grassley	206
Christopher D. Hagenow	NONE
Christopher C. Hall	406
Curtis D. Hanson	224
Mary Ann Hanusa	260
Greg T. Heartsill	102
David E. Heaton	284
Lisa K. Heddens	77
Lee Hein	340
Megan L. Hess	360
Jake A. Highfill	NONE
Bruce L. Hunter	NONE
Daniel A. Huseman	330
Charles W. Isenhardt	404
David J. Jacoby	230
Ronald A. Jorgensen	386
Anesa Kajtazovic	220
Robert F. Kaufmann	280
Jerry A. Kearns	366

Daniel D. Kelley	66
Jarad J. Klein.....	220
Kevin L. Koester	NONE
Robert M. Kressig	225
John R. Landon	NONE
Victoria S. Lensing.....	240
Mark S. Lofgren	298
Daniel L. Lundby	270
James K. Lykam	330
Mary J. Mascher	240
David E. Maxwell.....	170
Kevin M. McCarthy.....	NONE
Helen N. Miller	200
Linda J. Miller	372
Brian S. Moore	400
Daniel W. Muhlbauer.....	220
Patrick J. Murphy.....	400
Joanne M. Oldson	NONE
Rick L. Olson.....	NONE
Steven N. Olson	360
Tyler G. Olson	255
Scott D. Ourth.....	48
Kraig M. Paulsen	250
Dawn E. Pettengill.....	224
Henry V. Rayhons.....	250
Joseph R. Riding	NONE
Walter T. Rogers.....	226
Patricia K. Ruff.....	434
Kirsten A. Running-Marquardt.....	230
Sandy A. Salmon.....	262
Thomas R. Sands	310
Jason M. Schultz.....	274
Tom W. Shaw	292
Laurence L. Sheets	196
Jeffrey G. Smith	400
Mark D. Smith	104
Charles J. Soderberg.....	450
Arthur M. Staed.....	262
Quentin D. Stanerson	288
Sharon S. Steckman.....	245
Sally A. Stutsman	240
Robert W. Taylor, Jr.	NONE
Todd E. Taylor.....	248
Phyllis Thede	332
Roger D. Thomas.....	340
Linda L. Upmeyer	226
Guy M. Vander Linden	122
Ralph C. Watts.....	44
Beth A. Wessel-Kroeschell.....	70
Cindy L. Winckler.....	334
Matthew W. Windschitl	256
Mary L. Wolfe.....	396

Frank B. Wood332
 Gary T. Worthan.....308

Respectfully submitted,
 Ralph C. Watts, Chair
 Theodore J. Gassman
 Charles W. Isenhart

Watts of Dallas moved that the report of the committee on mileage be accepted.

The motion prevailed and the report was accepted.

INTRODUCTION OF BILLS

House Joint Resolution 1, by Forristall, Paulsen, Upmeyer, S. Olson, Soderberg, Heaton, Drake, Garrett, L. Miller, Rayhons, Sheets, Byrnes, Highfill, Huseman, Lofgren, Alons, Pettengill, Hagenow, Salmon, Fisher, Bacon, Koester, Landon, Hess, Schultz, Shaw, Stanerson, Baltimore, Vander Linden, Fry, Hein, Costello, Rogers, Baudler, Hanusa, Moore, Watts, R. Taylor, Heartsill, Grassley, Jorgensen, Gassman, Dolecheck, Klein, Windschitl, Worthan, Maxwell, Sands, Cownie, J. Smith, Deyoe, Kaufmann, and Brandenburg, a joint resolution proposing an amendment to the Constitution of the State of Iowa relating to the right to work.

Read first time and referred to committee on **Labor**.

House Joint Resolution 2, by Paulsen, Soderberg, Upmeyer, Hagenow, Vander Linden, Windschitl, Pettengill, Alons, Salmon, Fisher, Bacon, Hess, Kaufmann, J. Smith, Drake, Byrnes, Brandenburg, R. Taylor, Rayhons, L. Miller, Baltimore, Schultz, Costello, Rogers, Grassley, Gassman, Worthan, Deyoe, Heartsill, Jorgensen, Baudler, Landon, Koester, Watts, Highfill, Cownie, Klein, Maxwell, Huseman, Hanusa, Hein, Sheets, Stanerson, Moore, Dolecheck, Forristall, Garrett, Lofgren, S. Olson, Fry, Shaw, and Heaton, a joint resolution proposing amendments to the Constitution of the State of Iowa relating to state budgeting by creating a state general fund expenditure limitation, providing for a taxpayers trust fund, requiring authorization for certain bonds, and restricting certain state revenue changes.

Read first time and referred to committee on **Appropriations**.

House File 1, by Sands, Paulsen, Upmeyer, S. Olson, Soderberg, Brandenburg, Drake, Garrett, Rayhons, L. Miller, Sheets, Forristall, Byrnes, Highfill, Huseman, Lofgren, Alons, Pettengill, Hagenow, Salmon, Fisher, Bacon, Koester, Landon, Hess, Schultz, Shaw, Baltimore, Stanerson, Vander Linden, Fry, Hein, Costello, Rogers, J. Smith, Heartsill, Grassley, R. Taylor, Gassman, Worthan, Deyoe, Watts, Hanusa, Moore, Baudler, Dolecheck, Cownie, Maxwell, Klein, Kaufmann, Windschitl, Jorgensen, and Heaton, a bill for an act relating to the taxpayers trust fund by modifying the transfer of moneys from the Iowa economic emergency fund to the taxpayers trust fund, allowing transfers from the taxpayers trust fund, creating an Iowa taxpayers trust fund tax credit and fund and providing for the transfer of moneys from the taxpayers trust fund for purposes of the credit, and including effective date and retroactive applicability provisions.

Read first time and referred to committee on **Ways and Means**.

House File 2, by Sands, Paulsen, Upmeyer, S. Olson, Soderberg, Heaton, Brandenburg, Drake, Garrett, L. Miller, Rayhons, Sheets, Forristall, Byrnes, Highfill, Huseman, Lofgren, Alons, Pettengill, Hagenow, Salmon, Fisher, Bacon, Koester, Landon, Hess, Schultz, Shaw, Baltimore, Vander Linden, Stanerson, Fry, Hein, Costello, Rogers, J. Smith, Heartsill, Gassman, Grassley, R. Taylor, Worthan, Deyoe, Watts, Jorgensen, Hanusa, Baudler, Dolecheck, Cownie, Maxwell, Klein, Kaufmann, and Windschitl, a bill for an act increasing the regular program foundation base percentage for purposes of the school funding formula.

Read first time and referred to committee on **Ways and Means**.

House File 3, by Sands, Paulsen, Upmeyer, S. Olson, Soderberg, Brandenburg, Drake, Garrett, L. Miller, Rayhons, Sheets, Forristall, Byrnes, Highfill, Huseman, Lofgren, Alons, Pettengill, Hagenow, Salmon, Fisher, Bacon, Koester, Landon, Hess, Schultz, Baltimore, Shaw, Stanerson, Vander Linden, Fry, Hein, Costello, Rogers, Baudler, Hanusa, Moore, Watts, R. Taylor, Heartsill, Grassley, Jorgensen, Gassman, Dolecheck, Klein, Windschitl, Worthan, Maxwell, Cownie, J. Smith, Kaufmann, Heaton, and Deyoe, a bill for an act relating to the individual income tax by creating an alternative

base income tax imposed at the election of the taxpayer and including effective date and retroactive applicability provisions.

Read first time and referred to committee on **Ways and Means**.

House File 4, by Hanson, a bill for an act establishing a centralized state school bus purchasing program administered by the department of administrative services.

Read first time and referred to committee on **Education**.

House File 5, by Gaskill, a bill for an act requiring the county commissioner of elections to provide notice following receipt of a motion adopted by a local government requesting a ballot proposition concerning the imposition of the local sales and services tax.

Read first time and referred to committee on **Local Government**.

House File 6, by Isenhart, a bill for an act relating to access by a candidate to residential buildings or communities for campaign purposes, and making penalties applicable.

Read first time and referred to committee on **State Government**.

House File 7, by Murphy, a bill for an act providing free motor vehicle registration for certain disabled veterans.

Read first time and referred to committee on **Veterans Affairs**.

HOUSE STUDY BILL COMMITTEE ASSIGNMENTS

H.S.B. 1 Administration and Rules

Relating to joint rules of the Senate and House of Representatives for the Eighty-fifth General Assembly.

H.S.B. 2 Administration and Rules

Relating to permanent rules of the House of Representatives for the Eighty-fifth General Assembly.

H.S.B. 3 Human Resources

Relating to the practice of interventional pain procedures, and providing a penalty.

H.S.B. 4 Education

Relating to and providing for education reform involving student, teacher, and administrator programs and activities under the purview of the department of education, the state board of education, the college student aid commission, school districts, and accredited nonpublic schools; making appropriations and providing for the establishment and retention of certain fees; and including transition and effective date provisions.

HOUSE STUDY BILL SUBCOMMITTEE ASSIGNMENTS**House Study Bill 1**

Administration and Rules: Windschitl, Chair; Muhlbauer and Rogers.

House Study Bill 2

Administration and Rules: Windschitl, Chair; Muhlbauer and Rogers.

House Study Bill 4

Education: Jorgensen, Chair; Cohoon, Dolecheck, Hanusa, Stanerson, Steckman and Winckler.

On motion by Upmeyer of Cerro Gordo, the House adjourned at 11:02 a.m., until 8:30 a.m., Wednesday, January 16, 2013.

JOURNAL OF THE HOUSE

Third Calendar Day - Third Session Day

Hall of the House of Representatives
Des Moines, Iowa, Wednesday, January 16, 2013

The House met pursuant to adjournment at 8:32 a.m., S. Olson of Clinton in the chair.

Prayer was offered by Hannah McCulloh, coordinator of the International Student Ministry at Memorial Lutheran Church, Ames. She was the guest of Representative S. Olson of Clinton County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Emerson Kleis and Olivia Paschke. They were the guests of Representative S. Olson of Clinton.

The Journal of Tuesday, January 15, 2013, was approved.

COMMITTEE TO NOTIFY THE SENATE

Brandenburg of Pottawattamie moved that a committee of three be appointed to notify the Senate that the House was ready to receive it in Joint Convention.

The motion prevailed and the Speaker appointed as such committee the following: Brandenburg of Pottawattamie, Chair; Kaufmann of Cedar and Forbes of Polk.

The House stood at ease at 8:37 a.m., until the fall of the gavel.

The House resumed session at 9:45 a.m., Speaker Paulsen in the chair.

REPORT OF THE COMMITTEE TO NOTIFY THE SENATE

Brandenburg of Pottawattamie, Chair of the committee to notify the Senate that the House was ready to receive it in Joint Convention, reported that it had performed its duty.

The report was accepted and the committee discharged.

The Sergeant-at-Arms announced the arrival of the President of the Senate, the Secretary of the Senate and the honorable body of the Senate.

The President was escorted to the Speaker's station, the Secretary to the Chief Clerk's desk and the members of the Senate were seated in the House chamber.

JOINT CONVENTION

In accordance with law and House Concurrent Resolution 3, duly adopted, the Joint Convention was called to order at 9:47 a.m., President Jochum presiding.

Senator Gronstal of Pottawattamie moved that the roll call be dispensed with and that the President of the Joint Convention be authorized to declare a quorum present.

The motion prevailed.

Senator Gronstal of Pottawattamie moved that a committee of six consisting of three members from the Senate and three members from the House of Representatives be appointed to escort Governor Terry E. Branstad to the House Chamber for the condition of the judicial branch message.

The motion prevailed and the President appointed as such committee Senators Brase of Muscatine, Hart of Clinton and Schneider of Dallas, on the part of the Senate, and Representatives Sands of Louisa, Landon of Polk and Riding of Polk, on the part of the House.

Senator Gronstal of Pottawattamie moved that a committee of six consisting of three members from the Senate and three members from the House of Representatives be appointed to notify Chief Justice Mark S. Cady that the Joint Convention was ready to receive him.

The motion prevailed and the President appointed as such committee Senators Hogg of Linn, Courtney of Des Moines, and Zumbach of Delaware on the part of the Senate, and Representatives

Baltimore of Boone, Garrett of Warren and Dawson of Woodbury on the part of the House.

Secretary of State, Matt Schultz; Secretary of Agriculture and Land Stewardship, Bill Northey; State Auditor David Vaudt; and Attorney General Tom Miller were escorted into the House chamber.

The Justices of the Supreme Court, the Chief Judge and Chief Judges of the Court of Appeals and the Chief Judges of the state's judicial districts were escorted into the House chamber.

Chief Justice Cady's wife, Rebecca, his son, Spencer, and Spencer's wife, Reilly, and former Governor Robert E. Ray were escorted into the House chamber.

Lieutenant Governor Kim Reynolds was escorted into the House chamber.

The committee waited upon Governor Terry E. Branstad and escorted him into the House chamber.

The committee waited upon Chief Justice Mark S. Cady and escorted him to the Speaker's station.

President Jochum then presented Chief Justice Mark S. Cady who delivered the following condition of the judicial branch message:

Madame President, Mr. Speaker, Members of the General Assembly, Governor Branstad, Lt. Governor Reynolds, state officials, colleagues and family, distinguished guests and friends:

The responsibility of the chief justice to appear before this joint assembly each year to report on the condition of the judiciary was made into law by you in 1978. Chief Justice Ward Reynoldson was the first chief justice to perform this task in response to that law. At the beginning of his speech, he quipped that he would have been just as enthusiastic to appear before you had he merely been invited. While I was invited today, I can assure you that I am just as enthusiastic as Chief Justice Reynoldson. I am excited to talk to you because everyone of us in the Iowa Judicial Branch is poised to make the Iowa court system the best, most advanced, and the most responsive court system in the nation. I look forward with hope and promise to working with you to accomplish this goal. As we have proven in the past, a great vision can become a reality when we work together.

When my son was in grade school, I coached his school football team, along with a few other parents. We practiced on the school grounds after dinner in the same grassy area where the children played at recess during the day. One evening, two games into the season, both of which we had lost, I noticed a man and a girl standing off to the side. I

spoke with the man, and he told me his daughter suffered from a profound hearing loss and could not hear without her hearing aids, one of which she lost on the field during recess that day. The hearing aid was very small and very expensive. We stopped practice, and the coaches had the boys line up shoulder to shoulder, heads down, and begin walking the field. Within a few minutes, the hearing aid lying in a sea of grass was found—and so too was the recipe for success as a team for the rest of the season and beyond. They all learned that, when all players do their jobs and trust others to do their jobs, success can be achieved. The boys went on to win the rest of their regular season games.

As is often the case, the lessons of our children are our lessons as well. We, the three branches of government, are a team poised for great success, and it is incumbent upon us—its leaders—to forge and implement a plan that achieves this success for all Iowans.

We are partners in this venture because our constitution—properly, I might add—has given you control over the purse strings of this state. My responsibility is twofold: first, to share with you a vision for our courts that will meet the expectations of Iowans today and into the future; and, second, to provide you with the information you need to make the best and most informed decisions possible for the funding and operation of our courts. This is the process of responsible government. I promise you that I will do everything I can to provide you the information you need. On behalf of the judicial branch staff, we promise to work as hard as we can to make people's lives better and to enhance our state's economic vitality, so that all Iowans feel a sense of pride in the way their government operates and serves them.

In addition to my remarks today, I will continue to communicate with you by maintaining office hours here at the Capitol to answer your questions and expand upon our vision for the improvement of the judicial branch. Also, immediately following today's speech, we invite all of you to join us for a reception in our historic courtroom downstairs.

Since the last time I was before you, the supreme court has continued, and will continue, to hear supreme court proceedings across the state in the spring and fall of every year. We hear these oral arguments in the evening so as many people as possible may attend. The evening sessions also enable court members to meet with Iowans to answer questions and hear their expectations for our court system. The following morning, the members of the court fan out to nearby schools to talk with students, teachers, and administrators. Through our court-on-the-road efforts during 2012, we visited five communities as a full court, and individual justices visited 40 schools, colleges, and universities. I would like to take this moment to say "thank you" to all the teachers, principals, school districts, college administrators, and community leaders who have welcomed us into their classrooms and communities. To gain an even broader perspective, I have met with many of Iowa's business leaders who rely so much on our system of fair and impartial courts. Likewise, all members of the court have met with civic groups, business organizations, legislators, local leaders, educators, students, and of course, those individuals who work so hard in the judicial branch on a daily basis. We have learned much from these experiences.

These Iowans have described for us what they expect and need from our courts. This list is fairly straightforward:

- Protect Iowa's children;
- Provide full-time access to justice;

- Operate an efficient, full-service court system;
- Provide faster and less costly resolution of legal disputes;
- Be open and transparent; and
- Provide fair and impartial justice for all.

Let me elaborate, starting with our state's most precious resource.

I. Protect Iowa's Children

Iowans expect the courts to be there for the children of this state. You have assigned this responsibility to us, which we embrace with the care and attention it demands. Young Iowans who turn to crime, or who must cope with shattered families, or who suffer from daily abuse, represent a tragic failing of our society. They also represent potential expenditures of millions, no billions, of future taxpayer dollars if they end up incarcerated or must be treated for more serious conditions as adults. We save taxpayer dollars when troubled children receive the full and timely services of the juvenile court system. In this critical area, our courts do not just hold juveniles accountable for their actions, we also construct, implement, and monitor a remedy until our assistance is no longer needed. We are not only the emergency room for these struggling children and their families. We are the recovery room and, importantly, the rehabilitation center that follows. At each stage, we need the full complement of resources to do the job right. We all fail if our courts fail our children.

Today, juvenile court judges across the state have chosen to devote their professional lives to making a real difference in the lives of our troubled children. These men and women are dedicated to putting a stop to the otherwise likely cycle of delinquency and adult criminal behavior. They run innovative and inspiring courtrooms devoted to making positive changes in the lives of our children. A great example is our nationally recognized family drug courts that target families with parents who have substance-related disorders. These courts bring together members from the extended family, counselors, and community service providers to help keep children with their families. In the past five years, family drug courts have served 399 families, and 80% of those families are still together. Family drug courts are funded by a federal grant that was recently renewed. Family drug courts in Iowa have reunited families or prevented foster placement for 576 children. All these efforts have saved taxpayers more than \$2 million dollars in its five years of operation. Our family drug courts are examples of proven court innovations and collaborations that benefit our families and taxpayers.

For children who are themselves in trouble with the law, juvenile court officers work closely with our judges to assist children and their families to transform behaviors and attitudes before it's too late. Your court system helps mend the lives of thousands of young Iowans, helping them become good and productive citizens who will positively contribute to our society. Sadly, however, we are far from reaching all of our children and families in need. Sometimes even in the most fundamental ways.

I have visited with juvenile judges and juvenile court officers and learned firsthand that the most important and proven part of their job is to have an early face-to-face conversation with troubled youth. One conversation, between a child and a devoted and trained juvenile court officer asking the right questions, can often identify the underlying problems and help match the needs of the child with the services available in the community. With enough support, the juvenile court officer can then monitor the child's progress through treatment or therapy. We do not have enough juvenile court officers, however, to reach all of our children in need, and too often our first

contact with a child is through a letter. That is just wrong. Every child deserves a face-to-face meeting with an assigned juvenile court officer. An impersonal letter from a stranger just does not cut it. We know that with early, personal intervention, more troubled children are saved from a life of crime and lifted out of a world of heartache. With your help this can be done. If we are going to accomplish any lasting good in our lives, we must begin by bringing lasting good to the lives of our children in need.

II. Provide Full-Time Access to Justice

Iowans expect and deserve to have full-time access to justice. Whether it's children in need, or you, your business, or your friends and neighbors who must at some time count on access to court services, it is clear that Iowans expect their government to operate a full-time, full-service, and efficient court system. Currently, all clerk of court offices in Iowa are closed every Tuesday and Thursday afternoon. Closures deny access to Iowans, including those seeking commitment of loved ones for mental illness and substance abuse and people seeking protection from domestic violence. We have all heard stories about domestic violence victims having to wait for an order of protection because the clerk of court offices are closed. We also know more families in need of mental health services are turning to the courts every year. The number of adult mental health commitment petitions has grown 45 percent in the last decade, while the number of juvenile commitment petitions has grown 93 percent during the same time. When a mental health crisis strikes a family, our courts must be accessible. In addition, closures slow down the processing of child support checks, liens, garnishments, warrants, and other important matters. These closures should end. Iowans deserve and expect all clerk of court offices to be open every day during business hours.

III. Operate an Efficient, Full-Service Court System

The Iowa Judicial Branch does continuously work to improve access to the courts and make operations more efficient. We have made tremendous progress in these efforts in recent years, including, as you are aware, with EDMS—our electronic document management system. With EDMS, we are creating and implementing an efficient paperless court system. This project is on track to be nearly half done by the end of this year. We still have much work to do, and there are many expert and dedicated judicial branch employees making it happen, but it already has become a national model for other states to follow.

Since the first document was successfully filed electronically in the Plymouth County Clerk of Court Office in January 2010, court users have electronically filed nearly one million documents in 15 Iowa counties. We began with a county-by-county approach to implementing EDMS that included extensive training for all court users. In Woodbury County, our first move into a large county over a year ago, Sioux City Police Chief Doug Young says his officers now use and depend on EDMS every day without complaint. EDMS works and quickly passes critical information between the courts and police. I have heard similar reports from Humboldt County Sheriff Dean Kruger and Fort Dodge Police Chief Tim Carmody, who said that with EDMS, his officers receive search warrants and court orders faster than before and there is less administrative paperwork. Now his officers can spend more time out on patrol.

Many EDMS users are self-represented litigants, who can now file from their homes in the evenings when they are off work, or small business owners who do not have to

interrupt their work day to race to the courthouse to file a lien or other court document. Judges using EDMS are also more efficient and are now able to prepare for court even when they are in a neighboring county. By the end of this year, we expect to bring EDMS to 30 more counties.

IV. Provide Faster and Less Costly Resolution of Legal Disputes

Iowans expect and deserve timely resolution of their legal disputes. The old axiom “justice delayed is justice denied” is more and more true in our increasingly fast-paced world. I hear repeatedly in my conversations with business community leaders across the state about the importance of resolving disputes quickly and inexpensively so the involved parties can move on. Often, the time waiting for a resolution can be time when capital is not invested, new employees are not hired, or economic development is put on hold. While EDMS will help, our court system is still plagued with costly, frustrating, and unnecessary delays. Technology can only do so much for a justice system. We have learned that potential efficiencies in our court system quickly fall out of reach without sufficient personnel. Too many times, a case must be rescheduled because a judge is without some essential staff to allow the case to proceed. I have personally called lawyers to apologize for this unfortunate circumstance and for the additional costs. In peoples’ lives, one courtroom delay is one too many. This is not how a justice system should operate, and it is not what Iowa litigants should endure. We can only have a full-service court system if our judges have the support they need to run an efficient courtroom.

This leads me to a related point. We are trying to operate our branch of government as any efficient, successful business or organization would operate, and we must pay competitive salaries to our judges and magistrates that reward superior performance, sustain committed service, and compete in the marketplace. We all know that adequate employee compensation is essential in any successful operation, including the operation of our courts.

Iowans expect our courts to give users more options to resolve civil disputes in a way that meets the changing needs of the 21st Century and provide better, faster, and less costly court services. Twelve months ago I spoke with you about the importance of a fair and predictable justice system to economic development in Iowa. Since that time, business owners from around the state continue to share their vision for a modern and responsive court system. We are moving forward with two innovations to provide faster and less expensive dispute resolution. First, we are in the process of streamlining the civil justice system by developing another track litigants can select that will reduce the costly and time-consuming discovery disputes that often accompany litigation. This track of litigation will offer users a means to obtain a less costly and more prompt resolution of legal disputes.

Second, we recently approved a pilot project to establish business courts in Iowa. Our Civil Justice Reform Task Force studied this exciting concept, and we have thoroughly discussed the project with many groups of Iowans, including business leaders. Importantly, our business courts will be staffed by judges specially trained in the complex issues facing businesses in our modern economy. These judges will offer commercial litigants the expertise needed and desired when courts are asked to resolve their disputes in a fair, efficient manner. Our business courts will spotlight the integrity and ingenuity of all the courts throughout Iowa as another example of the commitment by our court system to treat all litigants and their claims with respect and

understanding. By relocating these complex litigation cases to a separate docket, other civil cases may proceed more efficiently. Additionally, we expect business courts to help all Iowans by contributing an important piece to the new wave of economic confidence in Iowa as a place to grow and prosper. We all can agree that America's core strength is its innovation, its ideas. Courts are a part of this innovation too.

V. Be Open and Transparent

Iowans demand the courts, as well as all of state government, to be open and transparent. As you know, the strength of our democracy requires well-informed citizens. The strength and effectiveness of our court system depends on public confidence in the courts. To this end, the Iowa Judicial Branch has been a national leader in allowing audio, photographic, and video coverage of the courts. Our rules governing media coverage are carefully designed to prevent disruption of the court hearing and to safeguard the rights of litigants to a fair trial and appeal.

These rules have worked well for many years. However, they have become outdated by smart phones and new ways of communication such as blogging and twitter. In response, the supreme court created a committee of journalists and court users to update the rules to address the new media covering our government. Working together we will be able to allow all Iowans, especially the next generation, to see for themselves how our justice system works for them. As we have in the past, we welcome transparency. It is a critical part of our future success because it enhances public understanding of our courts.

VI. Provide Fair and Impartial Justice for All

Iowans demand our courts provide fair and impartial justice for all. Through the judicial merit selection process, our courts continue to be free from political influence and provide fair and impartial justice to all Iowans. Our judges make decisions based on the facts of a case and the rule of law, not their personal beliefs or popular opinion. Allegiance to the law is the very core of our judicial system, embodied in our oath as judges and our rules of ethics, and it is our pledge to all Iowans. While some may disagree with the court's work from time to time, it is our hope that this pledge will always be visible in all our work. We must be devoted to fair and impartial courts because it is an important component in our future success as a state.

Throughout the last year, I have listened carefully to Iowans across this great state. These thoughtful voices continue to resonate today, and the caring faces of Iowans guide us in our commitment to our system of justice. I pledge to you that we will continue to engage all Iowans in conversations about the needs and expectations for our courts.

I stand before you today as the voice for our judicial branch of government, as the voice of the judicial branch staff who are "all in" to make our court system the best in the country. I am also the voice for the hundreds of thousands of court users in Iowa, including those Iowans suffering from mental illness and drug addiction. I am the voice for a committed and caring profession that relies on our court system in representing Iowans. I am the voice for victims of crime and victims of injustice; the voice for the accused; the voice for families torn apart; the voice for our troubled children who depend on our courts for their safety and success; and the voice for all

those who believe, as I believe, that our courts must have a strong foundation for each generation to build on and flourish.

Together, we are the voice for Iowans. We must work to deliver on the grand vision of our forefathers—that the government they created will be the government operated by each generation to always make the lives of Iowans the healthiest, happiest, and most prosperous possible. It is a vision only today's leaders can deliver. The cause is just. So, today, I stand before you with this vision of a court system reaching its greatest potential, and with the information you need to help make that a reality.

Let today be a beginning when we walk together as my son and his teammates did, shoulder to shoulder. Let us work together to advance a just cause, to reach our greatest potential.

Thank you.

Chief Justice Mark S. Cady was escorted from the House chamber by the committee previously appointed.

Governor Terry E. Branstad was escorted from the House chamber by the committee previously appointed.

On motion by Upmeyer of Cerro Gordo the Joint Convention was dissolved at 10:40 a.m.

INTRODUCTION OF BILLS

House Joint Resolution 3, by Hunter, a joint resolution proposing an amendment to the Constitution of the State of Iowa relating to the boundary lines of counties.

Read first time and referred to committee on **Local Government**.

House File 8, by Pettengill, a bill for an act appropriating moneys in the cigarette fire safety standard fund.

Read first time and referred to committee on **Appropriations**.

House File 9, by Wessel-Kroeschell, a bill for an act requiring pulse oximetry screening for newborns in a birthing hospital.

Read first time and referred to committee on **Human Resources**.

House File 10, by Hess, a bill for an act relating to the use of child labor in laundry occupations.

Read first time and referred to committee on **Labor**.

House File 11, by Pettengill and Watts, a bill for an act eliminating the Iowa smart planning principles and other local comprehensive planning and development guidelines.

Read first time and referred to committee on **Local Government**.

House File 12, by Pettengill, a bill for an act concerning issuance of a license or users permit for specified activities regarding explosives.

Read first time and referred to committee on **Public Safety**.

House File 13, by Cownie, a bill for an act relating to the option of voting straight party at certain elections.

Read first time and referred to committee on **State Government**.

House File 14, by Worthan, a bill for an act relating to the enforcement of weight limitations for vehicles with retractable axles.

Read first time and referred to committee on **Transportation**.

House File 15, by Murphy, a bill for an act relating to small business development by making an appropriation to match a federal grant and including effective and retroactive applicability date provisions.

Read first time and referred to committee on **Appropriations**.

House File 16, by Murphy, a bill for an act modifying Iowa's human services and education systems to provide that children start school ready to learn and to increase Iowa's student achievement rates, making appropriations to the department of education and to the economic development authority, and including effective date and applicability provisions.

Read first time and referred to committee on **Education**.

House File 17, by Gaskill, a bill for an act making certain students who open enroll to a school district in a county contiguous to the school district of residence eligible for transportation assistance.

Read first time and referred to committee on **Education**.

House File 18, by Hunter, a bill for an act requiring employers to provide employees with meal and rest breaks and providing penalties.

Read first time and referred to committee on **Labor**.

House File 19, by Hunter, a bill for an act relating to employee leave by providing for time off and vacation leave, and including effective date and applicability provisions.

Read first time and referred to committee on **Labor**.

House File 20, by Hunter, a bill for an act relating to a study of the economic, fiscal, and social impact of the living wage in Iowa.

Read first time and referred to committee on **Labor**.

House File 21, by Hunter, a bill for an act requiring the consideration of project labor agreements for state construction projects.

Read first time and referred to committee on **Labor**.

On motion by Upmeyer of Cerro Gordo the House was recessed at 10:57 a.m., until 4:00 p.m.

AFTERNOON SESSION

The House reconvened at 4:05 p.m., Speaker Paulsen in the chair.

INTRODUCTION OF BILLS

House File 22, by Hunter, a bill for an act providing for the creation of a medical marijuana Act including the creation of nonprofit dispensaries, and providing for civil and criminal penalties and fees.

Read first time and referred to committee on **Public Safety**.

House File 23, by Hunter, a bill for an act relating to restraint requirements for motor vehicle occupants and making a penalty applicable.

Read first time and referred to committee on **Public Safety**.

House File 24, by Lykam, a bill for an act relating to the operation of golf carts on the streets of an established community within an unincorporated area and making a penalty applicable.

Read first time and referred to committee on **Transportation**.

House File 25, by Murphy, a bill for an act establishing a veteran employment tax credit pilot project for individual and corporate income taxpayers and franchise taxpayers who hire and employ qualified veterans and including effective date and retroactive and other applicability provisions.

Read first time and referred to committee on **Veterans Affairs**.

House File 26, by Hunter, a bill for an act relating to the provision of certain information for insureds regarding external review of health care services coverage decisions.

Read first time and referred to committee on **Commerce**.

House File 27, by Hunter, a bill for an act establishing a worker shortage loan forgiveness program to be administered by the college student aid commission.

Read first time and referred to committee on **Education**.

House File 28, by Hunter, a bill for an act relating to the compulsory school attendance age and including effective date provisions.

Read first time and referred to committee on **Education**.

House File 29, by T. Olson, a bill for an act concerning the administration of epinephrine in public and nonpublic schools, and including effective date and applicability provisions.

Read first time and referred to committee on **Human Resources**.

House File 30, by Hunter, a bill for an act authorizing registered nurses and physician assistants to order respiratory therapy.

Read first time and referred to committee on **Human Resources**.

House File 31, by Hunter, a bill for an act relating to patient safety by establishing a nurse staffing plan, a collaborative nurse staffing committee, a patient safety committee, and reporting for nurses, and including effective date provisions.

Read first time and referred to committee on **Human Resources**.

House File 32, by Hunter, a bill for an act relating to indemnification of hospitals participating in the volunteer health care provider program.

Read first time and referred to committee on **Human Resources**.

House File 33, by Hunter, a bill for an act relating to the choice of doctor to treat an injured employee under workers' compensation laws and including applicability date provisions.

Read first time and referred to committee on **Judiciary**.

House File 34, by Hunter, a bill for an act requiring additional workers' compensation payments for scheduled injuries that result in a reduction in the injured employee's earning capacity.

Read first time and referred to committee on **Judiciary**.

House File 35, by Hunter, a bill for an act providing for fair share agreements relating to collective bargaining and including effective date provisions.

Read first time and referred to committee on **Labor**.

House File 36, by Hunter, a bill for an act requiring the payment of local prevailing wage rates to persons working on public improvements for public bodies, and providing remedies and penalties and including effective date provisions.

Read first time and referred to committee on **Labor**.

House File 37, by Hunter, a bill for an act prohibiting employment discrimination based on unemployment status and providing remedies.

Read first time and referred to committee on **Labor**.

House File 38, by Hunter, a bill for an act relating to wage payment collection issues arising between employers and individuals who provide services to employers, providing penalties and remedies, and including effective date provisions.

Read first time and referred to committee on **Labor**.

House File 39, by Hunter, a bill for an act to increase the state minimum hourly wage and to provide subsequent increases by the same percentage as the increase in federal social security benefits.

Read first time and referred to committee on **Labor**.

House File 40, by Hunter, a bill for an act requiring certain weekly workers' compensation benefits to be calculated by including an employee's overtime and premium pay, and to include an annual cost-of-living adjustment.

Read first time and referred to committee on **Labor**.

House File 41, by Hunter, a bill for an act increasing certain penalties for employers willfully misclassifying employees for unemployment compensation contribution purposes.

Read first time and referred to committee on **Labor**.

House File 42, by Hunter, a bill for an act relating to reduced fees for camping and other special privileges for certain older Iowans.

Read first time and referred to committee on **Natural Resources**.

House File 43, by Hunter, a bill for an act relating to campaign finance by establishing a voter-owned Iowa clean elections Act and fund, providing for funding from specified sources, including an income tax checkoff, providing an income tax exemption for contributions made to the fund, providing penalties, and including effective date provisions.

Read first time and referred to committee on **State Government**.

House File 44, by Hunter, a bill for an act abolishing the declaration that the English language is the official language of the state of Iowa.

Read first time and referred to committee on **State Government**.

House File 45, by Hunter, a bill for an act providing for the restoration of the right to register to vote and to vote and hold elective office for certain persons and including effective date and retroactive applicability provisions.

Read first time and referred to committee on **State Government**.

House File 46, by Hunter, a bill for an act relating to requirements for instruction permits and driver's licenses issued to persons under eighteen years of age.

Read first time and referred to committee on **Transportation**.

House File 47, by Hunter, a bill for an act providing for an Iowa individual income tax checkoff for qualified Iowa zoos, making an appropriation, and providing for the Act's implementation.

Read first time and referred to committee on **Ways and Means**.

House File 48, by T. Olson, a bill for an act relating to property tax valuation and exemption of value added by installation of certain geothermal, solar, and wind energy property.

Read first time and referred to committee on **Ways and Means**.

House File 49, by Sands, a bill for an act providing for drainage or levee districts managed by a board of trustees, and including effective date provisions.

Read first time and referred to committee on **Agriculture**.

House File 50, by Drake, a bill for an act relating to the exemption from the state inheritance tax of estates of a certain size and including applicability provisions.

Read first time and referred to committee on **Judiciary**.

HOUSE STUDY BILL COMMITTEE ASSIGNMENTS

H.S.B. 5 Judiciary

Providing access to child abuse records in juvenile court and the prosecution of certain youthful offenders.

H.S.B. 6 Judiciary

Relating to interpreters and translators for limited English proficient participants in legal proceedings and in court-ordered programs.

H.S.B. 7 Judiciary

Relating to an application for the immediate return of seized property.

H.S.B. 8 Judiciary

Relating to conducting condemnation proceedings.

H.S.B. 9 Judiciary

Relating to the authority of cities to regulate and restrict the occupancy of residential rental property.

H.S.B. 10 Judiciary

Relating to the discharge of a firearm near buildings or feedlots by certified law enforcement officers for training purposes and providing penalties.

H.S.B. 11 Judiciary

Relating to the waiting period before the granting of a decree dissolving a marriage.

H.S.B. 12 Judiciary

Relating to the possession of alcohol by certain minors and juvenile court jurisdiction, and making penalties applicable.

H.S.B. 13 Judiciary

Relating to the statute of limitation period in executing a judgment in an action on a claim for rent.

H.S.B. 14 Judiciary

Relating to county attorney duties when representing the department of human services in juvenile court.

SUBCOMMITTEE ASSIGNMENTS

House Joint Resolution 1

Labor: Forristall, Chair; T. Taylor and Watts.

House File 4

Education: Hanson, Chair; Hess and Rogers.

House File 6

State Government: Pettengill, Chair; Grassley and Isenhart.

House File 13

State Government: Hein, Chair; Highfill and Winckler.

House File 18

Labor: Jorgensen, Chair; Forristall and Hunter.

House File 20

Labor: Jorgensen, Chair; Forristall and Hunter.

House File 21

Labor: Jorgensen, Chair; Forristall and Hunter.

On motion by Hagenow of Polk, the House adjourned at 4:11 p.m., until 8:30 a.m., Thursday, January 17, 2013.

JOURNAL OF THE HOUSE

Fourth Calendar Day - Fourth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Thursday, January 17, 2013

The House met pursuant to adjournment at 8:31 a.m., Speaker Paulsen in the chair.

Prayer was offered by Jim Obradovich, Deacon at Holy Trinity Catholic Church, Des Moines. He was the guest of Representatives McCarthy and Riding of Polk County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Mariah Keech, Page from Story City.

The Journal of Wednesday, January 16, 2013, was approved.

INTRODUCTION OF BILLS

House File 51, by Pettengill, a bill for an act requiring notification of employers used as employment contacts by recipients of unemployment compensation benefits.

Read first time and referred to committee on **Commerce**.

House File 52, by Pettengill, a bill for an act exempting investment counseling services from the state sales tax.

Read first time and referred to committee on **Ways and Means**.

SPONSOR ADDED

Murphy of Dubuque requested to be added as a sponsor of House File 4.

HOUSE STUDY BILL COMMITTEE ASSIGNMENTS

H.S.B. 15 Judiciary

Relating to the administration of the judicial branch including provisions pertaining to shorthand reporters and the practice of law, making appropriations, and providing for a fee.

H.S.B. 16 Judiciary

Relating to the nomination and appointment of district judges.

H.S.B. 17 Judiciary

Relating to the appointment and removal of clerks of the district court.

H.S.B. 18 Labor

Relating to unemployment insurance employer charges and claimant misrepresentation regarding benefit overpayments, providing a penalty, and including applicability provisions.

H.S.B. 19 State Government

Relating to public disclosure of the receipt of certain gifts, bequests, and honoraria and making penalties applicable.

H.S.B. 20 State Government

Relating to the legal sufficiency review of and notification procedures for complaints filed with the Iowa ethics and campaign disclosure board.

H.S.B. 21 State Government

Relating to the technical administration of election and voter registration laws, including by making modifications to certain filing deadlines, preservation of certain records, elections to fill certain vacancies in office, absentee voting, voting systems, and ballot summaries.

H.S.B. 22 State Government

Relating to the policy administration of election and voter registration laws by the secretary of state, including the voter registration age, absentee voting, the provision of training space for election personnel, the candidate nomination filing requirements for merged area, school district, and city elections and related filing requirements, the filling of vacancies in city office, and authorizing certain cities to conduct city elections by absentee ballot, and including effective date provisions.

H.S.B. 23 State Government

Relating to proof of identification and proof of residence in order to register to vote or to vote, creating a criminal offense for falsely swearing certain oaths and affidavits, and including applicability provisions.

H.S.B. 24 Veterans Affairs

Relating to the military service property tax exemption and credit by increasing the exemption amount, and including applicability provisions.

H.S.B. 25 Judiciary

Relating to the forfeiture of bail in a criminal case.

H.S.B. 26 Ethics

Relating to the joint rules governing lobbyists of the Senate and House of Representatives for the Eighty-fifth General Assembly.

H.S.B. 27 Ethics

Relating to the code of ethics of the House of Representatives for the Eighty-fifth General Assembly.

H.S.B. 28 Judiciary

Relating to the residential landlord and tenant laws and related forcible entry and detainer actions and providing penalties.

H.S.B. 29 Veterans Affairs

Creating veterans bonus funds for military service during certain military conflicts in Lebanon, Grenada, and Panama, and for service during certain military conflicts in the Persian Gulf, and providing penalties.

H.S.B. 30 Veterans Affairs

Exempting federal retirement pay of a resident received for military service from the state individual income tax and including retroactive applicability provisions.

SUBCOMMITTEE ASSIGNMENTS**House File 9**

Human Resources: Forristall, Chair; Hess and Wessel-Kroeschell.

House File 16

Education: Byrnes, Chair; Gassman and Mascher.

House File 17

Education: L. Miller, Chair; Hanson and Salmon.

House File 27

Education: L. Miller, Chair; Fry and Wood.

House File 28

Education: Koester, Chair; Staed and Stanerson.

House File 29

Human Resources: Costello, Chair; Heaton and M. Smith.

House File 30

Human Resources: Forristall, Chair; Hunter and Landon.

House File 31

Human Resources: Forristall, Chair; Costello and Hunter.

House File 32

Human Resources: Forristall, Chair; Fry and Hunter.

HOUSE STUDY BILL SUBCOMMITTEE ASSIGNMENTS**House Study Bill 3**

Human Resources: Bacon, Chair; Murphy and R. Taylor.

House Study Bill 18

Labor: Klein, Chair; Costello and Murphy.

House Study Bill 19

State Government: Watts, Chair; Bacon and Isenhardt.

House Study Bill 20

State Government: Watts, Chair; Costello and Kajtazovic.

House Study Bill 21

State Government: Hein, Chair; Highfill and T. Taylor.

House Study Bill 22

State Government: Drake, Chair; Costello and Mascher.

House Study Bill 23

State Government: Pettengill, Chair; Hunter and Stanerson.

On motion by Hagenow of Polk, the House adjourned at 8:35 a.m., until 10:00 a.m., Friday, January 18, 2013.

JOURNAL OF THE HOUSE

Fifth Calendar Day - Fifth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Friday, January 18, 2013

The House met pursuant to adjournment at 10:00 a.m., Hagenow of Polk in the chair.

Prayer was offered by Representative Landon of Polk County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Representative Landon of Polk.

The Journal of Thursday, January 17, 2013, was approved.

INTRODUCTION OF BILL

House File 53, by Fry and Hunter, a bill for an act relating to notification of the placement of sex offenders in nursing facilities, residential care facilities, and assisted living programs, and the prohibition of certain placements of sexually violent predators in such facilities and programs, and providing penalties, and including effective date provisions.

Read first time and referred to committee on **Human Resources**.

COMMUNICATIONS RECEIVED

The following communications were received and filed in the office of the Chief Clerk:

BOARD OF REGENTS

Grow Iowa Values Fund Report, pursuant to Iowa Code section 15G.111(5).

Technology Transfer and Economic Development Report, pursuant to Chapter 130.60, 2011 Iowa Acts.

Activities, Projects, and Programs Funded with the Innovation Fund Report, pursuant to Chapter 1136.17, 2012 Iowa Acts.

Patents and Licenses Council Report, pursuant to Iowa Code section 262B.3(3).

Annual Articulation Report, pursuant to Iowa Code section 262.9(33)(i).

DEPARTMENT OF COMMERCE
Insurance Division

Consumer Advocate Bureau Annual Report, pursuant to Iowa Code section 505.8.

DEPARTMENT OF EDUCATION

Early ACCESS Council Governor's Report, pursuant to Iowa Code section 281.120(1).

Iowa Reading Research Center Annual Report, pursuant to Chapter 1119.32, 2012 Iowa Acts.

DEPARTMENT OF JUSTICE
Attorney General's Office

Mortgage Serving Settlement Fund Report, pursuant to Chapter 1138.7, 2012 Iowa Acts.

DEPARTMENT OF NATURAL RESOURCES

Environmental Protection Commission Annual report, pursuant to Iowa Code section 455B.105(5).

Aquatic Invasive Species Report, pursuant to Iowa Code section 462A.52.

DEPARTMENT OF PUBLIC HEALTH

Gambling Treatment Program Report, pursuant to Iowa Code section 135.150(2).

Obstetrical Care in Iowa Report, pursuant to Iowa Code section 135.11(16).

Mental Health Professional Shortage Area Report, pursuant to Iowa Code section 135.180.

Iowa Youth Suicide Prevention Program Progress Report, pursuant to Chapter 1138.8, 2012 Iowa Acts.

DEPARTMENT OF REVENUE

Property Assessment Appeal Board report, pursuant to Iowa Code section 421.1A(7)(c).

Iowa Capital Investment Board Annual Report, pursuant to Iowa Code section 15E.63(9).

Iowa Tuition and Textbook Tax Credit Evaluation Study Report, pursuant to Iowa Code section 7E.5.

IOWA NATIONAL GUARD
Public Defense

ICN Savings Report, pursuant to Iowa Code section 8D.10.

JUDICIAL BRANCH

Court Debt Report, pursuant to Iowa Code section 602.8107(7).

Enhanced Court Collections Fund Report, pursuant to Chapter 1137, 2012 Iowa Acts.

Court Technology and Modernization Fund Report, pursuant to Chapter 1137, 2012 Iowa Acts.

MUNICIPAL FIRE AND POLICE RETIREMENT SYSTEM

Financial Evaluation Report, pursuant to Iowa Code section 411.5.

TREASURER OF STATE

Joint Investment Trust Report, pursuant to Iowa Code section 12B.10A(7).

Tobacco Settlement Authority Report, pursuant to Iowa Code section 12E.15.

VETERANS HOME

Post-Traumatic Stress Dual Diagnosis Treatment Program Study Report, pursuant to Chapter 1076, 2012 Iowa Acts.

On motion by Highfill of Polk, the House adjourned at 10:01 a.m., until 10:00 a.m., Tuesday, January 22, 2013.

JOURNAL OF THE HOUSE

Ninth Calendar Day - Sixth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Tuesday, January 22, 2013

The House met pursuant to adjournment at 10:01 a.m., Speaker Paulsen in the chair.

Prayer was offered by Dale Rayhons, a paramedic with the Forest City Ambulance Service. He is the son of Representative Rayhons of Hancock County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Brian Rayhons, a paramedic with the Airlife Ambulance Service. He is the grandson of Representative Rayhons of Hancock.

The Journal of Friday, January 18, 2013, was approved.

INTRODUCTION OF BILL

House File 54, by Isenhardt, a bill for an act relating to the confidentiality of patient information held by a pharmacy and providing a penalty.

Read first time and referred to committee on **Human Resources**.

REPORT OF ADMINISTRATION AND RULES COMMITTEE

Pursuant to Senate Concurrent Resolution 2, duly adopted, the following is a list of changes for officers and employees of the House:

<u>Position</u>	<u>Name</u>	<u>Grade and Step</u>	<u>Class of Appointment</u>	<u>Eff. Date</u>
Sr. Admin. Asst. to Speaker	Douglas L. Struyk	38-7	P-FT	05-11-12
Legis. Res. Analyst	Carrie L. Kobrinetz	27-3	P-FT	09-06-12
Chief Clerk	Carmine Boal	44-3	P-FT	11-09-12
Admin. Asst. II to Speaker	Josie I. Albrecht	32-5 to 32-6	P-FT	11-23-12

<u>Position</u>	<u>Name</u>	<u>Grade and Step</u>	<u>Class of Appointment</u>	<u>Eff. Date</u>
Admin. Asst. III to Leader	Anthony D. Phillips	35-6 to 35-7	P-FT	11-23-12
Sr. Legis. Res. Analyst	David L. Epley	38-3 to 38-4	P-FT	12-07-12
Sr. Legis. Res. Analyst	D. Dean Fiihr, Jr.	38-6 to 38-7	P-FT	12-07-12
Legis. Res. Analyst II	William T.D. Freeland	32-4 to 32-5	P-FT	12-07-12
Legis. Res. Analyst III	Ezekiel L. Furlong	35-3 to 35-4	P-FT	12-07-12
Sr. Caucus Sec.	Joseph M. Gilde	24-6 to 24-7	P-FT	12-07-12
Legis. Res. Analyst I	Rachelle D. Thomas	29-4 to 29-5	P-FT	12-07-12
Legis. Res. Analyst I	Jason M. Chapman	29-6 to 29-7	P-FT	12-21-12
Legis. Res. Analyst	Amanda J. Freel	27-4 to 27-5	P-FT	12-21-12
Legis. Res. Analyst	Kristi L. Kielhorn	27-6 to 27-7	P-FT	12-21-12
Conf. Sec. to Speaker	Terri P. Steinke	27-1 to 27-2	P-FT	12-21-12
Legis. Res. Analyst	Louis A. Vander Streek	27-3 to 27-4	P-FT	12-21-12
Caucus Sec.	Colin M. Tadlock	21-2	P-FT	12-27-12
Legis. Res. Analyst II	Dustin W. Blythe	32-5 to 32-6	P-FT	01-04-13
Conf. Sec. to Leader	Angela M. Hughes	27-5 to 27-6	P-FT	01-04-13
Sr. Admin. Asst. to Leader	Brian J. Meyer	38-4 to 38-5	P-FT	01-04-13
Sr. Admin. Asst. to Leader	David F. Schrader	38-5 to 38-6	P-FT	01-04-13
Doorkeeper	Clyde A. Brown	11-1	S-O	01-09-13
Doorkeeper	Paul R. Whitmore	11-1	S-O	01-09-13
Switchboard Operator	Georgia A. O'Meara	14-1	S-O	01-11-13
Legis. Sec.	Clarice E. Alons	15-4 to 17-4	S-O	01-14-13
Legis. Committee Sec.				
Legis. Sec.	Ashley Baker	17-1	S-O	01-14-13
Legis. Sec.	Emma Barden	16-1	S-O	01-14-13
Legis. Sec.	Andrew Brau	16-1	S-O	01-14-13
Legis. Sec.	Jenna S. Brownell	17-3 to 16-3	S-O	01-14-13
Legis. Sec.	Tom Cory	17-1	S-O	01-14-13
Legis. Sec.	Stephanie N. Crowley	16-1 to 17-1	S-O	01-14-13
Legis. Committee Sec.				
Legis. Sec.	Jacob Dagel	16-1	S-O	01-14-13
Legis. Sec.	Kaitlin Dagel	18-1	S-O	01-14-13

<u>Position</u>	<u>Name</u>	<u>Grade and Step</u>	<u>Class of Appointment</u>	<u>Eff. Date</u>
Legis. Committee Sec.	Zachary C. Dalluge	17-2 to 18-2	S-O	01-14-13
Legis. Sec.	Rob Davis	15-1	S-O	01-14-13
Legis. Sec.	Thomas Day	17-1	S-O	01-14-13
Legis. Sec.	Nicholas Deaver	16-1	S-O	01-14-13
Legis. Sec.	Sophia Douglas	15-1	S-O	01-14-13
Legis. Sec.	Alex M. Drzycimski	16-1 to 15-1	S-O	01-14-13
Legis. Sec.	Ann Dvorsky	15-1	S-O	01-14-13
Legis. Sec.	Wes Enos	15-1	S-O	01-14-13
Legis. Sec.	Nancy Garrett	16-1	S-O	01-14-13
Legis. Committee Sec.	Jared Godby	17-1	S-O	01-14-13
Legis. Committee Sec.	Angie Goodale	17-1	S-O	01-14-13
Legis. Committee Sec.	Michelle Haults	17-1	S-O	01-14-13
Legis. Sec.	Tyler Heeren	16-1	S-O	01-14-13
Legis. Sec.	Erin Hogan	15-1	S-O	01-14-13
Legis. Sec.	Juwan Hughes	15-1 to 16-1	S-O	01-14-13
Legis. Committee Sec.	Jeremy Hulshizer	17-1	S-O	01-14-13
Legis. Sec.	Michael Jansa	16-1	S-O	01-14-13
Legis. Sec.	Charlie Johnson	16-1	S-O	01-14-13
Legis. Sec.	Catherine S. Jury	15-7 to 16-7	S-O	01-14-13
Legis. Sec.	Jacob Kaufmann	17-1	S-O	01-14-13
Legis. Sec.	Johnathan W.H. Kaufmann	17-1	S-O	01-14-13
Legis. Sec.	John Keane	15-1	S-O	01-14-13
Legis. Sec.	Karah Kruger	16-1	S-O	01-14-13
Legis. Sec.	Marvis Landon	16-1	S-O	01-14-13
Legis. Sec.	Ann Mack	15-1	S-O	01-14-13
Legis. Sec.	Dillon D. Malone	16-1 to 17-1	S-O	01-14-13
Legis. Committee Sec.		17-1		
Legis. Sec.	Carole I. Martin	15-3 to 17-3	S-O	01-14-13
Legis. Sec.	Emily K. Massie	16-1 to 17-1	S-O	01-14-13
Legis. Sec.	Kirsten Meyers	16-1	S-O	01-14-13
Legis. Sec.	Devin Miller	16-1	S-O	01-14-13
Legis. Sec.	Charlotte M. Mosher	15-7 to 17-7	S-O	01-14-13
Legis. Committee Sec.		17-7		
Legis. Committee Sec.	Melba K. Murken	17-5 to 16-5	S-O	01-14-13
Legis. Sec.		16-5		
Legis. Sec.	Neil A. Nelsen	16-2 to 17-2	S-O	01-14-13
Legis. Committee Sec.	Daxton Oberreuter	17-1	S-O	01-14-13
Legis. Sec.	Luke Oglesbee	15-1	S-O	01-14-13
Legis. Sec.	Eunice A. Olson	17-1	S-O	01-14-13
Legis. Sec.	Jordan Oster	16-1	S-O	01-14-13
Legis. Sec.	Lauren E.J. Page	16-2	S-O	01-14-13

<u>Position</u>	<u>Name</u>	<u>Grade and Step</u>	<u>Class of Appointment</u>	<u>Eff. Date</u>
Legis. Sec.	Sam Parker	15-1	S-O	01-14-13
Legis. Sec.	Dixie Parsons	15-1	S-O	01-14-13
Legis. Sec.	Rose Mary V. Pratt	17-1 to 16-1	S-O	01-14-13
Legis. Committee Sec.	Koby Pritchard	17-1	S-O	01-14-13
Legis. Committee Sec.	Martha S. Raecker	18-4 to 17-4	S-O	01-14-13
Legis. Sec.	Erika K. Rasey	16-1 to 15-1	S-O	01-14-13
Legis. Sec.	Ashley N. Runge	16-1 to 17-1	S-O	01-14-13
Legis. Committee Sec.				
Legis. Sec.	Majda Sarkic	15-1	S-O	01-14-13
Legis. Sec.	Taylor Schipper	16-1	S-O	01-14-13
Legis. Sec.	Alex Schuring	16-1	S-O	01-14-13
Legis. Committee Sec.	Haley Smith	18-1	S-O	01-14-13
Legis. Committee Sec.	Heidi M. Sorenson-Sloth	17-1 to 16-1	S-O	01-14-13
Legis. Sec.				
Legis. Sec.	Susan Staed	16-1	S-O	01-14-13
Legis. Sec.	Vicki Stogdill	16-1	S-O	01-14-13
Legis. Sec.	Melani Taylor	17-1	S-O	01-14-13
Legis. Sec.	Christian Ucles	15-1	S-O	01-14-13
Legis. Sec.	Adam Wachholz	16-1	S-O	01-14-13
Legis. Committee Sec.	Carla Wood	17-1	S-O	01-14-13
Legis. Sec.	Arica Wright	17-1	S-O	01-14-13
Legis. Sec.	Nathan Hohnstein	16-1	S-O	01-22-13

PAGES-GROUP I

Speaker's Page	Keith F. Paulsen	9-1	S-O
Chief Clerk's Page	Anna E. Determann	9-1	S-O
Chief Clerk's Page	Bailey A. Tripp	9-1	S-O
Page	Cole A. Button	9-1	S-O
Page	Earl S. Cheatheum, Jr.	9-1	S-O
Page	Matthew A. Cole	9-1	S-O
Page	Alex C. Conover	9-1	S-O
Page	Traycee S. Earls	9-1	S-O
Page	Abigail R. Flanders	9-1	S-O
Page	Talynn D. Griggs	9-1	S-O
Page	Mariah E. Keech	9-1	S-O
Page	Noah J. Kirschbaum	9-1	S-O
Page	Aubrey J. Kohl	9-1	S-O
Page	Jake M. Mathahs	9-1	S-O
Page	Jacob S. Mayer	9-1	S-O
Page	John E. Munford	9-1	S-O
Page	Emily M. Norton	9-1	S-O
Page	Sidney A. Snyder	9-1	S-O
Page	Gregory T. Windeknecht	9-1	S-O
Page	Carter W. Yerkes	9-1	S-O

PAGES-GROUP II

Page	Drew W. Cooper	9-1	S-O
Page	Joshua J. Larson	9-1	S-O
Page	Casandra Morales	9-1	S-O

The following are resignations from the officers and employees of the House:

Sr. Deputy Caucus Staff Director	Lon W. Anderson	06-21-12
Admin. Asst. III to Speaker	Matthew E. Hinch	07-20-12
Caucus Sec.	Jill M. Jennings	10-23-12
Chief Clerk	W. Charles Smithson	11-08-12

Pursuant to Senate Concurrent Resolution 2, duly adopted, the following is a list of changes for officers and employees of the Joint Senate/House:

<u>Position</u>	<u>Name</u>	<u>Grade and Step</u>	<u>Class of Appointment</u>	<u>Eff. Date</u>
Legis. Security Officer I	Samuel L. Groves	20-4 to 20-5	P-FT	07-06-12
Legis. Security Officer I	Gabriel S. Wilson	20-2 to 20-3	P-FT	07-06-12
Conservation/Restoration Specialist II	Zachary L. Bunkers	31-3 to 31-4	P-FT	12-07-12
Legis. Security Officer I	Kathleen C. Bacus	20-5 to 20-6	P-FT	01-04-13

SPONSOR ADDED

Salmon of Black Hawk requested to be added as a sponsor of House File 11.

SUBCOMMITTEE ASSIGNMENTS

House Joint Resolution 2

Appropriations: Lofgren, Chair; T. Olson and Watts.

House File 5

Local Government: Pettengill, Chair; Gaskill and Gassman.

House File 8

Appropriations: Worthan, Chair; Rogers and T. Taylor.

House File 10

Labor: Lofgren, Chair; Costello and Mascher.

House File 15

Appropriations: Deyoe, Chair; Highfill and Murphy.

House File 19

Labor: Fry, Chair; Hanusa and Hunter.

House File 22

Public Safety: S. Olson, Chair; Anderson and Sands.

House File 23

Public Safety: Baudler, Chair; Berry and Fry.

House File 35

Labor: Jorgensen, Chair; Forristall and Hunter.

House File 36

Labor: Jorgensen, Chair; Forristall and Hunter.

House File 37

Labor: Jorgensen, Chair; Forristall and Hunter.

House File 38

Labor: Jorgensen, Chair; Forristall and Hunter.

House File 39

Labor: Jorgensen, Chair; Forristall and Hunter.

House File 40

Labor: Jorgensen, Chair; Forristall and Hunter.

House File 41

Labor: Jorgensen, Chair; Forristall and Hunter.

House File 43

State Government: Watts, Chair; Grassley and Mascher.

House File 44

State Government: Watts, Chair; Grassley and Lensing.

House File 45

State Government: Watts, Chair; Grassley and Hunter.

House File 49

Agriculture: Maxwell, Chair; Bearinger and Deyoe.

House File 53

Human Resources: Fry, Chair; Hunter and Lofgren.

House File 54

Human Resources: Garrett, Chair; Hess and Stutsman.

On motion by Upmeyer of Cerro Gordo, the House adjourned at 10:14 a.m., until 8:30 a.m., Wednesday, January 23, 2013.

JOURNAL OF THE HOUSE

Tenth Calendar Day - Seventh Session Day

Hall of the House of Representatives
Des Moines, Iowa, Wednesday, January 23, 2013

The House met pursuant to adjournment at 8:33 a.m., Speaker Paulsen in the chair.

Prayer was offered by Rev. Craig Nelson from the Iowa Veterans Home, Marshalltown. He was the guest of Representative M. Smith of Marshall County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Stan Cheatheam, Page from Davenport.

The Journal of Tuesday, January 22, 2013, was approved.

INTRODUCTION OF BILLS

House Joint Resolution 4, by Windschitl, Klein, Vander Linden, Highfill, Landon, Heartsill, J. Smith, Gassman, Fry, Costello, Brandenburg, Garrett, Huseman, Dolecheck, Worthan, Fisher, Deyoe, Bacon, Watts, Hagenow, Alons, Stanerson, Pettengill, R. Taylor, S. Olson, Forristall, Sheets, Salmon, Maxwell, Jorgensen, Hess, Schultz, and Sands, a joint resolution proposing an amendment to the Constitution of the State of Iowa relating to an individual's right to acquire, keep, possess, transport, carry, transfer, and use arms.

Read first time and referred to committee on **Judiciary**.

House File 55, by Pettengill, a bill for an act allowing criminal history and abuse registry background checks for certain food vendors.

Read first time and referred to committee on **Commerce**.

House File 56, by Isenhardt, a bill for an act relating to energy cost disclosures in connection with rental units or properties, providing

penalties, making remedies applicable, and including applicability provisions.

Read first time and referred to committee on **Judiciary**.

House File 57, by Windschitl, Klein, Vander Linden, Heartsill, Landon, Fry, Garrett, Huseman, Dolecheck, Worthan, Brandenburg, Fisher, Bacon, Watts, Deyoe, Hagenow, Alons, Costello, Stanerson, Highfill, Pettengill, R. Taylor, Baudler, Forristall, Sheets, Salmon, Maxwell, Jorgensen, Hess, Gassman, Schultz, and Sands, a bill for an act relating to the justifiable use of reasonable force and providing a remedy.

Read first time and referred to committee on **Judiciary**.

House File 58, by Windschitl, a bill for an act relating to child support obligations and neglect or abandonment of a child based on nonsupport, and providing penalties.

Read first time and referred to committee on **Judiciary**.

House File 59, by Isenhart, a bill for an act relating to energy efficiency efforts by state agencies and including effective date provisions.

Read first time and referred to committee on **State Government**.

House File 60, by Watts, a bill for an act relating to the approval and imposition of local option taxes and including applicability provisions.

Read first time and referred to committee on **State Government**.

HOUSE STUDY BILL COMMITTEE ASSIGNMENTS

H.S.B. 31 Judiciary

Requiring in-state construction contracts and disputes thereof to be governed by Iowa law.

H.S.B. 32 Judiciary

Relating to the penalties for the criminal offense of sexual exploitation of a minor by the purchase or possession of child pornography.

H.S.B. 33 Judiciary

Relating to the sentencing of minors convicted of murder in the first degree and including effective date and applicability provisions.

H.S.B. 34 Judiciary

Relating to the practices and procedures of the state public defender.

H.S.B. 35 Judiciary

Relating to conformity with federal law concerning unemployment insurance employer charges and claimant misrepresentation regarding benefit overpayments, providing a penalty, and including applicability provisions.

H.S.B. 36 Judiciary

Relating to certificate of merit affidavits and noneconomic damages in medical malpractice actions.

H.S.B. 37 Judiciary

Relating to the transmission of court records by the clerk of the district court to the clerk of the supreme court in an appeal.

H.S.B. 38 Ways and Means

Updating the Code references to the Internal Revenue Code and decoupling from certain federal bonus depreciation provisions, providing certain taxpayers additional time to file a claim for refund or credit of individual income tax, and including effective date and retroactive applicability provisions.

H.S.B. 39 State Government

Relating to the title of the office of citizens' aide.

H.S.B. 40 State Government

Establishing the department of homeland security and emergency management.

H.S.B. 41 State Government

Concerning setoff procedures for collection of debts owed a state agency or political subdivision.

H.S.B. 42 Agriculture

Relating to the corn promotion board by providing for its governance, providing for an assessed checkoff on corn, and including effective date provisions.

H.S.B. 43 Commerce

Requiring notice of a change of beneficiary under an individual policy of accident and sickness insurance and including applicability provisions.

H.S.B. 44 Commerce

Providing for immunity from civil liability for registered architects and professional engineers providing disaster emergency assistance under specified circumstances.

H.S.B. 45 Human Resources

Relating to programs and services under the purview of the department of public health.

H.S.B. 46 Human Resources

Relating to programs and services under the purview of the department on aging.

SUBCOMMITTEE ASSIGNMENTS

House Joint Resolution 3

Local Government: Windschitl, Chair; Dolecheck and Forbes.

House File 1

Ways and Means: Cownie, Chair; Kearns, Stanerson, Stutsman and Vander Linden.

House File 3

Ways and Means: Baltimore, Chair; Hein, Kearns, Kelley and Landon.

House File 11

Local Government: Pettengill, Chair; Heartsill and Kressig.

House File 12

Public Safety: Worthan, Chair; Anderson and Salmon.

House File 14

Transportation: Moore, Chair; Forbes and Kaufmann.

House File 24

Transportation: Pettengill, Chair; Landon and Stutsman.

House File 26

Commerce: Cownie, Chair; Lykam and Soderberg.

House File 46

Transportation: Rayhons, Chair; Heartsill and R. Olson.

House File 51

Commerce: Pettengill, Chair; Fisher and Jacoby.

House File 59

State Government: Grassley, Chair; Bacon and Isenhart.

House File 60

State Government: Watts, Chair; Isenhart and Pettengill.

HOUSE STUDY BILL SUBCOMMITTEE ASSIGNMENTS

House Study Bill 6

Judiciary: Garrett, Chair; Anderson and Gassman.

House Study Bill 8

Judiciary: Garrett, Chair; Gassman and R. Olson.

House Study Bill 10

Judiciary: Windschitl, Chair; Alons and Lensing.

House Study Bill 11

Judiciary: Kaufmann, Chair; Wolfe and Worthan.

House Study Bill 12

Judiciary: Garrett, Chair; Alons and M. Smith.

House Study Bill 13

Judiciary: Kaufmann, Chair; Heartsill and Oldson.

House Study Bill 16

Judiciary: Hagenow, Chair; Anderson and Garrett.

House Study Bill 17

Judiciary: Garrett, Chair; Dawson and Hagenow.

House Study Bill 26 (Committee of the Whole)

Ethics: J. Smith, Chair; Heaton, T. Olson, Shaw, M. Smith and Thede.

House Study Bill 27 (Committee of the Whole)

Ethics: J. Smith, Chair; Heaton, T. Olson, Shaw, M. Smith and Thede.

House Study Bill 38

Ways and Means: Landon, Chair; Thomas and Windschitl.

House Study Bill 39

State Government: L. Miller, Chair; Costello and Kajtazovic.

House Study Bill 40

State Government: Hagenow, Chair; Highfill and T. Taylor.

House Study Bill 41

State Government: Bacon, Chair; Koester and Winckler.

House Study Bill 43

Commerce: Baltimore, Chair; Oldson and R. Taylor.

House Study Bill 44

Commerce: Grassley, Chair; Dawson and Landon.

House Study Bill 45

Human Resources: Bacon, Chair; Stutsman and R. Taylor.

House Study Bill 46

Human Resources: Garrett, Chair; Anderson and Costello.

COMMITTEE RECOMMENDATIONS

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendations have been received and are on file in the office of the Chief Clerk:

CARMINE BOAL
Chief Clerk of the House

COMMITTEE ON ETHICS

Committee Bill (Formerly House Study Bill 26), relating to the joint rules governing lobbyists of the Senate and House of Representatives for the Eighty-fifth General Assembly.

Fiscal Note: **No**

Recommendation: **Do Pass** January 23, 2013.

Committee Bill (Formerly House Study Bill 27), relating to the code of ethics of the House of Representatives for the Eighty-fifth General Assembly.

Fiscal Note: **No**

Recommendation: **Do Pass** January 23, 2013.

On motion by Upmeyer of Cerro Gordo, the House adjourned at 8:38 a.m., until 8:30 a.m., Thursday, January 24, 2013.

JOURNAL OF THE HOUSE

Eleventh Calendar Day - Eighth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Thursday, January 24, 2013

The House met pursuant to adjournment at 8:33 a.m., Speaker Paulsen in the chair.

Prayer was offered by Pastor Kerry Jech, New Hope Christian Church, Marshalltown. He was the guest of Representative Fisher of Tama County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Matthew Cole, Page from Ankeny.

The Journal of Wednesday, January 23, 2013, was approved.

INTRODUCTION OF BILLS

House File 61, by M. Smith, a bill for an act providing for ongoing absentee voter status.

Read first time and referred to committee on **State Government**.

House File 62, by M. Smith, a bill for an act relating to delivery of absentee ballots to veterans who are residents or patients of certain health care facilities and hospitals.

Read first time and referred to committee on **State Government**.

House File 63, by M. Smith, a bill for an act relating to delivery of absentee ballots to certain health care facilities and hospitals.

Read first time and referred to committee on **State Government**.

House File 64, by M. Smith, a bill for an act relating to voting by persons in certain health care facilities and hospitals.

Read first time and referred to committee on **State Government**.

House File 65, by Grassley, a bill for an act relating to the implementation of federal statute, regulation, or policy by state administrative agencies.

Read first time and referred to committee on **State Government**.

House File 66, by Watts, Pettengill, Schultz, Fry, Alons, L. Miller, Windschitl, Landon, Sheets, Bacon, Heartsill, Soderberg, Shaw, Highfill, Koester, Hess, R. Taylor, Hagenow, Huseman, Dolecheck, Klein, Fisher, Salmon, Vander Linden, Rogers, Hanusa, and Brandenburg, a bill for an act to prohibit the state and all political subdivisions from supporting or participating in any action relating to the United Nations Agenda 21 proposal to impose sustainable development principles and practices on state and local governments.

Read first time and referred to committee on **State Government**.

House File 67, by Wolfe and R. Olson, a bill for an act relating to elimination of the authorization for a court to order the payment of a postsecondary education subsidy in dissolution of marriage proceedings.

Read first time and referred to committee on **Judiciary**.

House File 68, by J. Smith and Hess, a bill for an act extending a provision relating to the use of certain increases in watercraft registration fees by the natural resource commission.

Read first time and referred to committee on **Natural Resources**.

HOUSE FILE 65 REREFERRED

The Speaker announced that House File 65, previously referred to committee on **State Government** was rereferred to committee on **Economic Development**.

HOUSE STUDY BILL COMMITTEE ASSIGNMENTS

H.S.B. 47 Human Resources

Relating to the transfer of assets under the Medicaid program.

H.S.B. 48 Human Resources

Relating to the licensure of ambulatory surgical centers, providing fees and penalties, and including effective date provisions.

H.S.B. 49 Public Safety

Establishing a child endangerment offense for the mother of a newborn child who caused an illegal drug to be present in the newborn child's body, and providing a penalty.

H.S.B. 50 Commerce

Increasing civil penalties applicable to specified pipeline safety violations.

H.S.B. 51 Public Safety

Requiring a person convicted of or receiving a deferred judgment for an aggravated misdemeanor to submit a DNA sample and including effective date provisions.

H.S.B. 52 Public Safety

Relating to the controlled substance of marijuana, providing a penalty, and including an effective date provision.

H.S.B. 53 Public Safety

Relating to the confidentiality of information filed with the court for the purpose of securing an arrest warrant.

H.S.B. 54 Public Safety

Relating to the possession of certain products with the intent to use the products to manufacture a controlled substance, and making penalties applicable.

H.S.B. 55 Public Safety

Relating to the excise tax on unlawful dealing in certain substances by adding new taxable substances and tax rates, modifying the taxation and rates of currently taxable substances, and making penalties applicable.

H.S.B. 56 Transportation

Relating to the renewal of driver's licenses electronically and including effective date provisions.

H.S.B. 57 State Government

Authorizing charitable giving payroll deductions for community college employees.

H.S.B. 58 State Government

Concerning charity beer and wine auctions.

H.S.B. 59 State Government

Providing for the licensing of polysomnographic technologists and providing for a penalty.

H.S.B. 60 Judiciary

Relating to the failure to wear a motor vehicle safety belt or safety harness or use a motor vehicle child restraint system.

SUBCOMMITTEE ASSIGNMENTS**House File 61**

State Government: Watts, Chair; Kajtazovic and L. Miller.

House File 64

State Government: Drake, Chair; Koester and Steckman.

House File 66

State Government: Watts, Chair; Pettengill and T. Taylor.

HOUSE STUDY BILL SUBCOMMITTEE ASSIGNMENTS

House Study Bill 47

Human Resources: Lofgren, Chair; Dawson and Landon.

House Study Bill 48

Human Resources: L. Miller, Chair; Fry and Hunter.

House Study Bill 49

Public Safety: Klein, Chair; Brandenburg and Wolfe.

House Study Bill 50

Commerce: Landon, Chair; Kressig and R. Taylor.

House Study Bill 51

Public Safety: Klein, Chair; Gaines and Sands.

House Study Bill 52

Public Safety: Klein, Chair; Brandenburg and R. Olson.

House Study Bill 53

Public Safety: Salmon, Chair; Dawson and Shaw.

House Study Bill 54

Public Safety: Brandenburg, Chair; R. Olson and Rayhons.

House Study Bill 55

Public Safety: Fry, Chair; Muhlbauer and Sands.

House Study Bill 57

State Government: Koester, Chair; Costello and Steckman.

House Study Bill 58

State Government: L. Miller, Chair; Lensing and Stanerson.

House Study Bill 59

State Government: L. Miller, Chair; Stanerson and Winckler.

RESOLUTION FILED

H.R. 4, by Murphy, a resolution urging Congress to protect Medicare in the upcoming budget debates.

Laid over under **Rule 25**.

On motion by Upmeyer of Cerro Gordo, the House adjourned at 8:40 a.m., until 1:00 p.m., Monday, January 28, 2013.

JOURNAL OF THE HOUSE

Fifteenth Calendar Day - Ninth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Monday, January 28, 2013

The House met pursuant to adjournment at 1:02 p.m., Speaker Paulsen in the chair.

Prayer was offered by Clegguart Mitchell, along with his son and daughter, Jordan and Hannah from Leon. He was the guest of Representative Fry of Clarke County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Anna Determann, Chief Clerk's Page from Glidden.

The Journal of Thursday, January 24, 2013, was approved.

INTRODUCTION OF BILLS

House File 69, by Lofgren, a bill for an act relating to the protection of students from concussions and other brain injuries.

Read first time and referred to committee on **Education**.

House File 70, by Riding, a bill for an act providing for small business eligibility to qualify for and obtain specified energy-related financial assistance.

Read first time and referred to committee on **Economic Growth**.

House File 71, by Heddens, a bill for an act providing for standardized provisions and format and a consumer guide for long-term care insurance policies and including applicability provisions.

Read first time and referred to committee on **Commerce**.

House File 72, by Baltimore, a bill for an act providing for an exception to municipal tort liability for claims arising from sledding on municipality-controlled property.

Read first time and referred to committee on **Judiciary**.

House File 73, by Windschitl, a bill for an act relating to optional permits to acquire firearms and to permits to carry weapons and providing a penalty.

Read first time and referred to committee on **Judiciary**.

House File 74, by Windschitl and Highfill, a bill for an act relating to the regulation of firearms and ammunition in a state of public emergency and providing a remedy.

Read first time and referred to committee on **Judiciary**.

House File 75, by Windschitl, a bill for an act relating to the disposition of legal firearms and ammunition seized by a law enforcement agency.

Read first time and referred to committee on **Judiciary**.

House File 76, by Watts, Klein, Alons, Vander Linden, Landon, Fisher, and Sheets, a bill for an act relating to the application of foreign laws, and including effective date provisions.

Read first time and referred to committee on **Judiciary**.

House File 77, by Kajtazovic, a bill for an act relating to the identification of certain contributors to persons making independent expenditures.

Read first time and referred to committee on **State Government**.

House File 78, by Isenhardt and Lofgren, a bill for an act authorizing local authorities to permit parking on the left side of a roadway during periods of winter weather.

Read first time and referred to committee on **Transportation**.

House File 79, by Windschitl, a bill for an act creating exemptions from the computation of net income for the individual and corporate income tax and the franchise tax of amounts paid to and received from a health care sharing ministry and including retroactive applicability provisions.

Read first time and referred to committee on **Ways and Means**.

HOUSE STUDY BILL COMMITTEE ASSIGNMENTS

H.S.B. 61 Economic Growth

Authorizing the secretary of state to modify fees for businesses newly organizing in this state during an Iowa start a business month.

H.S.B. 62 Economic Growth

Relating to the administration of duties and programs by the economic development authority.

H.S.B. 63 Economic Growth

Relating to the termination of the targeted small business financial assistance program and making appropriations for assistance to targeted small businesses.

H.S.B. 64 Veterans Affairs

Exempting veterans from the requirement to obtain permits to acquire pistols or revolvers.

H.S.B. 65 Natural Resources

Relating to certain license requirements under the purview of the natural resource commission.

H.S.B. 66 Natural Resources

Relating to matters under the purview of the department of natural resources, including the registration and titling of snowmobiles and all-terrain vehicles, the restore the outdoors program, and protected wetlands.

H.S.B. 67 Public Safety

Relating to privileged communications between certain peer support group counselors and officers.

H.S.B. 68 Public Safety

Relating to the governor's office of drug control policy and certain advisory councils.

H.S.B. 69 Agriculture

Providing a tax credit for lessors or lessees of agricultural land in order to support beginning farmers.

H.S.B. 70 Human Resources

Relating to certain health-related professions by making changes to licensure identification and display requirements and professional title and abbreviation restrictions and making penalties applicable.

H.S.B. 71 Education

Relating to certain responsibilities of the college student aid commission under the federal Higher Education Act of 1965.

H.S.B. 72 Natural Resources

Relating to water quality.

H.S.B. 73 Natural Resources

Relating to pollution prevention and waste management assistance.

H.S.B. 74 Labor

Requiring state employees to pay a portion of health insurance premium costs and including applicability provisions.

H.S.B. 75 State Government

Relating to special assessments imposed by cities and counties and including applicability provisions.

H.S.B. 76 State Government

Modifying provisions applicable to the propane education and research council and increasing an assessment.

H.S.B. 77 Transportation

Relating to the termination or noncontinuance of an agreement or franchise between motor vehicle franchisers and motor vehicle dealers.

SUBCOMMITTEE ASSIGNMENTS**House File 62**

State Government: Watts, Chair; Grassley and Steckman.

House File 63

State Government: Watts, Chair; Cohoon and Grassley.

House File 77

State Government: Watts, Chair; Grassley and Kajtazovic.

HOUSE STUDY BILL SUBCOMMITTEE ASSIGNMENTS**House Study Bill 70**

Human Resources: R. Taylor, Chair; Forristall and Hunter.

House Study Bill 71

Education: Stanerson, Chair; Jorgensen and Winckler.

House Study Bill 74

Labor: Forristall, Chair; Kearns and Watts.

House Study Bill 75

State Government: Watts, Chair; Cohoon and Pettengill.

House Study Bill 76

State Government: Hagenow, Chair; Mascher and Stanerson.

COMMITTEE RECOMMENDATIONS

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendations have been received and are on file in the office of the Chief Clerk:

CARMINE BOAL
Chief Clerk of the House

COMMITTEE ON ADMINISTRATION AND RULES

Committee Bill (Formerly House Study Bill 1), relating to joint rules of the Senate and House of Representatives for the Eighty-fifth General Assembly.

Fiscal Note: **No**

Recommendation: **Do Pass** January 28, 2013.

Committee Bill (Formerly House Study Bill 2), relating to permanent rules of the House of Representatives for the Eighty-fifth General Assembly.

Fiscal Note: **No**

Recommendation: **Do Pass** January 28, 2013.

RESOLUTIONS FILED

H.C.R. 4, by committee on Ethics, a concurrent resolution relating to the joint rules governing lobbyists of the Senate and House of Representatives for the Eighty-fifth General Assembly.

Placed on the **calendar**.

H.R. 5, by committee on Ethics, a resolution relating to the code of ethics of the House of Representatives for the Eighty-fifth General Assembly.

Placed on the **calendar**.

H.R. 6, by Murphy, a resolution to preserve Social Security.

Laid over under **Rule 25**.

On motion by Upmeyer of Cerro Gordo, the House adjourned at 1:10 p.m., until 8:30 a.m., Tuesday, January 29, 2013.

JOURNAL OF THE HOUSE

Sixteenth Calendar Day - Tenth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Tuesday, January 29, 2013

The House met pursuant to adjournment at 8:33 a.m., Speaker Paulsen in the chair.

Prayer was offered by Representative Rayhons of Hancock County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Cole Button, Page from Indianola.

The Journal of Monday, January 28, 2013, was approved.

INTRODUCTION OF BILLS

House Joint Resolution File 5, by Isenhardt, Gaskill, Kelley, Anderson, Kearns, Wolfe, Steckman, Kajtazovic, Lensing, Hunter, Winckler, Mascher, Wessel-Kroeschell, Gaines, Hanson, R. Olson, Riding, Staed, Jacoby, Dawson, Forbes, and M. Smith, a joint resolution requesting the call of a constitutional convention in order to propose an amendment to the Constitution of the United States to allow Congress and the states to prohibit or otherwise regulate the expenditure of funds for political speech by any corporation, limited liability company, or other corporate entity.

Read first time and referred to committee on **State Government**.

House File 80, by Windschitl, Klein, Sands, Highfill, Worthan, Brandenburg, Huseman, Stanerson, Heartsill, Watts, Fisher, Salmon, Maxwell, Alons, and Sheets, a bill for an act mandating drug testing of applicants for and certain recipients of assistance under the family investment program.

Read first time and referred to committee on **Human Resources**.

House File 81, by Windschitl, Klein, Sands, Highfill, Baltimore, Brandenburg, Worthan, Huseman, Stanerson, Heartsill, Watts, Fisher, Gassman, Salmon, Rogers, Maxwell, Hanusa, Alons, and Sheets, a bill for an act concerning the confidentiality of certain information relating to holders of nonprofessional permits to carry weapons and permits to acquire pistols and revolvers.

Read first time and referred to committee on **Judiciary**.

House File 82, by Windschitl, a bill for an act establishing a lifetime fur harvester license for residents who are sixty-five years of age or older.

Read first time and referred to committee on **Natural Resources**.

House File 83, by Heddens, Wessel-Kroeschell, Isenhardt, Murphy, Berry, Gaskill, Hunter, Wood, Cohoon, Dawson, M. Smith, Bearinger, Kressig, T. Taylor, Staed, Mascher, Ourth, Winckler, Stutsman, Thede, H. Miller, Anderson, Steckman, Hanson, Lensing, Oldson, and Thomas, a bill for an act relating to integrated care models for the delivery of health care, including but not limited to required utilization of a medical home by individuals currently and newly eligible for coverage under the Medicaid program and including effective date provisions.

Read first time and referred to committee on **Human Resources**.

House File 84, by Brandenburg, a bill for an act relating to and requiring the return of stolen merchandise in the possession of a pawn shop owner or operator, and providing penalties.

Read first time and referred to committee on **Commerce**.

House File 85, by Brandenburg, a bill for an act placing limitations on fees imposed for failure to redeem a gift certificate, and including an applicability date provision.

Read first time and referred to committee on **Commerce**.

House File 86, by Gaskill, a bill for an act relating to the validity of a power of attorney.

Read first time and referred to committee on **Judiciary**.

House File 87, by Gaskill, a bill for an act requiring that certain intergovernmental agreements include a provision for mediation and arbitration.

Read first time and referred to committee on **Local Government**.

On motion by Upmeyer of Cerro Gordo, the House was recessed at 8:38 a.m., until 4:00 p.m.

AFTERNOON SESSION

The House reconvened at 4:04 p.m., Speaker Paulsen in the chair.

INTRODUCTION OF BILLS

House File 88, by Fisher, a bill for an act relating to a right of subrogation by an insurer in a criminal case.

Read first time and referred to committee on **Commerce**.

House File 89, by Abdul-Samad, a bill for an act relating to a foreign language requirement at the elementary school level and including effective date provisions.

Read first time and referred to committee on **Education**.

House File 90, by Alons, Rogers, Gassman, Shaw, Cownie, and Sheets, a bill for an act allowing the use of a trained dog to retrieve a wounded deer and providing a penalty.

Read first time and referred to committee on **Natural Resources**.

House File 91, by Alons, Highfill, Schultz, Sheets, Dolecheck, Fry, Brandenburg, Gassman, Salmon, and Koester, a bill for an act relating to the exclusion from the computation of net income of the net capital gain from the sale of a business or of certain business property and including retroactive applicability provisions.

Read first time and referred to committee on **Ways and Means**.

House File 92, by Isenhart, a bill for an act relating to the natural resources and outdoor recreation trust fund by increasing the sales and use tax rates and including effective date provisions.

Read first time and referred to committee on **Ways and Means**.

House File 93, by Murphy, Hall, Kajtazovic, Ruff, T. Olson, Stutsman, Wessel-Kroeschell, Muhlbauer, Kressig, Jacoby, Isenhardt, Gaskill, Berry, Kearns, Kelley, Staed, Steckman, Bearinger, M. Smith, Dawson, Hanson, Cohoon, H. Miller, Ourth, Lykam, Lensing, Winckler, Wolfe, Thede, Anderson, Running-Marquardt, Forbes, Heddens, T. Taylor, Mascher, McCarthy, Dunkel, Thomas, Wood, Gaines, Hunter, Lundby, Riding, R. Olson, Oldson, and Abdul-Samad, a bill for an act relating to bidding for purchases through a competitive bidding process by the state or political subdivisions.

Read first time and referred to committee on **Commerce**.

House File 94, by H. Miller, Berry, Gaines, Hunter, Kelley, Lensing, Winckler, Wessel-Kroeschell, Dawson, Wolfe, Thede, Anderson, Kearns, Running-Marquardt, Thomas, Bearinger, Ourth, Dunkel, Heddens, Mascher, M. Smith, Heaton, Murphy, and Gaskill, a bill for an act establishing a notification requirement for mammogram reports.

Read first time and referred to committee on **Human Resources**.

Worthan of Buena Vista moved that a committee of five on credentials be appointed and that the accredited list of the Secretary of State be accepted.

SUPPLEMENTAL REPORT OF THE COMMITTEE ON CREDENTIALS

MR. SPEAKER: We, your committee on credentials, respectfully report that we find the following named person duly elected to and entitled to a seat in the House of Representatives of the Eighty-fifth General Assembly as shown by duplicate copies of the certificate of election on file in the office of the Secretary of State:

Office of the Secretary of State CERTIFICATION

To the Honorable Chief Clerk of the House:

I, MATT SCHULTZ, Secretary of State of the State of Iowa, custodian of the files and records pertaining to elections in the State, do hereby certify that the State Canvassing Board has declared that at a Special Election held on January 22, 2013, the

following named person was duly elected to the office of State Representative to represent the designated district* for the residue of the term ending on December 31, 2014:

Fifty-Second Todd Prichard

*District number beginning with the 85th General Assembly.

(Seal) In testimony whereof, I have hereunto set my hand and affixed the seal of the Secretary of State at the Statehouse in Des Moines this twenty-eighth day of January, 2013.

MATT SCHULTZ, Secretary of State

I hereby acknowledge receipt of the original copy of this document on this twenty-eighth day of January, 2013.

CARMINE BOAL, Chief Clerk of the House

In accordance with Iowa Code Section 2.5, the Committee on Credentials has reviewed the certification of the January 22, 2013 election from Iowa Secretary of State Matt Schultz, which is attached hereto and incorporated by this reference.

Gary Worthan, Chair
Mark Lofgren
Joel Fry
Sharon Steckman
Patti Ruff

Worthan of Buena Vista moved that the supplemental report of the committee on credentials be adopted.

The motion prevailed and the report was adopted.

The following oath of office was administered to Representative-elect Prichard on January 29, 2013 by the Chief Clerk:

“I do solemnly swear, or affirm, that I will support the Constitution of the United States, and the Constitution of the State of Iowa, and that I will faithfully discharge the duties of Representative, according to the best of my ability, so help me God.”

TODD PRICHARD

COMMITTEE REVISIONS

The Speaker announced the following appointments and changes to the House committee assignments due to the election of Todd Prichard to District 52, effective January 29, 2013:

R. Olson of Polk was removed from the Justice System Appropriation Subcommittee.

Prichard, Todd
Agriculture
State Government
Ways and Means
Justice System Appropriations Subcommittee

HOUSE STUDY BILL 72 REREFERRED

The Speaker announced that House Study Bill 72, previously referred to committee on **Natural Resources** was rereferred to committee on **Environmental Protection**.

HOUSE STUDY BILL 73 REREFERRED

The Speaker announced that House Study Bill 73, previously referred to committee on **Natural Resources** was rereferred to committee on **Environment Protection**.

HOUSE STUDY BILL COMMITTEE ASSIGNMENT

H.S.B. 78 Transportation

Relating to matters under the purview of the department of transportation, including the use of information contained in electronic driver and nonoperator identification records, grounds for disqualification of commercial vehicle operators, provisions for the issuance of temporary restricted licenses for persons convicted of operating while intoxicated, registration fees for electric vehicles, and the administration of highway contracts, and including applicability date provisions.

H.S.B. 79 Veterans Affairs

Relating to the veterans trust fund by making a transfer to the fund and making certain changes to transfers made to the fund from a special account in the Iowa lottery fund and including effective date provisions.

H.S.B. 80 Judiciary

Relating to the transfer of real estate and the filing of a mortgage release certificate, providing for a fee, and making remedies applicable.

H.S.B. 81 Education

Relating to vehicular transportation for students and making penalties applicable.

H.S.B. 82 Commerce

Relating to matters under the purview of the banking division of the department of commerce, and providing for fees.

H.S.B. 83 Commerce

Relating to various matters under the purview of the insurance division of the department of commerce, providing penalties, and including applicability and effective date provisions.

H.S.B. 84 Education

Relating to school instructional hours and school instructional days and including effective date provisions.

H.S.B. 85 Public Safety

Relating to granting authority to the board of pharmacy to temporarily designate a substance a controlled substance, classifying certain synthetic cannabinoids as schedule I controlled substances, and providing penalties and making penalties applicable.

H.S.B. 86 State Government

Relating to public employee human resources management and making an appropriation.

H.S.B. 87 Agriculture

Providing for certification requirements by persons involved in the management of manure.

SUBCOMMITTEE ASSIGNMENTS

House Joint Resolution 4

Judiciary: Windschitl, Chair; Brandenburg and R. Olson.

House Joint Resolution 5

State Government: Watts, Chair; Cohoon and Grassley.

House File 22 Reassigned

Public Safety: Baudler, Chair; Berry and Fry.

House File 23 Reassigned

Public Safety: S. Olson, Chair; Anderson and Sands.

House File 57

Judiciary: Windschitl, Chair; Dawson and Wolfe.

House File 67

Judiciary: Kaufmann, Chair; Baltimore and Dawson.

House File 68

Natural Resources: J. Smith, Chair; Byrnes and Hanson.

House File 69

Education: Koester, Chair; Abdul-Samad and Gassman.

House File 71

Commerce: Cownie, Chair; Lykam and Soderberg.

House File 78

Transportation: Landon, Chair; Forbes and Heartsill.

House File 80

Human Resources: Heaton, Chair; Abdul-Samad and Forristall.

House File 83

Human Resources: Forristall, Chair; Bacon and Heddens.

House File 84

Commerce: Brandenburg, Chair; Dawson and R. Taylor.

House File 85

Commerce: Brandenburg, Chair; Kajtazovic and R. Taylor.

HOUSE STUDY BILL SUBCOMMITTEE ASSIGNMENTS**House Study Bill 14**

Judiciary: Hess, Chair; Dawson and Hagenow.

House Study Bill 15

Judiciary: Hess, Chair; Lensing and Worthan.

House Study Bill 24

Veterans Affairs: Shaw, Chair; Kearns and Salmon.

House Study Bill 25

Judiciary: Hess, Chair; Anderson and Baltimore.

House Study Bill 29

Veterans Affairs: Brandenburg, Chair; Bacon and Staed.

House Study Bill 30

Veterans Affairs: Worthan, Chair; Jacoby and L. Miller.

House Study Bill 61

Economic Growth: Deyoe, Chair; Bearinger and Sheets.

House Study Bill 62

Economic Growth: Lofgren, Chair; Ourth and R. Taylor.

House Study Bill 63

Economic Growth: Rogers, Chair; Dunkel and Kaufmann.

House Study Bill 64

Veterans Affairs: Alons, Chair; Gaines and Stanerson.

House Study Bill 67

Public Safety: Klein, Chair; Dawson and Heartsill.

House Study Bill 68

Public Safety: Fry, Chair; Abdul-Samad and Klein.

House Study Bill 77

Transportation: Landon, Chair; Heartsill and H. Miller.

House Study Bill 79

Veterans Affairs: Alons, Chair; Muhlbauer and Windschitl.

House Study Bill 81

Education: Koester, Chair; Hanusa and Ruff.

House Study Bill 82

Commerce: J. Smith, Chair; Fisher and Hall.

House Study Bill 83

Commerce: Pettengill, Chair; Landon and Oldson.

House Study Bill 84

Education: Fry, Chair; Hess and Ruff.

House Study Bill 85

Public Safety: S. Olson, Chair; Sands and Wolfe.

House Study Bill 86

State Government: Drake, Chair; Hagenow and Hunter.

COMMITTEE RECOMMENDATIONS

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendations have been received and are on file in the office of the Chief Clerk:

CARMINE BOAL
Chief Clerk of the House

COMMITTEE ON LABOR

Committee Bill (Formerly House Study Bill 18), relating to unemployment insurance employer charges and claimant misrepresentation regarding benefit overpayments, providing a penalty, and including applicability provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** January 29, 2013.

COMMITTEE ON WAYS AND MEANS

Committee Bill (Formerly House Study Bill 38), updating the Code references to the Internal Revenue Code and decoupling from certain federal bonus depreciation provisions, providing certain taxpayers additional time to file a claim for refund or credit of individual income tax, and including effective date and retroactive applicability provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** January 28, 2013.

RESOLUTION FILED

H.C.R. 5, by committee on Administration and Rules, a concurrent resolution relating to joint rules of the Senate and House of Representatives for the Eighty-fifth General Assembly.

Placed on the **calendar**.

On motion by Upmeyer of Cerro Gordo, the House adjourned at 4:10 p.m., until 8:30 a.m., Wednesday, January 30, 2013.

JOURNAL OF THE HOUSE

Seventeenth Calendar Day - Eleventh Session Day

Hall of the House of Representatives
Des Moines, Iowa, Wednesday, January 30, 2013

The House met pursuant to adjournment at 8:30 a.m., Speaker Paulsen in the chair.

Prayer was offered by Pastor Tom Burkhardt, Glen Echo Christian Church, Des Moines. He was the guest of Representative Anderson of Polk County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Camryn Schultz of Schleswig, fourth grader at Schleswig Community School. She is the daughter of Representative Schultz of Crawford.

The Journal of Tuesday, January 29, 2013, was approved.

INTRODUCTION OF BILL

House File 95, by Kressig, a bill for an act relating to exemptions from motor vehicle window transparency requirements, and making a penalty applicable.

Read first time and referred to committee on **Transportation**.

On motion by Hagenow of Polk, the House was recessed at 8:35 a.m., until 5:00 p.m.

AFTERNOON SESSION

The House reconvened at 5:02 p.m., Speaker Paulsen in the chair.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on January 30, 2013, passed the following bill in which the concurrence of the House is asked:

Senate File 51, a bill for an act relating to establishment of the categorical state percent of growth for purposes of the state school foundation program and including effective date and applicability provisions.

Also: That the Senate has on January 30, 2013, passed the following bill in which the concurrence of the House is asked:

Senate File 52, a bill for an act relating to establishment of the state percent of growth for purposes of the state school foundation program and including effective date and applicability provisions.

Also: That the Senate has on January 30, 2013, passed the following bill in which the concurrence of the House is asked:

Senate File 53, a bill for an act relating to school district funding from the taxpayers trust fund by making transfers to the property tax equity and relief fund, establishing a school district property tax replacement fund and making transfers to the fund, making appropriations, and including effective date and applicability provisions.

MICHAEL E. MARSHALL, Secretary

INTRODUCTION OF BILLS

House File 96, by Ruff, a bill for an act establishing a supplementary weighting program for shared operational functions of school districts and area education agencies.

Read first time and referred to committee on **Education**.

House File 97, by Murphy, a bill for an act providing eligibility for mental health services for certain children through the regional mental health and disability service system.

Read first time and referred to committee on **Human Resources**.

House File 98, by Wolfe and S. Olson, a bill for an act relating to county mental health and disability services fund levies and including effective date provisions.

Read first time and referred to committee on **Human Resources**.

House File 99, by Heaton and Heddens, a bill for an act relating to third-party payment of services provided by a physical therapist.

Read first time and referred to committee on **Human Resources**.

House File 100, by Heaton, a bill for an act relating to the inclusion of reasonable training costs in the direct costs considered reimbursable for Medicaid home and community-based services programs.

Read first time and referred to committee on **Human Resources**.

House File 101, by Heaton, a bill for an act relating to cost report and rate setting procedures for home and community-based services providers under the Medicaid program.

Read first time and referred to committee on **Human Resources**.

House File 102, by Heaton, a bill for an act relating to certification of adult day services programs.

Read first time and referred to committee on **Human Resources**.

House File 103, by Wessel-Kroeschell, Wolfe, Murphy, Staed, Lensing, Winckler, Isenhardt, Hall, Hunter, Kearns, Stutsman, Kelley, T. Taylor, H. Miller, Berry, Steckman, Bearinger, Kajtazovic, Kressig, Heddens, Gaines, Mascher, McCarthy, M. Smith, Cohoon, Ourth, Hanson, Lykam, Jacoby, Gaskill, Riding, Thomas, T. Olson, Anderson, Dunkel, Wood, Muhlbauer, Oldson, Ruff, Forbes, and Thede, a bill for an act relating to domestic abuse and sexual assault victim services, including establishment of a legislative study committee and providing an appropriation.

Read first time and referred to committee on **Human Resources**.

House File 104, by Murphy, a bill for an act relating to the payment of reasonable attorney fees relating to an appeal of a termination of parental rights order.

Read first time and referred to committee on **Judiciary**.

House File 105, by Fry, Alons, Shaw, and Heartsill, a bill for an act prohibiting cities from enforcing certain parking-related ordinances against an owner of a vehicle bearing purple heart plates.

Read first time and referred to committee on **Local Government**.

House File 106, by Rogers, a bill for an act relating to the disposition of fines collected under city and county automated traffic law enforcement programs and providing for the deposit of certain revenues into the road use tax fund.

Read first time and referred to committee on **Transportation**.

House File 107, by Heaton, a bill for an act relating to the classification and taxation of certain property used for human habitation as residential property.

Read first time and referred to committee on **Ways and Means**.

House File 108, by Isenhart and Drake, a bill for an act relating to locker plants for purposes of property taxation and including applicability provisions.

Read first time and referred to committee on **Ways and Means**.

House File 109, by Hess, a bill for an act relating to consideration of the educational setting of a minor child in a child custody proceeding.

Read first time and referred to committee on **Judiciary**.

House File 110, by committee on Ways and Means, a bill for an act relating to taxation by updating the Code references to the Internal Revenue Code and decoupling from certain federal bonus depreciation provisions, providing certain taxpayers additional time to file a claim for refund or credit of individual income tax, extending the property assessment appeal board, and including effective date and retroactive applicability provisions.

Read first time and placed on the **Ways and Means calendar**.

House File 111, by Baudler, a bill for an act exempting the sales price of all-terrain vehicles used in agricultural production from the sales and use tax.

Read first time and referred to committee on **Ways and Means**.

House File 112, by committee on Judiciary, a bill for an act relating to the forfeiture of bail in a criminal case.

Read first time and placed on the **calendar**.

SUPPLEMENTAL REPORT OF COMMITTEE ON MILEAGE

Mr. Speaker: Your committee appointed to determine the mileage each member is entitled to begs leave to submit the following supplemental report:

Name	Round Trip Miles
Todd P. Prichard.....	290
Robert W. Taylor, Jr.	26

Respectfully submitted,
Ralph C. Watts, Chair
Theodore J. Gassman
Charles W. Isenhart

Watts of Dallas moved that the supplemental report of the committee on mileage be accepted.

The motion prevailed and the report was accepted.

SPONSORS ADDED

Heartsill of Marion requested to be added as a sponsor of House File 76.

Oldson of Polk requested to be added as a sponsor of House File 94.

Pettengill of Benton requested to be added as a sponsor of House Files 80 and 81.

Prichard of Floyd requested to be added as a sponsor of House File 93.

HOUSE STUDY BILL COMMITTEE ASSIGNMENTS

H.S.B. 88 Education

Relating to complaints filed with the board of educational examiners.

H.S.B. 89 Education

Relating to education by modifying the duties and operations of the department of education, community colleges, the school budget review committee, and local school boards, eliminating a reporting requirement relating to vocational education funds, and including applicability provisions.

H.S.B. 90 Public Safety

Relating to drug control, including the criminal offense of prohibited acts related to controlled substances and the information program for drug prescribing and dispensing, and providing a penalty.

H.S.B. 91 Public Safety

Relating to the issuance of a search warrant to authorize the placement, tracking, monitoring, and removal of a global positioning device.

H.S.B. 92 Transportation

Relating to the period of validity of driver's licenses and nonoperator's identification cards, and including effective date and applicability provisions.

H.S.B. 93 Veterans Affairs

Eliminating the war orphans educational assistance fund and transferring moneys and related duties to the veterans trust fund and the commission of veterans affairs.

H.S.B. 94 Veterans Affairs

Relating to special motor vehicle registration plates for certain disabled military veterans and establishing fees.

SUBCOMMITTEE ASSIGNMENTS

House File 55

Commerce: Pettengill, Chair; Fisher and Kressig.

House File 65

Economic Growth: Baltimore, Chair; Jacoby and Schultz.

House File 72

Judiciary: Hess, Chair; Kaufmann and Lensing.

House File 74

Judiciary: Windschitl, Chair; Alons and Dawson.

House File 75

Judiciary: Windschitl, Chair; Alons and Anderson.

House File 82

Natural Resources: Hanson, Chair; Highfill and Rayhons.

House File 94

Human Resources: Lofgren, Chair; Anderson and Hess.

HOUSE STUDY BILL SUBCOMMITTEE ASSIGNMENTS

House Study Bill 5

Judiciary: Dawson, Chair; Heaton and Hess.

House Study Bill 7

Judiciary: Dawson, Chair; Heartsill and Hess.

House Study Bill 9

Judiciary: Brandenburg, Chair; Kaufmann and Wessel-Kroeschell.

House Study Bill 28

Judiciary: Heartsill, Chair; Brandenburg and Oldson.

House Study Bill 31

Judiciary: Kaufmann, Chair; Baltimore and Lensing.

House Study Bill 32

Judiciary: Garrett, Chair; Heaton and M. Smith.

House Study Bill 33

Judiciary: Gassman, Chair; Hess and Wolfe.

House Study Bill 34

Judiciary: Garrett, Chair; Alons and Wolfe.

House Study Bill 35

Judiciary: Kaufmann, Chair; Dawson and Windschitl.

House Study Bill 36

Judiciary: Baltimore, Chair; Kaufmann and R. Olson.

House Study Bill 37

Judiciary: Brandenburg, Chair; Anderson and Gassman.

House Study Bill 42

Agriculture: Hein, Chair; Klein and H. Miller.

House Study Bill 60

Judiciary: Brandenburg, Chair; Oldson and Windschitl.

House Study Bill 69

Agriculture: Kaufmann, Chair; Grassley, Moore, Muhlbauer and Ruff.

House Study Bill 72

Environmental Protection: R. Taylor, Chair; Deyoe and Lensing.

House Study Bill 73

Environmental Protection: Klein, Chair; Hess and Lundby.

House Study Bill 80

Judiciary: Garrett, Chair; Hess and Wessel-Kroeschell.

House Study Bill 87

Agriculture: Klein, Chair; Cownie and Ourth.

House Study Bill 88

Education: Rogers, Chair; Gaines and Gassman.

House Study Bill 89

Education: Garrett, Chair; Salmon and Winckler.

House Study Bill 93

Veterans Affairs: Salmon, Chair; Bacon and Kearns.

House Study Bill 94

Veterans Affairs: Costello, Chair; Kajtazovic and Shaw.

COMMITTEE RECOMMENDATIONS

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendations have been received and are on file in the office of the Chief Clerk:

CARMINE BOAL
Chief Clerk of the House

COMMITTEE ON JUDICIARY

Committee Bill (Formerly House Study Bill 14), relating to county attorney duties when representing the department of human services in juvenile court.

Fiscal Note: **No**

Recommendation: **Do Pass** January 29, 2013.

Committee Bill (Formerly House Study Bill 15), relating to the administration of the judicial branch including provisions pertaining to shorthand reporters and the practice of law, making appropriations, and providing for a fee.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** January 29, 2013.

Committee Bill (Formerly House Study Bill 25), relating to the forfeiture of bail in a criminal case.

Fiscal Note: **No**

Recommendation: **Do Pass** January 29, 2013.

COMMITTEE ON TRANSPORTATION

House File 14, a bill for an act relating to the enforcement of weight limitations for vehicles with retractable axles.

Fiscal Note: **No**

Recommendation: **Do Pass** January 29, 2013.

RESOLUTION FILED

H.R. 7, by committee on Administration and Rules, a resolution relating to permanent rules of the House of Representatives for the Eighty-fifth General Assembly.

Placed on the **calendar**.

On motion by Upmeyer of Cerro Gordo, the House adjourned at 5:07 p.m., until 8:30 a.m., Thursday, January 31, 2013.

JOURNAL OF THE HOUSE

Eighteenth Calendar Day - Twelfth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Thursday, January 31, 2013

The House met pursuant to adjournment at 8:30 a.m., Speaker Paulsen in the chair.

Prayer was offered by Representative Shaw of Pocahontas County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Sidney Snyder, Page from Glidden.

The Journal of Wednesday, January 30, 2013, was approved.

SPECIAL PRESENTATION

Lofgren of Muscatine introduced to the House His Excellency Agim Ceku, Minister of the Kosovo Security Force who addressed the house briefly.

The House rose and expressed its welcome.

COMMITTEE TO NOTIFY THE SENATE

Klein of Washington moved that a committee of three be appointed to notify the Senate that the House was ready to receive it in Joint Convention.

The motion prevailed and the Speaker appointed as such committee Klein of Washington, Chair; Bacon of Story and Kearns of Lee.

The House stood at ease at 8:38 a.m., until the fall of the gavel.

The House resumed session at 9:48 a.m., Speaker Paulsen in the chair.

REPORT OF THE COMMITTEE TO NOTIFY THE SENATE

Klein of Washington, Chair of the committee appointed to notify the Senate that the House was ready to receive it in Joint Convention reported that the committee had performed its duty.

The report was accepted, and the committee discharged.

The Sergeant-at-Arms announced the arrival of the President of the Senate, the Secretary of the Senate and the honorable body of the Senate.

The President was escorted to the Speaker's station, the Secretary to the Chief Clerk's desk and the members of the Senate were seated in the House chamber.

JOINT CONVENTION

In accordance with law and House Concurrent Resolution 103, duly adopted, the Joint Convention was called to order at 9:50 a.m., President Jochum presiding.

Senator Gronstal of Pottawattamie moved that the roll call be dispensed with and that the President of the Joint Convention be authorized to declare a quorum present, which motion prevailed.

President Jochum announced a quorum present and the Joint Convention duly organized.

Senator Gronstal of Pottawattamie moved that a committee of six, consisting of three members from the Senate and three members from the House of Representatives, be appointed to escort Governor Terry E. Branstad to the House chamber for the Condition of the Iowa National Guard Message.

The motion prevailed and the President appointed as such committee Senators Seng of Scott, Quirnbach of Story and Chapman of Dallas on the part of the Senate, and Representatives Moore of Jackson, Sheets of Appanoose and Thomas of Clayton, on the part of the House.

Senator Gronstal of Pottawattamie moved that a committee of six, consisting of three members from the Senate and three members from the House of Representatives, be appointed to escort Adjutant General Timothy E. Orr to the House chamber for the Condition of the Iowa National Guard Message.

The motion prevailed and the President appointed as such committee Senators Schoenjahn of Fayette, Black of Jasper and Ernst of Montgomery, on the part of the Senate, and Representatives Alons of Sioux, Salmon of Black Hawk and Prichard of Floyd, on the part of the House.

Secretary of State, Matt Schultz; Secretary of Agriculture and Land Stewardship, Bill Northey; State Treasurer, Mike Fitzgerald and State Auditor, David Vaudt were escorted into the House chamber.

Suzanne Orr, wife of General Orr, and invited guests from Kosovo, including its Ambassador to the United States, its Security Force Minister, and two of its Generals were escorted into the House chamber.

Lieutenant Governor Kim Reynolds was escorted into the House chamber.

The committee waited upon Governor Terry E. Branstad and escorted him to the Speaker's station.

The committee waited upon Major General Timothy E. Orr, Adjutant General of the Iowa National Guard and escorted him to the Speaker's station.

President Jochum presented Major General Orr, Adjutant General of the Iowa National Guard. He provides command and control of more than 100 Army and Air National Guard units with approximately 9,400 assigned Soldiers and Airmen.

General Orr delivered the following Condition of the Iowa National Guard Message:

Good morning Ladies and gentlemen – thank you for that wonderful welcome.

Speaker Paulsen, President Jochum – thank you for the opportunity to once again address this joint convention of the Eighty-Fifth General Assembly of the Iowa Legislature.

Governor Branstad, Lieutenant Governor Reynolds, members of the General Assembly, distinguished guests and fellow Iowans. Today, I deliver my fourth Condition of the Guard address and it is indeed an honor and a privilege to be here.

Governor Branstad and Lieutenant Governor Reynolds, thank you for being here today. For the past two years you both have done a tremendous job leading our Iowa National Guard. You have demonstrated from the very beginning your strong support for and commitment to the men and women of the Iowa National Guard, our families, and employers.

I would also like to give a special thank you to our citizen-legislators, who have done so much to honor and support the Iowa National Guard over the 175-year history of our organization.

The state of Iowa has one of the strongest traditions of any state for its commitment to their National Guard and veterans. Our success is directly attributed to what you have done for your Iowa National Guard – we humbly thank you.

And I want to especially thank the people of Iowa. Your support of our Soldiers, Airmen, and families has been absolutely incredible.

Today, I am proud to report that the Iowa National Guard continues to be Mission-Focused and Warrior Ready.

Through all the efforts of our Soldiers, Airmen, families, employers, elected leaders, communities, and our citizens, we have demonstrated that Iowa is a state that truly serves together.

This is a story that began in 1838 and has transcended generations of Iowans, and is now carried so proudly by the 9,400 Iowa National Guard Soldiers and Airmen who serve today.

Here in Iowa, we're a vital link between our communities and the military, particularly as the size and the footprint for our active duty forces begin to shrink over the next several years. With a presence in 725 Iowa communities, men and women of the Iowa National Guard have demonstrated to their neighbors a sense of commitment and service that is the very best our state has to offer.

And the performance of these men and women over the past decade, both in combat overseas and emergency response here at home, has written a new chapter in this organization's storied legacy and proven without a doubt that the National Guard is full and equal partner with our active duty counterparts.

Tough, reliable, capable, resilient, adaptable, and above all, ready when called, we have fulfilled our statutory and constitutional responsibilities to help defend the nation and provide the governor with a state emergency response force for approximately one-

third the cost of an active duty Soldier or Airmen, making the National Guard truly the best value for America.

The most logical option for the nation to preserve its military capability, capacity, and depth in times of fiscal constraints is through continued reliance on the National Guard.

The demand for National Guard forces over the past two decades has required almost continuous use of Iowa's Soldiers and Airmen in order to execute our nation's defense and meet the operational requirements of our armed forces, and this year is no exception.

During this past year, the Iowa National Guard played a crucial role in overseas operations. Approximately 180 Iowa National Guard Soldiers and Airmen deployed in support of Operation Enduring Freedom, and I'm happy to report with the exception of that number, the rest of our Soldiers and Airmen were home for the holidays.

Today we have approximately 260 Soldiers and Airmen currently deployed, which is among the lowest number of deployed service members from the Iowa National Guard since the start of Operations Enduring and Iraqi Freedom. Over this last year we mobilized Soldiers and Airmen for overseas contingency operations in Kosovo, Afghanistan, Qatar, Honduras, and Kuwait.

As part of these deployments, approximately 50 Soldiers from Company C, 2-211th (MEDEVAC) General Support Aviation Battalion based in Waterloo were mobilized in July. These Soldiers are supporting Operation Enduring Freedom in Afghanistan with aerial medical capabilities, providing rapid evacuation and medical treatment for wounded and injured coalition personnel.

The 1034th Combat Sustainment Support Battalion from Camp Dodge deployed 60 Soldiers in August to Afghanistan, where they are providing area logistical support for all types of military units.

Recently, the 186th Military Police Company deployed 40 Soldiers to Honduras as part of Joint Task Force Bravo, where they provide security and law enforcement support for Southern Command operations.

The 132nd Fighter Wing, Des Moines experienced a very busy 2012 supporting overseas combat operations on its tenth overseas deployment since 1996. The unit deployed 300 Airmen to Afghanistan last winter in support of an Air Expeditionary Force rotation and returned to Iowa in April.

In Sioux City, 360 Airmen of the 185th Air Refueling Wing deployed around the globe in 2012 in support of Operation Enduring Freedom, executing aerial medical evacuations of our wounded and injured warriors and conducting refueling missions.

And just this past Monday, approximately 100 Soldiers from the 833rd Engineer Company in Ottumwa said goodbye to their families, friends, and communities for a year-long deployment to Afghanistan. This is the 833rd's third combat deployment since 9/11.

While we are grateful that so many of our Iowa National Guard Soldiers and Airmen have returned home after a busy year of deployments, we must not forget about those still recovering from wounds, injuries, or illnesses related to their mobilizations.

Over the past two years, more than 130 of our wounded, injured, or ill warriors have received medical care, either at military treatment facilities across the country or from health care providers in their local communities.

Today, I am proud to say we continue to make progress with only 14 Soldiers still receiving treatment at military facilities. However, for me, those deployments are not truly over until all of our men and women have returned back home to their families.

Last year, President Obama announced his intention that the United States military would be withdrawing out of Afghanistan by the close of 2014, while transitioning the combat mission back over to the Afghanistan government and military. Since this announcement, the demand for forces in the Iowa National Guard has begun to decline. We are now at a point where current and projected demands for Army and Air Force assets for Operation Enduring Freedom will decrease over the next several years. As evidence of this drawdown, we currently have just one Iowa National Guard unit that has received notification for potential deployment to Afghanistan next year.

But regardless of the drawdown in Afghanistan or the global security requirements, U.S. interests will ultimately dictate future force requirements, whether for operational missions, peacekeeping responsibilities, or support to regionally-aligned forces around the world. I would anticipate that the Iowa National Guard will continue some form of limited global engagement for the foreseeable future.

In addition to the drawdown of forces, we are working the looming federal budget challenges and military drawdown associated with a potential sequestration and budget shortfalls. It is anticipated that the budget reductions will significantly impact the military now and for the future. However, with all of these challenges, we are very fortunate to have a voice with the Department of Defense on these matters. Governor Terry Branstad currently serves as the co-chair for the President's Council of Governors in the Department of Defense.

The council provides a forum for governors to discuss matters of mutual interest with the Department of Defense, Department of Homeland Security and other federal agencies, including issues concerning the federal budget, National Guard, homeland defense, and civil support activities.

Through this council, Governor Branstad was able to strengthen the voice of all 50 states and their respective governors on Department of Defense issues that affected the National Guard, and particularly the Iowa Air National Guard's 132nd Fighter Wing in Des Moines.

The Governor, while serving in his Council of Governors capacity, worked tirelessly with the National Governors Association, all governors and their Adjutants General, and our Iowa congressional delegation to minimize the disproportionate 59% cuts placed on the Air National Guard for Fiscal Year 2013.

Through his leadership efforts, we were successful in minimizing the proposed personnel cuts. Significant to these efforts was the opportunity for the 132nd Fighter

Wing to pick up three enduring, replacement missions for the loss of the F-16 fighter mission.

The 132nd Fighter Wing will transition from F-16 fighter aircraft into three new missions: a Reconnaissance Group, which includes a Remotely Piloted Aircraft squadron; an Intelligence Group; and a cyber security mission. Out of the nearly four hundred personnel positions subject to elimination last February at the 132nd, these three new missions will allow us to keep approximately 970 personnel at the Des Moines Airbase, a loss of only 32 personnel, which will be managed through retirements and transfers.

Another way we're supporting and adapting to the changing global and operational environment is through the National Guard's State Partnership Program, or SPP. The Iowa National Guard's State Partnership Program with Kosovo continues to make great progress since its inception in March 2011.

The current focus of the program is on non-commissioned officer and officer development activities, as well as cooperative initiatives in the disaster response and emergency management arena. Partnering with Kosovo is a natural fit for the Iowa National Guard and the state of Iowa.

Last year, Kosovo President Jahjaga made the first-ever visit to Iowa for Kosovo's head of state and met with Iowa leaders from across the public and private sectors.

We have taken on a vision of a "Whole of Iowa/Whole of Kosovo" relationship and have conducted more than 30 engagements between Iowa, the Kosovo Security Force, and Kosovo's Ministries of Defense, Business, Agriculture, Health, and Education over the past two years. One of our near-term goals with our partnership is to establish a sister city relationship with a Kosovo community. Our first sister city effort is between the City of Johnston and Peja, Kosovo. We are in the process of finalizing the agreement and will be signing the proclamation between the two cities in the near future.

Today, I am honored to introduce Kosovo's Ambassador to the United States, Ambassador Ismaili; Kosovo Minister of Defense, Minister Ceku; Kosovo Security Force Land Forces Commander, Maj. Gen. Rama; and the Kosovo Defense Attaché assigned to the United States, Brig. Gen. Gashi, who are with us this morning as my honored guests.

Please join me in giving our guests from Kosovo a warm Iowa welcome.

I asked these gentlemen to join us today to help highlight this critically important relationship between Kosovo and Iowa, observe our legislative process, and meet some of our key leaders. We are honored to partner with Kosovo and we look forward to a strong and productive relationship in the years ahead.

Another critical partnership for the Iowa National Guard is right here in Iowa with our civilian employers. As nearly 80% of our Soldiers and Airmen serve part-time in the Iowa National Guard and full-time with Iowa businesses and governmental entities, finding quality jobs with employers that understand and appreciate military service is key to the continued service and well-being of our men and women, and their families.

Most of our men and women come back from deployment and return to what they were doing before they left or pursue new opportunities. Some members may have been unemployed or underemployed before deploying or returned to find their positions eliminated due to the economic downturn. Others may simply want a new challenge after their deployment experience. However, some find this transition difficult.

Whatever the reason, nearly 28% of our returning Warriors were looking for work at the end of 2011. And we had a solemn obligation to help them.

Through a cooperative effort between the Employer Support of the Guard and Reserve, the Iowa National Guard's Job Connection Education Program, Iowa Work Force Development, Iowa Department of Veterans Affairs, U.S. Department of Labor, Principal Financial Group, and Greater Des Moines Partnership, we actively worked to assist our Soldiers, Airmen and their spouses find gainful employment and reduced the number of unemployed from 28% to less than 6% today.

One of the reasons for this great success in finding quality jobs is through the Job Connection Education Program, or JCEP. Iowa was the second state nationally selected to participate in this National Guard Bureau pilot program. Since November 2011, 150 National Guard members or their spouses have found employment with civilian employers through Iowa's JCEP.

And additional, tangible evidence of Iowa's employer support is the Secretary of Defense Employer Support Freedom award, which is awarded annually to the top 15 employers nationally for their support of National Guard and Reserve members.

This past year, the Nyemaster Goode law firm from Des Moines was selected for this prestigious award. Since 2007, Iowa employers have won this distinguished national award three times, including back-to-back in 2011 and 2012. This is a tremendous testament to the patriotism and support for Reserve Component military members and their families in Iowa.

Another reason we've been able to maintain our position as a national leader in readiness among our fellow states is because of the Iowa National Guard Educational Assistance Program or NGEAP, a program funded in its entirety by the state of Iowa.

This critical recruiting and retention tool helps ensure our readiness and provides an invaluable benefit to our Soldiers and Airmen. This year, more than fourteen hundred of our members received 100% paid tuition at the State Regents' rate to attend Iowa colleges, universities, and community colleges through this program, keeping our young people here in the state and providing them with a high-quality Iowa education.

And the Iowa National Guard is doing our part to stimulate the economy of Iowa. This year, the Iowa National Guard brought in more than \$370 million dollars of federal funding into the state, which is more than 97% of our department's budget. Our Soldiers and Airmen pay more in state property, payroll, and sales taxes than what the state provides in state funding to the Iowa National Guard.

Also this past year, the Iowa Air and Army National Guard executed nearly \$16 million in federal funds for our construction and capital projects program. We completed new construction, renovations or additions in Miller Armory and the United States Property

and Fiscal Office on Camp Dodge, the Davenport Army Aviation Support Facility, Fairfield Field Maintenance Shop, and the Iowa Falls and Shenandoah armories.

We currently have renovation and construction projects underway at the Council Bluffs and Dubuque armories. On Camp Dodge we are consolidating the Iowa Department of Veterans Affairs, Military Records Center, and the State Fiscal Office activities into one updated facility. By arraying these services under one roof, Iowa National Guard members, veterans, and military retirees will see improved veteran services, while Iowa taxpayers receive a greater value through more efficient use of existing infrastructure and resources.

2012 has thankfully been a relatively quiet year for our emergency response operations, particularly after the longest, continuous domestic response operation in Iowa National Guard history on the Missouri River from May to September 2011. We used this additional time to plan, prepare, and exercise for potential disaster response support on a variety of scenarios.

And that training paid off. During the recent December blizzard, we mobilized 80 Guardsmen to conduct Highway Assistance Team missions in partnership with the Iowa Departments of Transportation and Public Safety and provided assistance to motorists stranded by the blizzard. These assistance teams rescued nearly a dozen travelers from extremely hazardous situations and transported them to safety, including responding to and assisting with a two-fatality, 25-car pileup on Interstate 35 south of Dows, Iowa.

And last week, we just finished supporting the 2013 Presidential Inauguration event in Washington, DC, by sending approximately 120 members of the 1133rd Transportation Company, Mason City, the 185th Air Refueling Wing, Sioux City, and various other Iowa units in support of the inaugural operations.

The additional time we gained over the last year from quieter-than-normal combat, peacekeeping, and domestic operations has allowed our organization to re-focus on organizational readiness, which drives everything we do. We'd like to share the results of these efforts with you.

First of all, your Iowa National Guard is a national leader in personnel strength management – recruiting and retention. Both the Iowa Air and Army National Guard began fiscal year 2012 with more than 100 percent of authorized strength. We have been at or above 100 percent strength for more than ten years in a row – a significant accomplishment considering all we have been asked to do since 9-11 with an all-volunteer force.

We are in the top echelon of the National Guard for the quality of recruits coming into the National Guard for 2012. More than 20% of our basic training, advanced individual training, or technical school graduates are either honor or distinguished graduates, on the commandant's list, or in the top 10% at their respective military schools.

These efforts have not gone unnoticed by the U.S. Department of Defense and other military organizations; Iowa units received several significant awards in 2012:

The 132nd Fighter Wing and the 133rd Test Squadron both won the 2012 Air Force Outstanding Unit Award, the tenth time for the 132nd and the sixth time for the 133rd.

The 132nd Fighter Wing received the 2012 National Guard Association of the United States Major General John J. Pesch Flight Safety Trophy, which is awarded annually to the two Air National Guard wings nationally with the highest standards of flight safety. Additionally, the 132nd's Logistics Readiness Squadron won the 2012 Air National Guard Base Logistics Activity of the Year Award.

The 2nd Brigade Combat Team won the Citizen Patriot Unit Award, a national award given by the Reserve Forces Policy Board to only one unit nationally for its substantial contribution to the security posture of the United States.

And Headquarters and Headquarters Company, 1034th Combat Sustainment Support Battalion, which is currently deployed to Afghanistan, won the Eisenhower Trophy, given annually to an Army National Guard unit in each state rated the most outstanding during 2012.

While we're humbled by these prestigious awards presented for excellence across the organization, we're also extremely proud of the way in which we have been able to honor and remember those Iowans who have selflessly served our state and nation.

It is projected that Iowa will lose approximately 6,000 of its veterans in this calendar year. In order to meet the increasing demand for military funeral honors, the Iowa National Guard has partnered with Iowa veterans service organizations to provide each eligible veteran and their family these richly-deserved military funeral honors. Since 2000, the Iowa National Guard's Military Funeral Honors program has been rendering professional military funeral honors, in accordance with service tradition, to all eligible veterans when requested by an authorized family member. This past year, our Military Funeral Honors program supported nearly 1,600 Iowa funerals.

And we have been so fortunate to be able to also honor Iowa's living veterans. Last year, through a partnership with the Iowa Gold Star Military Museum and the U.S. Department of Defense, more than 3,200 of Iowa's Korean War era veterans and their families were recognized and presented certificates of appreciation for their honorable service at a ceremony commemorating the 60th anniversary of the Korean War. What a fitting and long-overdue tribute to these tremendous Iowans.

This year is the continuation of the 150th anniversary of the Civil War and the 50th anniversary of the start of the Vietnam War. The Iowa National Guard will participate in both anniversary events over the next two years.

In an effort to assist a grateful nation in thanking and honoring our Vietnam veterans and their families, the Iowa National Guard has signed on to the National Commemorative Partner Program. Through this program, the Iowa National Guard will plan and conduct events and activities that will recognize the service, valor, and sacrifice of Iowa's Vietnam veterans and their families.

There is another group of great Americans that serve our state and nation every day, but are often forgotten. They are the children of our military members who are affected by the multiple deployments and absence of their parents during a critical time in their lives. For most this includes repetitive separation from parents and other

loved ones, and for many it includes learning to live the “new normal” necessitated by combat wounds, injury, illness and loss. These children reside in nearly every community in Iowa.

A critical tool in reaching out to military children is the Military Child Education Coalition or MCEC, a program funded by the U.S. Department of Defense.

Over the last four years, MCEC has trained 530 Iowa education professionals and military family readiness personnel how to understand and support military-connected children. By virtue of the exceptional participation by Iowans in this program, the Iowa National Guard is a national leader in the MCEC program.

In an effort to elevate awareness of these challenges, Lieutenant Governor Kim Reynolds hosted the Military Child Education Coalition public engagement seminar in October with Iowa education and community leaders.

The goal of the seminar was to bring together different sectors within the education community to identify capabilities, synchronize existing resources and programs, and develop a plan for military children living in these times of uncertainty.

As I come to a close, I hope that I have left you confident that the Iowa National Guard is in good hands and is moving in the spirit of one. We have executed every mission assigned, served our state here at home, and deployed wherever needed in a moment’s notice. And as the challenges of the last ten years fade, we will face new challenges together.

Budget constraints and shifting priorities will impact how we operate, how we are organized, and what we are asked to do in the years ahead, but despite these changes, the Iowa National Guard will remain Mission-Focused and Warrior Ready.

This team will continue to take care of our Soldiers, Airmen, families, and employers as we continue to serve so proudly as your hometown military. And we are so grateful for the continued support we receive from the Iowa General Assembly and the people of Iowa.

On behalf of our men and women and their families, thank you for this opportunity to provide an update and assessment of the Iowa National Guard. Your Iowa National Guard is truly making a difference every day.

Thank you, ladies and gentlemen.

General Orr was escorted from the House chamber by the committee previously appointed.

Governor Branstad was escorted from the House chamber by the committee previously appointed.

On motion by Upmeyer of Cerro Gordo, the Joint Convention was dissolved at 10:37 a.m.

SPONSOR ADDED

Prichard of Floyd requested to be added as a sponsor of House File 25.

COMMUNICATIONS RECEIVED

The following communications were received and filed in the office of the Chief Clerk:

BOARD OF REGENTS

Affirmative Action, Diversity and Multicultural Accomplishment Report, pursuant to Iowa Code section 19B.5.

COLLEGE STUDENT AID COMMISSION

Annual Report, pursuant to Iowa Code section 261.2(8).

DEPARTMENT OF CORRECTIONS

Integration Plan for Existing ISP-CCU and John Bennett Units Report, pursuant to Chapter 1134.3, 2012 Iowa Acts.

DEPARTMENT OF EDUCATION

Compact for Education Report, pursuant to Iowa Code section 272B.1(3)(j).

Child Development Coordinating Council Report, pursuant to Iowa Code section 256A.3.

Iowa Association of School Boards Report, pursuant to Iowa Code section 279.38.

DEPARTMENT OF HUMAN SERVICES

Nursing Facility Qualities Assurance Assessment Fee Usage Report, pursuant to Iowa Code section 249L.4.

Family Support Subsidy Program Report, pursuant to Iowa Code section 225C.42(1).

DEPARTMENT OF NATURAL RESOURCES

Watershed Improvement Projects Report, pursuant to Iowa Code section 466A.3.

Hazardous Waste/Substance Disposal Report, pursuant to Iowa Code section 455B.427(1).

DEPARTMENT OF PUBLIC HEALTH

Healthcare Workforce Support Initiative Report, pursuant to Iowa Code section 135.175(8).

ICN Savings Report, pursuant to Iowa Code section 8D.10.

DEPARTMENT OF PUBLIC SAFETY

ICN Savings Report, pursuant to Iowa Code section 8D.10.

DEPARTMENT OF REVENUE

Iowa Streamlined Sales Tax Advisory Council Report, pursuant to Iowa Code section 423.9A.

DEPARTMENT OF TRANSPORTATION

Highway Construction Program Expenditures/Obligations Report, pursuant to Iowa Code section 307.12(1)(o).

Registered Flexible Fuel Vehicles Report, pursuant to Iowa Code section 452A.33.

Biodiesel and Biodiesel Blended Fuel Revolving Fund Report, pursuant to Iowa Code section 307.20(1).

Special Plates Report, pursuant to Iowa Code sections 761, 401.18 and 321.34.

ECONOMIC DEVELOPMENT AUTHORITY

Iowa Energy Strategic Plan Report, pursuant to Chapter 1126.35, 2012 Iowa Acts.

IOWA STUDENT LOAN

Empowering Students to Reach Their Life Goals Report, pursuant to Iowa Code section 7C.13.

IOWA LOTTERY AUTHORITY

Annual Report, pursuant to Iowa Code section 99G.7.

Quarterly Report, pursuant to Iowa Code section 99G.7.

IOWA WORKFORCE DEVELOPMENT

Labor Services Report, pursuant to Iowa Code section 91.4(5).

Worker's Compensation Report, pursuant to Iowa Code section 86.9.

TREASURER OF STATE

Linked Investments for Tomorrow Report, pursuant to Iowa Code section 12.38.

VETERANS HOME

Joint Investment Trust Report, pursuant to Iowa Code section, 12B.10A(7).

Judicial Review Report, pursuant to Iowa Code section 625.29(7).

Veterans Home Discharge Report, pursuant to Iowa Code section 35D.15(d).

HOUSE STUDY BILL COMMITTEE ASSIGNMENTS

H.S.B. 95 Human Resources

Relating to the use of restraints against a pregnant inmate or detainee and including effective date provisions.

H.S.B. 96 Human Resources

Relating to informal conferences on contested citations or regulatory insufficiencies in health care facilities or assisted living programs and including applicability provisions.

H.S.B. 97 Agriculture

Providing for the leasing of agricultural land by the department of natural resources to beginning farmers.

H.S.B. 98 Veterans Affairs

Relating to property taxes of veterans and members of the armed forces by modifying the military service property tax exemption and credit, providing an additional homestead credit for certain disabled veterans, making penalties applicable, and including applicability provisions.

SUBCOMMITTEE ASSIGNMENTS

House File 58

Judiciary: Garrett, Chair; Anderson and Hess.

House File 73

Judiciary: Windschitl, Chair; Alons and Lensing.

House File 81

Judiciary: Windschitl, Chair; Alons and M. Smith.

House File 88

Commerce: Fisher, Chair; Landon and Riding.

House File 95

Transportation: Kaufmann, Chair; Cohoon and Landon.

House File 97

Human Resources: L. Miller, Chair; Heddens and Koester.

House File 98

Human Resources: L. Miller, Chair; Lofgren and M. Smith.

House File 99

Human Resources: Bacon, Chair; Costello and Heddens.

House File 100

Human Resources: Heaton, Chair; Heddens and Hess.

House File 101

Human Resources: Heaton, Chair; M. Smith and R. Taylor.

House File 102

Human Resources: Heaton, Chair; Hunter and Landon.

House File 103

Human Resources: Forristall, Chair; Koester and Wessel-Kroeschell.

House File 106

Transportation: Rogers, Chair; Heartsill and Murphy.

HOUSE STUDY BILL SUBCOMMITTEE ASSIGNMENTS

House Study Bill 33 Reassigned

Judiciary: Garrett, Chair; Hess and Wolfe.

House Study Bill 95

Human Resources: L. Miller, Chair; Garrett and Wessel-Kroeschell.

House Study Bill 96

Human Resources: Heaton, Chair; Koester and Wessel-Kroeschell.

House Study Bill 97

Agriculture: Kaufmann, Chair; Grassley, Moore, Muhlbauer and Ruff.

House Study Bill 98

Veterans Affairs: Shaw, Chair; Kearns and Salmon.

COMMITTEE RECOMMENDATIONS

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendations have been received and are on file in the office of the Chief Clerk:

CARMINE BOAL
Chief Clerk of the House

COMMITTEE ON JUDICIARY

Committee Bill (Formerly House Study Bill 7), relating to an application for the immediate return of seized property.

Fiscal Note: **No**

Recommendation: **Do Pass** January 31, 2013.

Committee Bill (Formerly House Study Bill 10), relating to the discharge of a firearm near buildings or feedlots by certified law enforcement officers for training purposes and providing penalties.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** January 31, 2013.

COMMITTEE ON STATE GOVERNMENT

Committee Bill (Formerly House Study Bill 57), authorizing charitable giving payroll deductions for community college employees.

Fiscal Note: **No**

Recommendation: **Do Pass** January 31, 2013.

On motion by Upmeyer of Cerro Gordo, the House adjourned at 10:40 a.m., until 1:00 p.m., Monday, February 4, 2013.

JOURNAL OF THE HOUSE

Twenty-second Calendar Day - Thirteenth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Monday, February 4, 2013

The House met pursuant to adjournment at 1:00 p.m., Speaker Paulsen in the chair.

Prayer was offered by Pastor Al Hazelton, First Assembly of God, Harlan. He was the guest of Representative Muhlbauer of Crawford County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Carter Yerkes, Page from Greene.

The Journal of Thursday, January 31, 2013, was approved.

SPECIAL PRESENTATION

Soderberg of Plymouth introduced to the House former state legislator, Don Paulin.

The House rose and expressed its welcome.

On motion by Upmeyer of Cerro Gordo, the House was recessed at 1:07 p.m., until 5:00 p.m.

AFTERNOON SESSION

The House reconvened at 5:00 p.m., Speaker Paulsen in the chair.

MESSAGE FROM THE SENATE

The following message was received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on February 4, 2013, passed the following bill in which the concurrence of the House is asked:

Senate File 106, a bill for an act updating the Code references to the Internal Revenue Code and decoupling from certain federal bonus depreciation provisions, providing certain taxpayers additional time to file a claim for refund or credit of individual income tax, and including effective date and retroactive applicability provisions.

MICHAEL E. MARSHALL, Secretary

INTRODUCTION OF BILLS

House Joint Resolution 6, by Murphy, Hall, Muhlbauer, Thomas, Anderson, Thede, H. Miller, Kearns, Wolfe, Abdul-Samad, R. Olson, Gaskill, Kelley and Bearinger, a joint resolution proposing an amendment to the Constitution of the State of Iowa relating to an individual's right to keep and bear arms.

Read first time and referred to committee on **Judiciary**.

House File 113, by Dolecheck, Forristall, Landon, Salmon, Watts, Garrett, Sheets, S. Olson, Schultz, Klein, Costello, Jorgensen, and Byrnes, a bill for an act relating to independent accreditation of nonpublic schools.

Read first time and referred to committee on **Education**.

House File 114, by Mascher, Stutsman, T. Taylor, Kressig, Heddens, Wolfe, Staed, Kearns, Bearinger, Ruff, Berry, Anderson, Kajtazovic, Lundby, Wessel-Kroeschell, Winckler, Lykam, Cohoon, M. Smith, Abdul-Samad, R. Olson, Gaines, Hanson, Jacoby, Lensing, Kelley, Murphy, Forbes, Oldson, Dunkel, Wood, Riding, Hunter, Thomas, Steckman, and Hall, a bill for an act relating to reimbursement for services provided under a medical assistance home and community-based services waiver for the elderly.

Read first time and referred to committee on **Human Resources**.

House File 115, by Mascher, Stutsman, T. Taylor, Kressig, Wolfe, Staed, Kearns, Bearinger, Ruff, Berry, H. Miller, Thede, Anderson, Kajtazovic, Wessel-Kroeschell, Winckler, Cohoon, Lykam, M. Smith, Gaskill, Hall, Steckman, Thomas, Hunter, Isenhardt, Riding, Wood, Dunkel, Oldson, Forbes, Murphy, Muhlbauer, Kelley, Lensing, Jacoby, Hanson, Gaines, Abdul-Samad, and R. Olson, a bill for an act relating to the department on aging, and making an appropriation.

Read first time and referred to committee on **Human Resources**.

House File 116, by Mascher, Stutsman, T. Taylor, Kressig, Heddens, Wolfe, Staed, Kearns, Bearinger, Ruff, Berry, Thede, Anderson, Wessel-Kroeschell, Winckler, Lykam, Cohoon, M. Smith, R. Olson, Abdul-Samad, Gaines, Hanson, Jacoby, Lensing, Kelley, Muhlbauer, Murphy, Forbes, Oldson, Wood, Riding, Hunter, Thomas, Steckman, and Hall, a bill for an act relating to the long-term care resident's advocate program and making appropriations.

Read first time and referred to committee on **Human Resources**.

House File 117, by Heddens, T. Olson, Hall, Lundby, Running-Marquardt, Winckler, T. Taylor, Murphy, Wood, Hunter, Muhlbauer, Ourth, Forbes, Wessel-Kroeschell, Gaines, Wolfe, Staed, Kressig, Kearns, Bearinger, Berry, Thede, Anderson, Lykam, Cohoon, M. Smith, Mascher, Stutsman, Oldson, and Gaskill, a bill for an act relating to mental health and disability services by making supplemental appropriations for the fiscal year beginning July 1, 2012, and related changes, and including effective dates.

Read first time and referred to committee on **Human Resources**.

House File 118, by Isenhardt and Koester, a bill for an act creating an Iowa institute for public policy.

Read first time and referred to committee on **State Government**.

House File 119, by committee on Judiciary, a bill for an act relating to county attorney duties when representing the department of human services in juvenile court.

Read first time and placed on the **calendar**.

House File 120, by committee on Judiciary, a bill for an act relating to the administration of the judicial branch including provisions pertaining to shorthand reporters and the practice of law, making appropriations, and providing for a fee.

Read first time and placed on the **calendar**.

House File 121, by committee on Labor, a bill for an act relating to conformity with federal law concerning unemployment insurance

employer charges and claimant misrepresentation regarding benefit overpayments, providing a penalty, and including applicability provisions.

Read first time and placed on the **calendar**.

House File 122, by Isenhardt and Highfill, a bill for an act relating to the operations of certain common interest communities.

Read first time and referred to committee on **Judiciary**.

House File 123, by Isenhardt, Kaufmann, and Jacoby, a bill for an act providing for a product stewardship report by the department of natural resources.

Read first time and referred to committee on **Natural Resources**.

House File 124, by Pettengill, Heartsill, Alons, Huseman, Sheets, Heaton, Hess, and Hagenow, a bill for an act establishing a property tax exemption for a principal residence owned by a totally disabled individual or certain elderly individuals and including applicability provisions.

Read first time and referred to committee on **Ways and Means**.

House File 125, by Pettengill, Hein, Hess, Koester, Stanerson, and Alons, a bill for an act providing a sales tax exemption for textbooks used in attending a postsecondary educational institution.

Read first time and referred to committee on **Ways and Means**.

House File 126, by Isenhardt, Koester, Hanson, and Byrnes, a bill for an act relating to school guidance counselors and professional service providers, including professional service and secondary guidance counselor preparation and professional development programs, related licensing and endorsement requirements under the board of educational examiners, and the provision of career and academic guidance counseling services by school districts.

Read first time and referred to committee on **Education**.

House File 127, by Lofgren and Kaufmann, a bill for an act prohibiting employers and schools from seeking access to certain online personal employee and student information and providing penalties.

Read first time and referred to committee on **Education**.

House File 128, by Isenhardt, Kelley, Wessel-Kroeschell, Lensing, Steckman, Anderson, and Mascher, a bill for an act relating to permits for the drilling of a well for oil or gas utilizing hydraulic fracturing and providing for the establishment of fees.

Read first time and referred to committee on **Environmental Protection**.

House File 129, by Thomas, Murphy, Steckman, Running-Marquardt, Hall, Gaskill, Abdul-Samad, Ourth, Gaines, Hanson, Jacoby, Lensing, Stutsman, Kelley, Muhlbauer, Forbes, Dunkel, Riding, H. Miller, Anderson, Kajtazovic, Wessel-Kroeschell, Winckler, Lykam, Cohoon, M. Smith, Mascher, T. Taylor, Kressig, Wolfe, Staed, Kearns, Beringer, and Heddens, a bill for an act relating to employee stock ownership plans by making an appropriation to provide assistance, promotion, and education to interested businesses and to obtain the services of an expert in employee stock ownership plans.

Read first time and referred to committee on **Judiciary**.

House File 130, by Lofgren, Kaufmann, Byrnes, Grassley, Kressig, Muhlbauer, Windschitl, Rogers, Hunter, Heddens, Murphy, L. Miller, Hagenow, Worthan, Deyoe, Rayhons, Klein, Heaton, Kelley, J. Smith, Landon, Jacoby, Lykam, and Cownie, a bill for an act providing for the issuance of special hunting licenses to certain nonresident disabled veterans and disabled members of the armed forces serving on active federal service.

Read first time and referred to committee on **Veterans Affairs**.

House File 131, by committee on State Government, a bill for an act authorizing charitable giving payroll deductions for community college employees.

Read first time and placed on the **calendar**.

House File 132, by committee on Judiciary, a bill for an act relating to an application for the immediate return of seized property.

Read first time and placed on the **calendar**.

House File 133, by committee on Judiciary, a bill for an act relating to the discharge of a firearm near buildings or feedlots by certified law enforcement officers for training purposes, providing penalties, and including effective date provisions.

Read first time and placed on the **calendar**.

SENATE MESSAGES CONSIDERED

Senate File 51, by committee on Education, a bill for an act relating to establishment of the categorical state percent of growth for purposes of the state school foundation program and including effective date and applicability provisions.

Read first time and referred to committee on **Education**.

Senate File 52, by committee on Education, a bill for an act relating to establishment of the state percent of growth for purposes of the state school foundation program and including effective date and applicability provisions.

Read first time and referred to committee on **Education**.

Senate File 53, by committee on Education, a bill for an act relating to school district funding from the taxpayers trust fund by making transfers to the property tax equity and relief fund, establishing a school district property tax replacement fund and making transfers to the fund, making appropriations, and including effective date and applicability provisions.

Read first time and referred to committee on **Ways and Means**.

Senate File 106, by committee on Ways and Means, a bill for an act updating the Code references to the Internal Revenue Code and decoupling from certain federal bonus depreciation provisions, providing certain taxpayers additional time to file a claim for refund

or credit of individual income tax, and including effective date and retroactive applicability provisions.

Read a first time and **passed on file**.

HOUSE FILE 98 REREFERRED

The Speaker announced that House File 98, previously referred to committee on **Human Resources** was rereferred to committee on **Ways and Means**.

HOUSE STUDY BILL COMMITTEE ASSIGNMENTS

H.S.B. 99 Commerce

Relating to insurance coverage for dental care services.

H.S.B. 100 Judiciary

Relating to the boards of directors of public corporations.

H.S.B. 101 Ways and Means

Relating to the administration of the streamlined sales and use tax agreement by the department of revenue.

SUBCOMMITTEE ASSIGNMENTS

House File 2

Ways and Means: Sands, Chair; Forbes, Forristall, Kearns, Landon, Oldson and Stanerson.

House File 47

Ways and Means: Windschitl, Chair; Kelley and Sands.

House File 48

Ways and Means: Windschitl, Chair; Forbes and Sands.

House File 52

Ways and Means: Windschitl, Chair; Isenhardt and Sands.

House File 79

Ways and Means: Windschitl, Chair; Isenhardt and Stanerson.

House File 87

Local Government: Hanusa, Chair; Gaskill and Highfill.

House File 92

Ways and Means: Windschitl, Chair; Isenhardt and Sands.

House File 104

Judiciary: Hess, Chair; Gassman and M. Smith.

House File 105

Local Government: Rayhons, Chair; Lundby and Sheets.

House File 109

Judiciary: Hess, Chair; Hagenow and Wessel-Kroeschell.

HOUSE STUDY BILL SUBCOMMITTEE ASSIGNMENT**House Study Bill 99**

Commerce: Soderberg, Chair; Lykam and Watts.

RESOLUTION FILED

H.R. 8, by Upmeyer, Paulsen, Soderberg, Lofgren, Rogers, Berry, Kelley, Landon, Drake and Mascher, a resolution congratulating the Republic of China (Taiwan) on its inclusion in the United States Visa Waiver Program; supporting Taiwan's efforts to secure entry into the Trans-Pacific Partnership; and reaffirming support for Taiwan's participation in the International Civil Aviation Organization, and for strengthening sister-state ties between Iowa and Taiwan.

Laid over under **Rule 25**.

AMENDMENT FILED

H-1001 H.F. 110 Landon of Polk

On motion by Upmeyer of Cerro Gordo, the House adjourned at 5:09 p.m., until 8:30 a.m., Tuesday, February 5, 2013.

JOURNAL OF THE HOUSE

Twenty-third Calendar Day - Fourteenth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Tuesday, February 5, 2013

The House met pursuant to adjournment at 8:30 a.m., Speaker Paulsen in the chair.

Prayer was offered by Pastor John Cofield, St. Paul's United Church of Christ, Wheatland. He was the guest of Representatives Wolfe and S. Olson of Clinton County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Greg Windeknecht, Page from Blue Grass.

The Journal of Monday, February 4, 2013, was approved.

INTRODUCTION OF BILLS

House File 134, by Wolfe, a bill for an act relating to the court's authority to grant a protective order following an adjudication of domestic abuse.

Read first time and referred to committee on **Judiciary**.

House File 135, by Wolfe, a bill for an act relating to deferred judgments and the possession of firearms and offensive weapons.

Read first time and referred to committee on **Judiciary**.

House File 136, by Wolfe, a bill for an act relating to the assessment of the law enforcement initiative surcharge.

Read first time and referred to committee on **Judiciary**.

House File 137, by Mascher, T. Taylor, Staed, Hanson, Forbes, Kearns, Beringer, Steckman, Berry, and Riding, a bill for an act

relating to elderly persons with aggressive or psychiatric behaviors in long-term care facilities.

Read first time and referred to committee on **Human Resources**.

HOUSE STUDY BILL COMMITTEE ASSIGNMENTS

H.S.B. 102 Veterans Affairs

Relating to county commissions of veteran affairs.

H.S.B. 103 Appropriations

Relating to mental health and disability services by making transfers and appropriations for the fiscal year beginning July 1, 2012, and including related changes and effective date provisions.

SUBCOMMITTEE ASSIGNMENTS

House File 113

Education: Dolecheck, Chair; Salmon and Wood.

House File 114

Human Resources: Dawson, Chair; Abdul-Samad and Heaton.

House File 115

Human Resources: Forristall, Chair; Heaton and Murphy.

House File 116

Human Resources: Forristall, Chair; Dawson and Heaton.

House File 117

Human Resources: Forristall, Chair; Heaton and M. Smith.

House File 118

State Government: Watts, Chair; Grassley and Mascher.

House File 130

Veterans Affairs: L. Miller, Chair; Kearns and Windschitl.

HOUSE STUDY BILL SUBCOMMITTEE ASSIGNMENTS

House Study Bill 100

Judiciary: Hagenow, Chair; Brandenburg and T. Olson.

House Study Bill 102

Veterans Affairs: Bacon, Chair; Salmon and Thomas.

House Study Bill 103

Appropriations: Heaton, Chair; Heddens and Soderberg.

COMMITTEE RECOMMENDATIONS

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendations have been received and are on file in the office of the Chief Clerk:

CARMINE BOAL
Chief Clerk of the House

COMMITTEE ON AGRICULTURE

Committee Bill (Formerly House File 49), providing for drainage or levee districts managed by a board of trustees, and including effective date provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** February 4, 2013.

COMMITTEE ON JUDICIARY

Committee Bill (Formerly House File 72), providing for an exception to municipal tort liability for claims arising from sledding on municipality-controlled property.

Fiscal Note: **No**

Recommendation: **Do Pass** February 5, 2013.

AMENDMENTS FILED

H-1002	H.F.	133	Windschitl of Harrison
H-1003	H.F.	119	Heaton of Henry

On motion by Upmeyer of Cerro Gordo, the House adjourned at 8:36 a.m., until 8:30 a.m., Wednesday, February 6, 2013.

JOURNAL OF THE HOUSE

Twenty-fourth Calendar Day - Fifteenth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Wednesday, February 6, 2013

The House met pursuant to adjournment at 8:31 a.m., Speaker Paulsen in the chair.

Prayer was offered by Pastor Christie John, Geneseo United Methodist Church, Buckingham. She was the guest of Representative Fisher of Tama County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Abbie Flanders, Page from Knoxville.

The Journal of Tuesday, February 5, 2013, was approved.

INTRODUCTION OF BILLS

House File 138, by Shaw, Heartsill, Alons, Schultz, Bacon, Sheets, Koester, Fry, and Salmon, a bill for an act relating to the definition of person in the context of the victim of the crime of murder, and providing penalties.

Read first time and referred to committee on **Judiciary**.

House File 139, by Steckman, a bill for an act requiring the use of headlights or daytime running lamps on a motor vehicle during periods of moisture accumulation or windshield wiper use, and making a penalty applicable.

Read first time and referred to committee on **Transportation**.

House File 140, by Dolecheck, Alons, Klein, Huseman, Byrnes, Schultz, Steckman, and Drake, a bill for an act relating to school district funding by establishing a supplementary weighting program for shared operational functions of school districts and area education agencies.

Read first time and referred to committee on **Education**.

House File 141, by Hein, Sheets, Klein, Alons, Grassley, Byrnes, S. Olson, Maxwell, Jorgensen, L. Miller, Heaton, Stanerson, Pettengill, Moore, and Kaufmann, a bill for an act relating to the time for certifying school district budgets and submitting area education agency budgets and including applicability provisions.

Read first time and referred to committee on **Education**.

House File 142, by Winckler, Wessel-Kroeschell, Lundby, Kajtazovic, Anderson, Thede, Berry, Ruff, Steckman, Thomas, Hunter, Wood, Kelley, Lensing, Jacoby, Hanson, Gaines, Abdul-Samad, and R. Olson, a bill for an act relating to student performance by establishing an education remediation council and an advanced placement funding formula.

Read first time and referred to committee on **Education**.

House File 143, by Hall and Forristall, a bill for an act concerning harassment and bullying by students and providing criminal and civil penalties and remedies for failure by parents, guardians, and custodians to prevent such harassment and bullying.

Read first time and referred to committee on **Education**.

House File 144, by Hanusa, a bill for an act providing that children who are enrolled in the statewide preschool program are of compulsory attendance age.

Read first time and referred to committee on **Education**.

House File 145, by Pettengill, a bill for an act creating an Iowa state board for blind and deaf education with authority over the Iowa school for the deaf and the Iowa braille and sight saving school.

Read first time and referred to committee on **Education**.

House File 146, by Pettengill, Upmeyer, Hagenow, Huseman, Shaw, Heartsill, Alons, Hein, Hess, and Fisher, a bill for an act creating a silver alert program within the department of public safety for missing cognitively impaired persons.

Read first time and referred to committee on **Public Safety**.

House File 147, by Kajtazovic, Kearns, Hunter, Thomas, Heddens, Jacoby, Muhlbauer, and Kaufmann, a bill for an act prohibiting the sale of United States flags manufactured outside of the United States, and providing a penalty.

Read first time and referred to committee on **State Government**.

SPECIAL PRESENTATION

S. Olson of Clinton introduced to the House former state legislator, Richard Arnold.

The House rose and expressed its welcome.

On motion by Upmeyer of Cerro Gordo, the House was recessed at 8:41 a.m., until 12:00 p.m.

AFTERNOON SESSION

The House reconvened at 12:00 p.m., Speaker Paulsen in the chair.

INTRODUCTION OF BILLS

House File 148, by Pettengill, Fisher, Alons, Maxwell, Hein, Hess, Heartsill, Vander Linden, Landon, Schultz, and Watts, a bill for an act adding one-half unit of personal finance literacy to the educational program standards established for school districts and accredited nonpublic schools, making an appropriation, and including effective date provisions.

Read first time and referred to committee on **Education**.

House File 149, by Isenhardt and Kearns, a bill for an act requiring minimum sick and safe time for employees, providing a penalty, and including applicability provisions.

Read first time and referred to committee on **Labor**.

House File 150, by Isenhardt, a bill for an act relating to certain campaign communications, providing for fees, and providing for penalties.

Read first time and referred to committee on **State Government**.

House File 151, by Jorgensen, a bill for an act requiring the driver of a motor vehicle to maintain a certain distance when passing a bicycle on a highway, and making penalties applicable.

Read first time and referred to committee on **Transportation**.

House File 152, by committee on Agriculture, a bill for an act providing for drainage or levee districts managed by a board of trustees, and including effective date provisions.

Read first time and placed on the **calendar**.

QUORUM CALL

A non-record roll call was requested to determine that a quorum was present. The vote revealed ninety-one members present, nine absent.

CONSIDERATION OF BILLS Ways and Means Calendar

House File 110, a bill for an act relating to taxation by updating the Code references to the Internal Revenue Code and decoupling from certain federal bonus depreciation provisions, providing certain taxpayers additional time to file a claim for refund or credit of individual income tax, extending the property assessment appeal board, and including effective date and retroactive applicability provisions, was taken up for consideration.

Landon of Polk offered amendment H-1001 filed by him and moved its adoption.

Amendment H-1001 was adopted.

SENATE FILE 106 SUBSTITUTED FOR HOUSE FILE 110

Landon of Polk asked and received unanimous consent to substitute Senate File 106 for House File 110.

Senate File 106, a bill for an act updating the Code references to the Internal Revenue Code and decoupling from certain federal bonus

depreciation provisions, providing certain taxpayers additional time to file a claim for refund or credit of individual income tax, and including effective date and retroactive applicability provisions, was taken up for consideration.

Landon of Polk moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 106)

The ayes were, 99:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cphoon	Costello
Cownie	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Fry	Gaines	Garrett
Gaskill	Gassman	Grassley	Hagenow
Hall	Hanson	Hanusa	Heartsill
Heaton	Heddens	Hein	Hess
Highfill	Hunter	Huseman	Isenhart
Jacoby	Jorgensen	Kajtazovic	Kaufmann
Kearns	Kelley	Klein	Koester
Kressig	Landon	Lensing	Lofgren
Lundby	Lykam	Mascher	Maxwell
McCarthy	Miller H.	Miller, L.	Moore
Muhlbauer	Murphy	Oldson	Olson, R.
Olson, S.	Olson, T.	Ourth	Pettengill
Prichard	Rayhons	Riding	Rogers
Ruff	Running-Marquardt	Salmon	Sands
Schultz	Shaw	Smith, J.	Smith, M.
Soderberg	Staed	Stanerson	Steckman
Stutsman	Taylor, R.	Taylor, T.	Thede
Thomas	Upmeyer	Vander Linden	Watts
Wessel-Kroeschell	Winckler	Windschitl	Wolfe
Wood	Worthan	Mr. Speaker	
		Paulsen	

The nays were, none.

Absent or not voting, 1:

Sheets

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

HOUSE FILE 110 WITHDRAWN

Landon of Polk asked and received unanimous consent to withdraw House File 110 from further consideration by the House.

Regular Calendar

House File 14, a bill for an act relating to the enforcement of weight limitations for vehicles with retractable axles, with report of committee recommending passage, was taken up for consideration.

Moore of Jackson moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 14)

The ayes were, 98:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cphoon	Costello
Cownie	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Fry	Gaines	Garrett
Gaskill	Gassman	Grassley	Hagenow
Hall	Hanson	Hanusa	Heartsill
Heaton	Heddens	Hein	Hess
Highfill	Hunter	Huseman	Isenhart
Jacoby	Jorgensen	Kajtazovic	Kaufmann
Kearns	Kelley	Klein	Koester
Kressig	Landon	Lensing	Lofgren
Lundby	Lykam	Mascher	Maxwell
McCarthy	Miller, H.	Miller, L.	Moore
Muhlbauer	Oldson	Olson, R.	Olson, S.
Olson, T.	Ourth	Pettengill	Prichard
Rayhons	Riding	Rogers	Ruff
Running-Marquardt	Salmon	Sands	Schultz
Shaw	Smith, J.	Smith, M.	Soderberg
Staed	Stanerson	Steckman	Stutsman
Taylor, R.	Taylor, T.	Thede	Thomas
Upmeyer	Vander Linden	Watts	Wessel-Kroeschell
Winckler	Windschitl	Wolfe	Wood
Worthan	Mr. Speaker		
	Paulsen		

The nays were, none.

Absent or not voting, 2:

Murphy Sheets

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

ADOPTION OF HOUSE RESOLUTION 5

Shaw of Pocahontas called up for consideration **House Resolution 5**, as follows, and moved its adoption:

HOUSE RESOLUTION 5 BY COMMITTEE ON ETHICS

1 A resolution relating to the code of ethics of the
 2 House of Representatives for the Eighty-fifth
 3 General Assembly.
 4 **BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES**, That
 5 the House Code of Ethics shall be as follows:
 6 **HOUSE CODE OF ETHICS**
 7 **PREAMBLE.** Every legislator and legislative employee
 8 has a duty to uphold the integrity and honor of the
 9 general assembly, to encourage respect for the law
 10 and for the general assembly, and to observe the house
 11 code of ethics. The members and employees of the house
 12 have a responsibility to conduct themselves so as to
 13 reflect credit on the general assembly, and to inspire
 14 the confidence, respect, and trust of the public. The
 15 following rules are adopted pursuant to chapter 68B of
 16 the Code, to assist the members and employees in the
 17 conduct of their activities:
 18 1. **DEFINITIONS.** The definitions of terms provided
 19 in chapter 68B of the Code apply to the use of those
 20 terms in these rules.
 21 2. **ECONOMIC INTEREST OF MEMBER OR EMPLOYEE OF**
 22 **HOUSE.**
 23 a. Economic or investment opportunity. A member
 24 or employee of the house shall not solicit or accept
 25 economic or investment opportunity under circumstances
 26 where the member or employee knows, or should know,
 27 that the opportunity is being afforded with the intent

Page 2

1 to influence the member's or employee's conduct in
 2 the performance of official duties. If a member
 3 or employee of the house learns that an economic
 4 or investment opportunity previously accepted was
 5 offered with the intent of influencing the member's or
 6 employee's conduct in the performance of the official
 7 duties, the member or employee shall take steps to
 8 divest that member or employee of that investment or
 9 economic opportunity, and shall report the matter
 10 in writing to the chairperson of the house ethics

11 committee.

12 b. Excessive charges for services, goods, or
13 property interests. A member or employee of the
14 house shall not charge to or accept from a person
15 known to have a legislative interest, a price, fee,
16 compensation, or other consideration for the sale or
17 lease of any property or the furnishing of services
18 which is in excess of that which the member or employee
19 would ordinarily charge another person.

20 c. Use of confidential information. A member or
21 employee of the house, in order to further the member's
22 or employee's own economic interests, or those of any
23 other person, shall not disclose or use confidential
24 information acquired in the course of the member's or
25 employee's official duties. For the purpose of this
26 rule, information disclosed in open session at a public
27 meeting and information that is a public record is not
28 confidential information.

29 d. Employment. A member or employee of the house
30 shall not accept employment, either directly or

Page 3

1 indirectly, from a political action committee. A
2 member of the house shall not act as a paid lobbyist
3 for any organization. However, this paragraph shall
4 not prohibit a member or employee of the house from
5 working for a candidate's committee, a political
6 party's action committee, or a political action
7 committee which does not expressly advocate the
8 nomination, election, or defeat of a candidate for
9 public office in this state or expressly advocate the
10 passage or defeat of a ballot issue in this state and
11 which is not interested in issues before the general
12 assembly.

13 For the purpose of this rule, a political action
14 committee means a committee, but not a candidate's
15 committee, which accepts contributions, makes
16 expenditures, or incurs indebtedness in the aggregate
17 of more than seven hundred fifty dollars in any one
18 calendar year to expressly advocate the nomination,
19 election, or defeat of a candidate for public office or
20 to expressly advocate the passage or defeat of a ballot
21 issue or for the purpose of influencing legislative
22 action.

23 e. Solicitation of employment as lobbyist. A
24 member or employee of the house shall not solicit
25 employment on behalf of the member or employee, or on
26 behalf of another legislator or employee, as a lobbyist
27 while the general assembly is in session.

28 f. Certain goods or services. A member or employee
29 of the house shall not solicit or obtain goods or

30 services from another person under circumstances where

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1 the member or employee knows or should know that the
2 goods or services are being offered or sold with the
3 intent to influence the member's or employee's conduct
4 in the performance of official duties. If a member
5 or employee of the house is afforded goods or services
6 by another person at a price that is not available to
7 other members or classes of members of the general
8 public or is afforded goods or services that are not
9 available to other members or classes of members
10 of the general public by another person where the
11 member or employee knows or should know that the other
12 person intends to influence the member's or employee's
13 official conduct, the member or employee shall not take
14 or purchase the goods or services.

15 3. APPEARANCE BEFORE STATE AGENCY. A member or
16 employee of the house may appear before a state agency
17 in any representation case but shall not act as a
18 lobbyist with respect to the passage, defeat, approval,
19 veto, or modification of any legislation, rule, or
20 executive order. Whenever a member or employee of
21 the house appears before a state agency, the member
22 or employee shall carefully avoid all conduct which
23 might in any way lead members of the general public
24 to conclude that the member or employee is using the
25 member's or employee's official position to further the
26 member's or employee's professional success or personal
27 financial interest.

28 4. CONFLICTS OF INTEREST. In order for the general
29 assembly to function effectively, members of the house
30 may be required to vote on bills and participate in

Page 5

1 committee work which will affect their employment and
2 other areas in which they may have a monetary interest.
3 Action on bills and committee work which furthers a
4 member's specific employment, specific investment, or
5 other specific interest, as opposed to the interests of
6 the public in general or the interests of a profession,
7 trade, business, or other class of persons, shall be
8 avoided. In making a decision relative to a member's
9 activity on particular bills or in committee work, the
10 following factors should be considered:

11 a. Whether a substantial threat to the member's
12 independence of judgment has been created by the
13 conflict situation.

14 b. The effect of the member's participation on
15 public confidence in the integrity of the general

16 assembly.

17 c. Whether the member's participation is likely to
18 have any significant effect on the disposition of the
19 matter.

20 d. The need for the member's particular
21 contribution, such as special knowledge of the subject
22 matter, to the effective functioning of the general
23 assembly.

24 If a member decides not to participate in committee
25 work or to abstain from voting because of a possible
26 conflict of interest, the member should disclose
27 this fact to the legislative body. The member shall
28 not vote on any question in which the member has an
29 economic interest that is distinguishable from the
30 interests of the general public or a substantial class

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1 of persons.

2 5. STATUTORY REQUIREMENTS. Members and employees
3 of the house shall comply with the requirements
4 contained in chapters 68B (Government Ethics and
5 Lobbying), 721 (Official Misconduct), and 722 (Bribery
6 and Corruption), and sections 2.18 (Contempt) and 711.4
7 (Extortion) of the Code.

8 6. CHARGE ACCOUNTS. Members and employees of the
9 house shall not charge any amount or item to a charge
10 account to be paid for by a lobbyist or any client of a
11 lobbyist.

12 7. TRAVEL EXPENSES. A member or employee of the
13 house shall not charge to the state of Iowa amounts
14 for travel and expenses unless the member or employee
15 actually has incurred those mileage and expense costs.
16 Members or employees shall not file the vouchers for
17 weekly mileage reimbursement required by section 2.10,
18 subsection 1 of the Code, unless the travel expense was
19 actually incurred.

20 A member or employee of the house shall not file
21 a claim for per diem compensation for a meeting of
22 an interim study committee or a visitation committee
23 unless the member or employee attended the meeting.
24 However, the speaker may waive this provision and allow
25 a claim to be filed if the member or employee attempted
26 to attend the meeting but was unable to do so because
27 of circumstances beyond the member's or employee's
28 control.

29 8. GIFTS ACCEPTED OR RECEIVED. Members and
30 employees of the house shall comply with the

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1 restrictions relating to the receipt or acceptance

2 of gifts contained in section 68B.22 of the Code.
3 The sponsor of a function under section 68B.22,
4 subsection 4, paragraph "s", shall electronically
5 file a registration with the chief clerk of the house
6 five days prior to the function disclosing the name of
7 the sponsor, and the date, time, and location of the
8 function. The sponsor shall also electronically file a
9 report of expenditures as required pursuant to section
10 68B.22, subsection 4, paragraph "s".

11 9. HONORARIA RESTRICTIONS. Members and employees
12 of the house shall comply with the restrictions
13 relating to the receipt of honoraria contained in
14 section 68B.23 of the Code.

15 10. DISCLOSURE REQUIRED. Each member of the
16 house and the chief clerk of the house shall file the
17 personal financial disclosure statements required under
18 section 68B.35 of the Code by February 15 of each year
19 for the prior calendar year.

20 11. SEXUAL HARASSMENT. Members and employees of
21 the house shall not engage in conduct which constitutes
22 sexual harassment as defined in section 19B.12 of
23 the Code or pursuant to the sexual harassment policy
24 adopted by the house committee on administration and
25 rules.

26 12. COMPLAINTS.

27 a. Filing of complaint. Complaints may be filed by
28 any person believing that a member or employee of the
29 house, a lobbyist, or a client of a lobbyist is guilty
30 of a violation of the house code of ethics, the ~~house~~

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1 joint rules governing lobbyists, or chapter 68B of the
2 Code.

3 b. Complaints by committee. The ethics committee
4 may initiate a complaint on its own motion. Committee
5 complaints may be initiated by the committee as a
6 result of a committee investigation or as a result of
7 receipt of any complaint or other information that does
8 not meet the requirements of these rules regarding the
9 form of a complaint but that contains allegations that
10 would form the basis for a valid complaint.

11 c. Form and contents of complaint. A complaint
12 shall be in writing.

13 Complaint forms shall be available from the chief
14 clerk of the house, but a complaint shall not be
15 rejected for failure to use the approved form if it
16 complies with the requirements of these rules. The
17 complaint shall contain a certification made by the
18 complainant, under penalty of perjury, that the facts
19 stated in the complaint are true to the best of the
20 complainant's knowledge.

21 To be valid, a complaint shall allege all of the
22 following:
23 (1) Facts, that if true, establish a violation of
24 a provision of chapter 68B of the Code, the house code
25 of ethics, or ~~house joint~~ rules governing lobbyists for
26 which penalties or other remedies are provided.
27 (2) That the conduct providing the basis for the
28 complaint occurred within three years of the filing of
29 the complaint.
30 (3) That the party charged with a violation is

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1 a party subject to the jurisdiction of the ethics
2 committee.
3 d. Confidentiality of complaint. The identity of
4 the parties and the contents of the complaint shall
5 be confidential until the time that the committee
6 chairperson and ranking member determine under
7 paragraph "f" that the complaint is sufficient as
8 to form, unless either the complainant or the party
9 charged in the complaint makes the identity of the
10 parties, or the information contained in the complaint,
11 public. The chief clerk of the house and the committee
12 chairperson and ranking member may communicate
13 confidentially with appropriate legislative staff
14 during any stage of the complaint process.
15 e. Notice of complaint. Upon receipt of the
16 complaint, the chief clerk of the house shall promptly
17 notify the chairperson and ranking member of the
18 ethics committee that a complaint has been filed and
19 provide both the chairperson and the ranking member
20 with copies of the complaint and any supporting
21 information. Within two working days, the chief clerk
22 shall send notice, either by personal delivery or by
23 certified mail, return receipt requested, to the person
24 or persons alleged to have committed the violation,
25 along with a copy of the complaint and any supporting
26 information. The notice to the accused person shall
27 contain a request that the person submit a written
28 response to the complaint within ten working days of
29 the date that the notice was sent by the chief clerk.
30 At the request of the accused person, the committee may

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1 extend the time for the response, not to exceed ten
2 additional calendar days. A response to a complaint
3 shall not be confidential.
4 f. Hearing regarding validity of complaint. The
5 committee chairperson and the ranking member shall
6 review the complaint and supporting information to

7 determine whether the complaint meets the requirements
8 as to form. If the complaint is deficient as to form,
9 the complaint shall be returned to the complainant
10 with instructions indicating the deficiency. If the
11 complaint is in writing, is sufficient as to form,
12 and contains the appropriate certification, as soon
13 as practicable, the chairperson shall call a meeting
14 of the committee to review the complaint to determine
15 whether the complaint meets the requirements for
16 validity and whether the committee should take action
17 on the complaint pursuant to paragraph "g" or whether
18 the committee should request that the chief justice
19 of the supreme court appoint an independent special
20 counsel to conduct an investigation to determine
21 whether probable cause exists to believe that a
22 violation of the house code of ethics, house joint
23 rules governing lobbyists, or chapter 68B of the Code,
24 has occurred. The sufficiency as to form determination
25 and the valid complaint requirements determination
26 shall be based solely upon the original complaint and
27 the response to the complaint. Additional documents
28 or responses shall not be filed by the parties or
29 otherwise considered by the committee prior to a
30 validity determination. The committee shall not

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1 receive or consider oral testimony in support of or
2 against a validity determination.
3 If the committee finds that a complaint does not
4 meet the content requirements for a valid complaint,
5 the committee shall dismiss the complaint and notify
6 both the complainant and the party alleged to have
7 committed the violation of the dismissal and the
8 reasons for dismissal. A dismissal for failure to meet
9 the formal requirements for the filing of a complaint
10 shall be without prejudice and the complainant may
11 refile the complaint at any time within three years
12 of the date that the alleged violation took place. If
13 the dismissal is based upon a failure to allege facts
14 and circumstances necessary for a valid complaint, the
15 dismissal shall be with prejudice and the party shall
16 not be permitted to file a complaint based upon the
17 same facts and circumstances.
18 g. Action on undisputed complaint. If the committee
19 determines a complaint is valid and determines no
20 dispute exists between the parties regarding the
21 material facts that establish a violation, the
22 committee may take action on the complaint under this
23 paragraph without requesting the appointment of an
24 independent special counsel.
25 The committee may do any of the following:

26 (1) Issue an admonishment to advise against the
27 conduct that formed the basis for the complaint and to
28 exercise care in the future.

29 (2) Issue an order to cease and desist the conduct
30 that formed the basis for the complaint.

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1 (3) Make a recommendation to the house that
2 the person subject to the complaint be censured or
3 reprimanded.

4 h. Request for appointment of independent special
5 counsel. If, after review of the complaint and any
6 response made by the party alleged to have committed
7 the violation, the committee determines that the
8 complaint meets the requirements for form and content
9 and the committee has not taken action under paragraph
10 "g", the committee shall request that the chief justice
11 of the supreme court appoint independent special
12 counsel to investigate the matter and determine whether
13 probable cause exists to believe that a violation of
14 chapter 68B of the Code, the house code of ethics, or
15 the ~~house joint~~ rules governing lobbyists has occurred.

16 i. Receipt of report of independent special counsel.
17 The report from the independent special counsel
18 regarding probable cause to proceed on a complaint
19 shall be filed with the chief clerk of the house.
20 Upon receipt of the report of the independent special
21 counsel, the chief clerk shall notify the chairperson
22 of the filing of the report and shall send copies of
23 the report to the members of the ethics committee. As
24 soon as practicable after the filing of the report, the
25 chairperson shall schedule a public meeting for review
26 of the report. The purpose of the public meeting
27 shall be to determine whether the complaint should be
28 dismissed, whether a formal hearing should be held on
29 the complaint, or whether other committee action is
30 appropriate. The complainant and the person alleged to

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1 have committed the violation shall be given notice of
2 the public meeting, shall have the right to be present
3 at the public meeting, and may, at the discretion
4 of the committee, present testimony in support of or
5 against the recommendations contained in the report.

6 If the committee determines that the matter should
7 be dismissed, the committee shall cause an order to
8 be entered dismissing the matter and notice of the
9 dismissal shall be given to the complainant and the
10 party alleged to have committed the violation. If
11 the committee determines that the complaint should be

12 scheduled for formal hearing, the committee shall issue
13 a charging statement which contains the charges and
14 supporting facts that are to be set for formal hearing
15 and notice shall be sent to the complainant and the
16 accused person.

17 The notice shall include a statement of the nature
18 of the charge or charges, a statement of the time and
19 place of hearing, a short and plain statement of the
20 facts asserted, and a statement of the rights of the
21 accused person at the hearing.

22 j. Formal hearing. Formal hearings shall be public
23 and conducted in the manner provided in section 68B.31,
24 subsection 8 of the Code. At a formal hearing the
25 accused shall have the right to be present and to
26 be heard in person and by counsel, to cross-examine
27 witnesses, and to present evidence. Members of
28 the committee shall also have the right to question
29 witnesses.

30 The committee may require, by subpoena or otherwise,

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1 the attendance and testimony of witnesses and the
2 production of such books, records, correspondence,
3 memoranda, papers, documents, and any other things it
4 deems necessary to the conduct of the inquiry.

5 Evidence at the formal hearing shall be received
6 in accordance with rules and procedures applicable to
7 contested cases under chapter 17A of the Code.

8 The committee chairperson, or the vice chairperson
9 or ranking member in the absence of the chairperson,
10 shall preside at the formal hearing and shall rule on
11 the admissibility of any evidence received. The ruling
12 of the chairperson may be overturned by a majority
13 vote of the committee. Independent special counsel
14 shall present the evidence in support of the charge
15 or charges. The burden shall be on the independent
16 special counsel to prove the charge or charges by
17 a preponderance of clear and convincing evidence.
18 Upon completion of the formal hearing, the committee
19 shall adopt written findings of fact and conclusions
20 concerning the merits of the charges and make its
21 report and recommendation to the house.

22 k. Disqualification of member. Members of the
23 committee may disqualify themselves from participating
24 in any investigation of the conduct of another person
25 upon submission of a written statement that the member
26 cannot render an impartial and unbiased decision
27 in a case. A member may also be disqualified by a
28 unanimous vote of the remaining eligible members of the
29 committee.

30 A member of the committee is ineligible to

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1 participate in committee meetings, as a member of the
2 committee, in any proceeding relating to the member's
3 own official conduct.

4 If a member of the committee is disqualified or
5 ineligible to act, the majority or minority leader who
6 appointed the member shall appoint a replacement member
7 to serve as a member of the committee during the period
8 of disqualification or ineligibility.

9 1. Recommendations by the committee. The committee
10 shall recommend to the house that the complaint be
11 dismissed, or that one or more of the following be
12 imposed:

13 (1) That the member or employee of the house
14 or lobbyist or client of a lobbyist be censured or
15 reprimanded, and the recommended appropriate form of
16 censure or reprimand be used.

17 (2) That the member of the house be suspended or
18 expelled from membership in the house and required
19 to forfeit the member's salary for that period, the
20 employee of the house be suspended or dismissed from
21 employment, or that the lobbyist's or lobbyist's
22 client's lobbying privileges be suspended.

23 13. COMMUNICATIONS WITH ETHICS COMMITTEE. After a
24 complaint has been filed or an investigation has been
25 initiated, a party to the complaint or investigation
26 shall not communicate, or cause another to communicate,
27 as to the merits of the complaint or investigation with
28 a member of the committee, except under the following
29 circumstances:

30 a. During the course of any meetings or other

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1 official proceedings of the committee regarding the
2 complaint or investigation.

3 b. In writing, if a copy of the writing is
4 delivered to the adverse party or the designated
5 representative for the adverse party.

6 c. Orally, if adequate prior notice of the
7 communication is given to the adverse party or the
8 designated representative for the adverse party.

9 d. As otherwise authorized by statute, the house
10 code of ethics, house joint rules governing lobbyists,
11 or vote of the committee.

12 14. PERMANENT RECORD. The chief clerk of the house
13 shall maintain a permanent record of all complaints
14 filed and any corresponding committee action. The
15 permanent record shall be prepared by the ethics
16 committee and shall contain the date the complaint was
17 filed, name and address of the complainant, name and

18 address of the accused person, a brief statement of the
 19 charges made, any evidence received by the committee,
 20 any transcripts or recordings of committee action, and
 21 ultimate disposition of the complaint. ~~The~~ Except as
 22 provided in rule 12, paragraph "d", the chief clerk
 23 shall keep each complaint confidential until public
 24 disclosure is made by the ethics committee.
 25 15. MEETING AUTHORIZATION. The house ethics
 26 committee is authorized to meet at the discretion of
 27 the committee chairperson in order to conduct hearings
 28 and other business that properly may come before it.
 29 If the committee submits a report seeking house action
 30 against a member or employee of the house or lobbyist

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1 after the second regular session of a general assembly
 2 has adjourned sine die, the report shall be submitted
 3 to and considered by the subsequent general assembly.
 4 16. ADVISORY OPINIONS.
 5 a. Requests for formal opinions. A request for a
 6 formal advisory opinion may be filed by any person who
 7 is subject to the authority of the ethics committee.
 8 The ethics committee may also issue a formal advisory
 9 opinion on its own motion, without having previously
 10 received a formal request for an opinion, on any issue
 11 that is within the jurisdiction of the committee.
 12 Requests shall be filed with either the chief clerk of
 13 the house or the chairperson of the ethics committee.
 14 b. Form and contents of requests. A request for
 15 a formal advisory opinion shall be in writing and
 16 may pertain to any subject matter that is related to
 17 application of the house code of ethics, the ~~house~~
 18 joint rules governing lobbyists, or chapter 68B of the
 19 Code to any person who is subject to the authority of
 20 the ethics committee. Requests shall contain one or
 21 more specific questions and shall relate either to
 22 future conduct or be stated in the hypothetical. A
 23 request for an advisory opinion shall not specifically
 24 name any individual or contain any other specific
 25 identifying information, unless the request relates
 26 to the requester's own conduct. However, any request
 27 may contain information which identifies the kind
 28 of individual who may be affected by the subject
 29 matter of the request. Examples of this latter kind
 30 of identifying information may include references to

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1 conduct of a category of individuals, such as but not
 2 limited to conduct of legislators, legislative staff,
 3 or lobbyists.

4 c. Confidentiality of formal requests and opinions.
 5 Requests for formal opinions are not confidential and
 6 any deliberations of the committee regarding a request
 7 for a formal opinion shall be public. Opinions issued
 8 in response to requests for formal opinions are not
 9 confidential, shall be in writing, and shall be placed
 10 on file in the office of the chief clerk of the house.
 11 Persons requesting formal opinions shall personally
 12 receive a copy of the written formal opinion that is
 13 issued in response to the request.

14 17. PERSONAL FINANCIAL DISCLOSURE FORM. The
 15 following form shall be used for disclosure of economic
 16 interests under these rules and section 68B.35 of the
 17 Code:

18 STATEMENT OF ECONOMIC INTERESTS
 19 Name: _____
 20 (Last) (First) (Middle Initial)
 21 Address: _____
 22 (Street Address, Apt.#/P.O. Box)
 23 _____
 24 (City)(State)(Zip)
 25 Phone:(Home)_____/_____-_____(Business)_____/_____-_____
 26 *****

27 This form is due each year on or before February 15.
 28 The reporting period is the most recently completed
 29 calendar year.

30 In completing Division III of this form, if your

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1 percentage of ownership of an asset is less than 100
 2 percent, multiply your percentage of ownership by the
 3 total revenue produced to determine if you have reached
 4 the \$1,000 threshold.

5 Do not report income received by your spouse or
 6 other family members.

7 In completing this form, if insufficient space is
 8 provided for your answer, you may attach additional
 9 information/answers on full-size sheets of paper.

10 Division I. Business, Occupation, or Profession.

11 List each business, occupation, or profession in
 12 which you are engaged, the nature of the business if
 13 not evident, and your position or job title. No income
 14 threshold or time requirement applies.

15 Examples:

16 If you are employed by an individual, state the name
 17 of the individual employer, the nature of the business,
 18 and your position.

19 If you are self-employed and are not incorporated
 20 or are not doing business under a particular business
 21 name, state that you are self-employed, the nature of
 22 the business, and your position.

23 If you own your own corporation, are employed by a
 24 corporation, or are doing business under a particular
 25 business name, state the name and nature of the
 26 business or corporation and your position.

27 1 _____
 28 2 _____
 29 3 _____
 30 4 _____

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1 5 _____
 2 6 _____

3 Division II. Commissions from Sales of Goods or
 4 Services to Political Subdivisions.

5 This part is to be completed only by Legislators.
 6 If you received income in the form of a commission
 7 from the sale of goods or services to a political
 8 subdivision, state the name of the purchasing political
 9 subdivision. The amount of commission earned is not
 10 required to be listed.

11 1 _____
 12 2 _____
 13 3 _____
 14 4 _____
 15 5 _____
 16 6 _____

17 Division III. Sources of Gross Income.

18 In each one of the following categories list each
 19 source which produces more than \$1,000 in annual gross
 20 income, if the revenue produced by the source was
 21 subject to federal or state income taxes last year.
 22 List the nature or type of each company, business,
 23 financial institution, corporation, partnership, or
 24 other entity which produces more than \$1,000 of annual
 25 gross income. Neither the amount of income produced
 26 nor value of the holding is required to be listed in
 27 any of the items.

28 A. Securities: State the nature of the business of
 29 any company in which you hold stock, bonds, or other
 30 pecuniary interests that generate more than \$1,000

Page 21

1 in annual gross income. Income generated by multiple
 2 holdings in a single company are deemed received from a
 3 single source.

4 _____
 5 _____
 6 _____
 7 _____
 8 _____

9 _____
 10 B. Instruments of Financial Institutions: State
 11 the types of institutions in which you hold financial
 12 instruments, such as certificates of deposit, savings
 13 accounts, etc., that produce annual gross income in
 14 excess of \$1,000, e.g., banks, savings and loans, or
 15 credit unions.
 16 _____
 17 _____
 18 _____
 19 _____
 20 _____
 21 _____
 22 C. Trusts: State the nature or type of any trust
 23 from which you receive more than \$1,000 of gross income
 24 annually.
 25 _____
 26 _____
 27 _____
 28 _____
 29 _____
 30 _____

Page 22

1 D. Real Estate: State the general nature of real
 2 estate interests that generate more than \$1,000 of
 3 gross income annually, e.g., residential leasehold
 4 interest or farm leasehold interest. The size or
 5 location of the property interest is not required to be
 6 listed.
 7 _____
 8 _____
 9 _____
 10 _____
 11 _____
 12 _____
 13 E. Retirement Systems: State the name of each
 14 pension plan or other corporation or company that pays
 15 you more than \$1,000 annually in retirement benefits.
 16 _____
 17 _____
 18 _____
 19 _____
 20 _____
 21 _____
 22 F. Other Income Categories Specified in State and
 23 Federal Income Tax Regulations.
 24 _____
 25 _____
 26 _____
 27 _____

28 _____
 29 _____
 30 (Signature of Filer) (Date) _____

The motion prevailed and the resolution was adopted.

ADOPTION OF HOUSE CONCURRENT RESOLUTION 4

Shaw of Pocahontas called up for consideration **House Concurrent Resolution 4**, as follows, and moved its adoption:

HOUSE CONCURRENT RESOLUTION 4
BY COMMITTEE ON ETHICS

1 A concurrent resolution relating to the joint rules
 2 governing lobbyists of the Senate and House of
 3 Representatives for the Eighty-fifth General
 4 Assembly.
 5 BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES, THE
 6 SENATE CONCURRING, That ~~Senate Resolution 4 and House~~
 7 ~~Resolution 12 are superseded by this resolution and~~
 8 ~~that~~ the joint rules governing lobbyists of the Senate
 9 and House of Representatives for the ~~Eighty-fourth~~
 10 Eighty-fifth General Assembly shall be as follows:

JOINT RULES GOVERNING LOBBYISTS

Rule 1

DEFINITIONS

14 As used in these rules, "client", "gift",
 15 "honoraria" or "honorarium", "immediate family member",
 16 and "lobbyist" have the meaning provided in chapter
 17 68B of the Code. As used in these rules, the term
 18 "political action committee" means a committee, but not
 19 a candidate's committee, which accepts contributions,
 20 makes expenditures, or incurs indebtedness in the
 21 aggregate of more than seven hundred fifty dollars
 22 in any one calendar year to expressly advocate the
 23 nomination, election, or defeat of a candidate for
 24 public office or to expressly advocate the passage or
 25 defeat of a ballot issue or influencing legislative
 26 action, or an association, lodge, society, cooperative,
 27 union, fraternity, sorority, educational institution,

Page 2

1 civic organization, labor organization, religious
 2 organization, or professional or other organization
 3 which makes contributions in the aggregate of more than
 4 seven hundred fifty dollars in any one calendar year
 5 to expressly advocate the nomination, election, or
 6 defeat of a candidate for public office or to expressly
 7 advocate the passage or defeat of a ballot issue or

8 influencing legislative action.

9 Rule 2

10 REGISTRATION REQUIRED

11 1. All lobbyists shall register with the chief
12 clerk of the house and secretary of the senate on or
13 before the day their lobbying activity begins. In
14 addition, the lobbyist shall file with the chief clerk
15 of the house and secretary of the senate a statement
16 of the general subjects of legislation in which the
17 lobbyist is or may be interested, and a declaration
18 of the numbers of the bills and resolutions and the
19 bill number of study bills, if known, which will be
20 lobbied, whether the lobbyist intends to lobby for or
21 against each bill, resolution, or study bill, if known,
22 and on whose behalf the lobbyist is lobbying the bill,
23 resolution, or study bill.

24 2. A declaration on a bill, resolution, or study
25 bill shall be filed prior to the lobbyist advocating
26 for or against the bill, resolution, or study bill
27 or stating that the lobbyist's client is undecided.
28 If such a prior declaration is impracticable, a
29 declaration shall be made within one working day
30 of the commencement of advocating for or against

Page 3

1 the bill, resolution, or study bill or stating that
2 the lobbyist's client is undecided. A change to a
3 declaration for a bill, resolution, or study bill shall
4 be filed within one working day of when the change
5 becomes effective.

6 3. Registration expires upon the commencement of
7 the next regular session of the general assembly,
8 except that the chief clerk of the house and secretary
9 of the senate may adopt and implement a reasonable
10 preregistration procedure in advance of each regular
11 session during which persons may register for that
12 session and the following legislative interim.

13 4. If a lobbyist's service on behalf of a
14 particular employer, client, or cause is concluded
15 prior to the end of the calendar year, the lobbyist may
16 cancel the registration on appropriate forms supplied
17 by the chief clerk of the house and the secretary
18 of the senate. Upon cancellation of registration, a
19 lobbyist is prohibited from engaging in any lobbying
20 activity on behalf of that particular employer, client,
21 or cause until reregistering and complying with these
22 rules. A lobbyist's registration is valid for only one
23 session of a general assembly.

24 5. If a registered lobbyist represents more than
25 one employer, client, or cause and the lobbyist's
26 services are concluded on behalf of a particular

27 employer, client, or cause after the lobbyist registers
 28 but before the first day of the next legislative
 29 session, the lobbyist shall file an amendment to the
 30 lobbyist's registration indicating which employer,

Page 4

1 client, or cause is no longer represented by the
 2 lobbyist and the date upon which the representation
 3 concluded.

4 6. If a lobbyist is retained by one or more
 5 additional employers, clients, or causes after the
 6 lobbyist registers but before the first day of the
 7 next legislative session, the lobbyist shall file an
 8 amendment to the lobbyist's registration indicating the
 9 employer, client, or cause to be added and the date
 10 upon which the representation begins.

11 7. Amendments to a lobbyist's registration
 12 regarding changes which occur during the time that the
 13 general assembly is in session shall be filed within
 14 one working day after the date upon which the change in
 15 the lobbyist's representation becomes effective.

16 Rule 3

17 ELECTRONIC FILING

18 A lobbyist or client of a lobbyist required to
 19 file information with the chief clerk of the house
 20 or the secretary of the senate is required to make
 21 such filings in an electronic format as directed by
 22 the chief clerk of the house and the secretary of the
 23 senate.

24 Rule 4

25 LOBBYIST'S CLIENT REPORTING

26 1. Each lobbyist's client shall file the reports
 27 required under section 68B.38 with the chief clerk of
 28 the house or the secretary of the senate.

29 2. For purposes of this rule, and the report
 30 required under section 68B.38, "lobbying purposes"

Page 5

1 include but are not limited to the following:
 2 a. Time spent by the lobbyist at the state capitol
 3 building commencing with the first day of a legislative
 4 session and ending with the day of final adjournment of
 5 each legislative session as indicated by the journals
 6 of the house and senate.
 7 b. Time spent by the lobbyist attending meetings or
 8 hearings which results in the lobbyist communicating
 9 with members of the general assembly or legislative
 10 employees about current or proposed legislation.
 11 c. Time spent by the lobbyist researching and
 12 drafting proposed legislation with the intent to submit

13 the legislation to a member of the general assembly or
 14 a legislative employee.
 15 d. Time spent by the lobbyist actually
 16 communicating with members of the general assembly
 17 and legislative employees about current or proposed
 18 legislation.

19 Rule 5

20 GOVERNMENT OFFICIALS - OPPOSITION LOBBYING

21 Federal, state, and local officials who wish to
 22 lobby in opposition to their departments, commissions,
 23 boards, or agencies must indicate such on their
 24 lobbyist registration statements.

25 Rule 6

26 PUBLIC ACCESS

27 All information filed by a lobbyist or a client
 28 of a lobbyist pursuant to chapter 68B of the Code is
 29 a public record and open to public inspection at any
 30 reasonable time.

Page 6

1 Rule 7

2 CHARGE ACCOUNTS

3 Lobbyists and clients of lobbyists shall not allow
 4 members to charge any amounts or items to a charge
 5 account to be paid for by those lobbyists or clients of
 6 lobbyists.

7 Rule 8

8 MEMBERSHIP CONTRIBUTIONS

9 A lobbyist or client of a lobbyist shall not
 10 pay for membership in or contributions to clubs or
 11 organizations on behalf of a member.

12 Rule 9

13 FEE OR BONUS PROHIBITED

14 A fee or bonus shall not be paid to any lobbyist
 15 with reference to any legislative action that is
 16 conditioned wholly or in part upon the results attained
 17 by the lobbyist.

18 Rule 10

19 OFFERS OF ECONOMIC OR INVESTMENT OPPORTUNITY

20 1. A lobbyist, an employer or client of a lobbyist,
 21 or a political action committee shall not offer
 22 economic or investment opportunity or promise of
 23 employment to any member with intent to influence
 24 conduct in the performance of official duties.

25 2. A lobbyist shall not take action intended to
 26 negatively affect the economic interests of a member.
 27 For purposes of this rule, supporting or opposing a
 28 candidate for office or supporting or opposing a bill,
 29 amendment, or resolution shall not be considered to
 30 be action intended to negatively affect the economic

Page 7

1 interests of a member.

2 Rule 11

3 PERSONAL OR FINANCIAL OBLIGATION

4 A lobbyist shall not do anything with the purpose of
5 placing a member under personal or financial obligation
6 to a lobbyist or a lobbyist's principal or agent.

7 Rule 12

8 ATTEMPTS TO CREATE ADDITIONAL EMPLOYMENT

9 A lobbyist shall not cause or influence the
10 introduction of any bill or amendment for the purpose
11 of being employed to secure its passage or defeat.

12 Rule 13

13 CAMPAIGN SUPPORT

14 A lobbyist shall not influence or attempt to
15 influence a member's actions by the promise of
16 financial support for the member's candidacy or threat
17 of financial support for an opposition candidate. A
18 lobbyist shall not make a campaign contribution to a
19 member or to a member's candidate's committee during
20 the time that the general assembly is in session.

21 Rule 14

22 COMMUNICATION WITH MEMBER'S EMPLOYER PROHIBITED

23 A lobbyist shall not communicate with a member's
24 employer for the purpose of influencing a vote of the
25 member.

26 Rule 15

27 EXCESS PAYMENTS

28 A lobbyist shall not pay or agree to pay to a member
29 a price, fee, compensation, or other consideration for
30 the sale or lease of any property or the furnishing of

Page 8

1 services which is substantially in excess of that which
2 other persons in the same business or profession would
3 charge in the ordinary course of business.

4 Rule 16

5 PROHIBITION AGAINST GIFTS

6 1. A lobbyist or client of a lobbyist shall not,
7 directly or indirectly, offer or make a gift or series
8 of gifts to any member or full-time permanent employee
9 of the house or senate or the immediate family members
10 of a member or full-time permanent employee of the
11 house or senate except as otherwise provided in section
12 68B.22 of the Code. A lobbyist or client of a lobbyist
13 who intends or plans to give a nonmonetary item, other
14 than food or drink consumed in the presence of the
15 donor, which does not have a readily ascertainable
16 value, to a member or full-time permanent employee of
17 the house or senate, prior to giving or sending the

18 item to the member or employee, shall seek approval
 19 of the item from the chief clerk of the house or the
 20 secretary of the senate, as applicable. A lobbyist or
 21 client of a lobbyist who seeks approval of an item from
 22 the chief clerk of the house or the secretary of the
 23 senate shall submit the item and evidence of the value
 24 of the item at the time that approval is requested.

25 2. A lobbyist shall inform each of the lobbyist's
 26 clients of the requirements of section 68B.22 of the
 27 Code and of the responsibility to seek approval prior
 28 to giving or sending a nonmonetary item which does not
 29 have a readily ascertainable value to a member or a
 30 full-time permanent employee of the house or senate.

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1 Rule 17

2 FINANCIAL TRANSACTIONS

3 1. A lobbyist shall not, directly or indirectly,
 4 make a loan to a member or to an employee of the house
 5 or senate.

6 2. A loan prohibited under this section does not
 7 include a loan made in the ordinary course of business
 8 of a lobbyist if the primary business of the lobbyist
 9 is something other than lobbying, if consideration of
 10 equal or greater value is received by the lobbyist,
 11 and if fair market value is given or received for the
 12 benefit conferred.

13 Rule 18

14 HONORARIA - RESTRICTIONS

15 A lobbyist or client of a lobbyist shall not pay
 16 an honorarium to a member or employee of the house or
 17 senate for a speaking engagement or other formal public
 18 appearance in the official capacity of the member or
 19 employee except as otherwise provided in section 68B.23
 20 of the Code.

21 Rule 19

22 COMPLAINTS

23 The procedures for complaints and enforcement of
 24 these rules shall be the same as those provided in the
 25 house or senate code of ethics.

26 Rule 20

27 PROCEDURES AND FORMS

28 The chief clerk of the house and the secretary of
 29 the senate, subject to the approval of the house or
 30 senate ethics committee, as applicable, shall prescribe

Page 10

1 procedures for compliance with these rules, and shall
 2 prepare forms for the filing of complaints and make
 3 them available to any person.

4 Rule 21

5 EFFECTIVE PERIOD

6 These rules governing lobbyists and clients of
 7 lobbyists shall be in effect throughout the calendar
 8 year, whether or not the general assembly is in
 9 session.

10 Rule 22

11 ADDITIONAL RULES

12 The senate and the house of representatives may
 13 adopt rules relating to the activities of lobbyists in
 14 the senate rules and house rules that supplement these
 15 joint rules.

The motion prevailed and the resolution was adopted.

ADOPTION OF HOUSE CONCURRENT RESOLUTION 5

Windschitl of Harrison called up for consideration **House Concurrent Resolution 5**, as follows, and moved its adoption:

HOUSE CONCURRENT RESOLUTION 5

BY COMMITTEE ON ADMINISTRATION AND RULES

1 A concurrent resolution relating to joint rules of
 2 the Senate and House of Representatives for the
 3 Eighty-fifth General Assembly.
 4 BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES, THE
 5 SENATE CONCURRING, That the joint rules of the Senate
 6 and House of Representatives for the ~~Eighty-fourth~~
 7 Eighty-fifth General Assembly shall be:

8 JOINT RULES OF THE SENATE AND HOUSE

9 Rule 1

10 Suspension of Joint Rules

11 The joint rules of the general assembly may be
 12 suspended by concurrent resolution, duly adopted by a
 13 constitutional majority of the senate and the house.

14 Rule 2

15 Designation of Sessions

16 Each regular session of a general assembly shall be
 17 designated by the year in which such regular session
 18 commences.

19 Rule 3

20 Sessions of a General Assembly

21 The election of officers, organization, hiring and
 22 compensation of employees, and standing committees in
 23 each house of the general assembly and action taken
 24 by each house shall carry over from the first to the
 25 second regular session and to any extraordinary session
 26 of the same general assembly. The status of each
 27 bill and resolution shall be the same at the beginning

Page 2

1 of each second session as it was immediately before
2 adjournment of the previous regular or extraordinary
3 session; however the rules of either house may provide
4 for re-referral of some or all bills and resolutions
5 to standing committees upon adjournment of each
6 session or at the beginning of a subsequent regular or
7 extraordinary session, except those which have been
8 adopted by both houses in different forms.

9 Upon final adoption of a concurrent resolution at
10 any extraordinary session affecting that session, or at
11 a regular session affecting any extraordinary session
12 which may be held before the next regular session,
13 the creation of any calendar by either house shall be
14 suspended and the business of the session shall consist
15 solely of those bills or subject matters stated in the
16 resolution adopted. Bills named in the resolution, or
17 bills containing the subject matter provided for in the
18 resolution, may, at any time, be called up for debate
19 in either house by the majority leader of that house.

20 Rule 3A

21 International Relations Protocol

22 The senate and the house of representatives shall
23 comply with the international relations protocol policy
24 adopted by the international relations committee of the
25 legislative council.

26 Rule 4

27 Presentation of Messages

28 All messages between the two houses shall be sent
29 and accepted, as soon as practicable, by the secretary
30 of the senate and the chief clerk of the house of

Page 3

1 representatives. The messages shall be communicated
2 to and received by the presiding officer of the other
3 house at the earliest appropriate time when that house
4 is in session.

5 Rule 5

6 Printing and Form of Bills and Other Documents

7 Bills and joint resolutions shall be introduced,
8 numbered, prepared, and printed as provided by
9 law, or in the absence of such law, in a manner
10 determined by the secretary of the senate and the
11 chief clerk of the house of representatives. Proposed
12 bills and resolutions which are not introduced but
13 are referred to committee shall be tracked in the
14 legislative computer system as are introduced bills
15 and resolutions. The referral of proposed bills
16 and resolutions to committee shall be entered in the
17 journal.

18 All bills and joint resolutions introduced shall be
 19 in a form and number approved by the secretary of the
 20 senate and chief clerk of the house.

21 The legal counsel's office of each house shall
 22 approve all bills before introduction.

23 Rule 6

24 Companion Bills

25 Identical bills introduced in one or both houses
 26 shall be called companion bills. Each house shall
 27 designate the sponsor in the usual way followed in
 28 parentheses by the sponsor of any companion bill or
 29 bills in the other house. The house where a companion
 30 bill is first introduced shall print the complete text.

Page 4

1 Rule 7

2 Reprinting of Bills

3 Whenever any bill has been substantially amended by
 4 either house, the secretary of the senate or the chief
 5 clerk of the house shall order the bill reprinted on
 6 paper of a different color. All adopted amendments
 7 shall be distinguishable.

8 The secretary of the senate or the chief clerk
 9 of the house may order the printing of a reasonable
 10 number of additional copies of any bill, resolution,
 11 amendment, or journal.

12 Rule 8

13 Daily Clip Sheet

14 The secretary of the senate and the chief clerk of
 15 the house shall prepare a daily clip sheet covering all
 16 amendments filed.

17 Rule 9

18 Reintroduction of Bills and Other Measures

19 A bill or resolution which has passed one house and
 20 is rejected in the other shall not be introduced again
 21 during that general assembly.

22 Rule 10

23 Certification of Bills and Other Enrollments

24 When any bill or resolution which has passed one
 25 house is rejected or adopted in the other, notice of
 26 such action and the date thereof shall be given to the
 27 house of origin in writing signed by the secretary of
 28 the senate or the chief clerk of the house.

29 Rule 11

30 Code Editor's Correction Bills

Page 5

1 A bill recommended by the Code editor which is
 2 passed out of committee to the floor for debate by a
 3 committee of the house or senate and which contains

4 Code corrections of a nonsubstantive nature shall
5 not be amended on the floor of either house except
6 pursuant to corrective or nonsubstantive amendments
7 filed by the judiciary committee of the senate or
8 the house. Such committee amendments, whether filed
9 at the time of initial committee passage of the bill
10 to the floor for debate or after rereferral to the
11 committee, shall not be incorporated into the bill in
12 the originating house but shall be filed separately.
13 Amendments filed from the floor to strike sections of
14 the bill or the committee amendments shall be in order.
15 Following amendment and passage by the second house,
16 only amendments filed from the floor which strike
17 sections of the amendment of the second house shall be
18 in order.
19 A bill recommended by the Code editor which is
20 passed out of committee to the floor for debate by a
21 committee of the house or senate and which contains
22 Code corrections beyond those of a nonsubstantive
23 nature shall not be amended on the floor of either
24 house except pursuant to amendments filed by the
25 judiciary committee of the senate or the house. Such
26 committee amendments, whether filed at the time of
27 initial committee passage of the bill to the floor for
28 debate or after rereferral to the committee, shall
29 not be incorporated into the bill in the originating
30 house but shall be filed separately. Such a bill shall

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1 be limited to corrections which: Adjust language to
2 reflect current practices, insert earlier omissions,
3 delete redundancies and inaccuracies, delete temporary
4 language, resolve inconsistencies and conflicts,
5 update ongoing provisions, and remove ambiguities.
6 Amendments filed from the floor to strike sections of
7 the bill or the committee amendments shall be in order.
8 Following amendment and passage by the second house,
9 only amendments filed from the floor which strike
10 sections of the amendment of the second house shall be
11 in order.
12 It is the intent of the house and the senate that
13 such bills be passed out of committee to the floor for
14 debate within the first four weeks of convening of a
15 legislative session.

16 Rule 12

17 Amendments by Other House

18 1. When a bill which originated in one house is
19 amended in the other house, the house originating
20 the bill may amend the amendment, concur in full in
21 the amendment, or refuse to concur in full in the
22 amendment. Precedence of motions shall be in that

23 order. The amendment of the other house shall not be
 24 ruled out of order based on a question of germaneness.
 25 a. If the house originating the bill concurs in the
 26 amendment, the bill shall then be immediately placed
 27 upon its final passage.
 28 b. If the house originating the bill refuses to
 29 concur in the amendment, the bill shall be returned to
 30 the amending house which shall either:

Page 7

1 (1) Recede, after which the bill shall be read for
 2 the last time and immediately placed upon its final
 3 passage; or
 4 (2) Insist, which will send the bill to a
 5 conference committee.
 6 c. If the house originating the bill amends the
 7 amendment, that house shall concur in the amendment
 8 as amended and the bill shall be immediately placed
 9 on final passage, and shall be returned to the other
 10 house. The other house cannot further amend the bill.
 11 (1) If the amending house which gave second
 12 consideration to the bill concurs in the amendment
 13 to the amendment, the bill shall then be immediately
 14 placed upon its final passage.
 15 (2) If the amending house refuses to concur in the
 16 amendment to the amendment, the bill shall be returned
 17 to the house originating the bill which shall either:
 18 (a) Recede, after which the bill shall be read for
 19 the last time as amended and immediately placed upon
 20 its final passage; or
 21 (b) Insist, which will send the bill to a
 22 conference committee.
 23 2. A motion to recede has precedence over a motion
 24 to insist. Failure to recede means to insist; and
 25 failure to insist means to recede.
 26 3. A motion to lay on the table or to indefinitely
 27 postpone shall be out of order with respect to motions
 28 to recede from or insist upon and to amendments to
 29 bills which have passed both houses.
 30 4. A motion to concur, refuse to concur, recede,

Page 8

1 insist, or adopt a conference committee report is in
 2 order even though the subject matter has previously
 3 been acted upon.
 4 Rule 13
 5 Conference Committee
 6 1. Within one legislative day after either house
 7 insists upon an amendment to a bill, the presiding
 8 officer of the house, after consultation with the

9 majority leader, shall appoint three majority party
10 members and, after consultation with the minority
11 leader, shall appoint two minority party members
12 to a conference committee. The majority leader of
13 the senate, after consultation with the president,
14 shall appoint three majority party members and,
15 after consultation with and approval by the minority
16 leader, shall appoint two minority party members to a
17 conference committee. The papers shall remain with the
18 house that originated the bill.

19 2. The conference committee shall meet before
20 the end of the next legislative day after their
21 appointment, shall select a chair and shall discuss the
22 controversy.

23 3. The authority of the first conference committee
24 shall cover only issues related to provisions of the
25 bill and amendments to the bill which were adopted
26 by either the senate or the house of representatives
27 and on which the senate and house of representatives
28 differed. If a conference committee report is not
29 acted upon because such action would violate this
30 subsection of this rule, the inaction on the report

Page 9

1 shall constitute refusal to adopt the conference
2 committee report and shall have the same effect as if
3 the conference committee had disagreed.

4 4. An agreement on recommendations must be approved
5 by a majority of the committee members from each house.
6 The committee shall submit two originals of the report
7 signed by a majority of the committee members of each
8 house with one signed original and three copies to be
9 submitted to each house. The report shall first be
10 acted upon in the house originating the bill. Such
11 action, including all papers, shall be immediately
12 referred by the secretary of the senate or the chief
13 clerk of the house of representatives to the other
14 house.

15 5. The report of agreement is debatable, but
16 cannot be amended. If the report contains recommended
17 amendments to the bill, adoption of the report shall
18 automatically adopt all amendments contained therein.
19 After the report is adopted, there shall be no more
20 debate, and the bill shall immediately be placed upon
21 its final passage.

22 6. Refusal of either house to adopt the conference
23 committee report has the same effect as if the
24 committee had disagreed.

25 7. If the conference committee fails to reach
26 agreement, a report of such failure signed by a
27 majority of the committee members of each house shall

28 be given promptly to each house. The bill shall
 29 be returned to the house that originated the bill,
 30 the members of the committee shall be immediately

Page 10

1 discharged, and a new conference committee appointed in
 2 the same manner as the first conference committee.
 3 8. The authority of a second or subsequent
 4 conference committee shall cover free conference during
 5 which the committee has authority to propose amendments
 6 to any portion of a bill provided the amendment is
 7 within the subject matter content of the bill as passed
 8 by the house of origin or as amended by the second
 9 house.

10 Rule 14

11 Enrollment and Authentication of Bills

12 A bill or resolution which has passed both houses
 13 shall be enrolled in the house of origin under the
 14 direction of either the secretary of the senate or the
 15 chief clerk of the house and its house of origin shall
 16 be certified by the endorsement of the secretary of the
 17 senate or the chief clerk of the house.

18 After enrollment, each bill shall be signed by the
 19 president of the senate and by the speaker of the
 20 house.

21 Rule 15

22 Concerning Other Enrollments

23 All resolutions and other matters which are to
 24 be presented to the governor for approval shall be
 25 enrolled, signed, and presented in the same manner as
 26 bills.

27 All resolutions and other matters which are not to
 28 be presented to the governor or the secretary of state
 29 shall be enrolled, signed, and retained permanently
 30 by the secretary of the senate or chief clerk of the

Page 11

1 house.

2 Rule 16

3 Transmission of Bills to the Governor

4 After a bill has been signed in each house, it shall
 5 be presented by the house of origin to the governor by
 6 either the secretary of the senate or the chief clerk
 7 of the house. The secretary or the chief clerk shall
 8 report the date of the presentation, which shall be
 9 entered upon the journal of the house of origin.

10 Rule 17

11 Fiscal Notes

12 A fiscal note shall be attached to any bill or joint
 13 resolution which reasonably could have an annual effect

14 of at least one hundred thousand dollars or a combined
15 total effect within five years after enactment of
16 five hundred thousand dollars or more on the aggregate
17 revenues, expenditures, or fiscal liability of the
18 state or its subdivisions. This rule does not apply
19 to appropriation and ways and means measures where the
20 total effect is stated in dollar amounts.

21 Each fiscal note shall state in dollars the
22 estimated effect of the bill on the revenues,
23 expenditures, and fiscal liability of the state or
24 its subdivisions during the first five years after
25 enactment. The information shall specifically note
26 the fiscal impact for the first two years following
27 enactment and the anticipated impact for the succeeding
28 three years. The fiscal note shall specify the source
29 of the information. Sources of funds for expenditures
30 under the bill shall be stated, including federal

Page 12

1 funds. If an accurate estimate cannot be made, the
2 fiscal note shall state the best available estimate or
3 shall state that no dollar estimate can be made and
4 state concisely the reason.

5 The preliminary determination of whether the bill
6 appears to require a fiscal note shall be made by
7 the legal services staff of the legislative services
8 agency. Unless the requestor specifies the request is
9 to be confidential, upon completion of the bill draft,
10 the legal services staff shall immediately send a copy
11 to the fiscal services director for review.

12 When a committee reports a bill to the floor, the
13 committee shall state in the report whether a fiscal
14 note is or is not required.

15 The fiscal services director or the director's
16 designee shall review all bills placed on the senate
17 or house calendars to determine whether the bills are
18 subject to this rule.

19 Additionally, a legislator may request the
20 preparation of a fiscal note by the fiscal services
21 staff for any bill or joint resolution introduced which
22 reasonably could be subject to this rule.

23 The fiscal services director or the director's
24 designee shall cause to be prepared and shall approve
25 a fiscal note within a reasonable time after receiving
26 a request or determining that a bill is subject to
27 this rule. All fiscal notes approved by the fiscal
28 services director shall be transmitted immediately to
29 the secretary of the senate or the chief clerk of the
30 house, after notifying the sponsor of the bill that a

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1 fiscal note has been prepared, for publication in the
2 daily clip sheet. The secretary of the senate or chief
3 clerk of the house shall attach the fiscal note to the
4 bill as soon as it is available.

5 The fiscal services director may request the
6 cooperation of any state department or agency in
7 preparing a fiscal note.

8 A revised fiscal note may be requested by a
9 legislator if the fiscal effect of the bill has been
10 changed by adoption of an amendment. However, a
11 request for a revised fiscal note shall not delay
12 action on a bill unless so ordered by the presiding
13 officer of the house in which the bill is under
14 consideration.

15 If a date for adjournment has been set, then a
16 constitutional majority of the house in which the
17 bill is under consideration may waive the fiscal note
18 requirement during the three days prior to the date set
19 for adjournment.

20 Rule 18

21 Legislative Interns

22 Legislators may arrange student internships during
23 the legislative session with Iowa college, university,
24 or law school students, for which the students may
25 receive college credit at the discretion of their
26 schools. Each legislator is allowed only one intern
27 at a time per legislative session, and all interns must
28 be registered with the offices of the secretary of the
29 senate and the chief clerk of the house.

30 The purpose of the legislative intern program shall

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1 be: to provide useful staff services to legislators
2 not otherwise provided by the general assembly; to give
3 interested college, graduate, and law school students
4 practical experience in the legislative process as well
5 as providing a meaningful educational experience; and
6 to enrich the curriculum of participating colleges and
7 universities.

8 The secretary of the senate and the chief clerk of
9 the house or their designees shall have the following
10 responsibilities as regards the legislative intern
11 program:

12 1. Identify a supervising faculty member at each
13 participating institution who shall be responsible
14 for authorizing students to participate in the intern
15 program.

16 2. Provide legislators with a list of participating
17 institutions and the names of supervising professors to

18 contact if interested in arranging for an intern.
 19 3. Provide interns with name badges which will
 20 allow them access to the floor of either house when
 21 required to be present by the legislators for whom they
 22 work.
 23 4. Provide orientation materials to interns prior
 24 to the convening of each session.

25 Rule 19

26 Administrative Rules Review Committee Bills and Rule
 27 Referrals
 28 A bill which relates to departmental rules and
 29 which is approved by the administrative rules review
 30 committee by a majority of the committee's members

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1 of each house is eligible for introduction in either
 2 house at any time and must be referred to a standing
 3 committee, which must take action on the bill within
 4 three weeks of referral, except bills referred to
 5 appropriations and ways and means committees.
 6 If, on or after July 1, 1999, the administrative
 7 rules review committee delays the effective date of a
 8 rule until the adjournment of the next regular session
 9 of the general assembly and the speaker of the house
 10 or the president of the senate refers the rule to a
 11 standing committee, the standing committee shall review
 12 the rule within twenty-one days of the referral and
 13 shall take formal committee action by sponsoring a
 14 joint resolution to disapprove the rule, by proposing
 15 legislation relating to the rule, or by refusing to
 16 propose a joint resolution or legislation concerning
 17 the rule. The standing committee shall inform the
 18 administrative rules review committee of the committee
 19 action taken concerning the rule.

20 Rule 20

21 Time of Committee Passage and Consideration of Bills
 22 1. This rule does not apply to concurrent or
 23 simple resolutions, joint resolutions nullifying
 24 administrative rules, senate confirmations, bills
 25 embodying redistricting plans prepared by the
 26 legislative services agency pursuant to chapter
 27 42, or bills passed by both houses in different
 28 forms. Subsection 2 of this rule does not apply to
 29 appropriations bills, ways and means bills, government
 30 oversight bills, legalizing acts, administrative

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1 rules review committee bills, bills sponsored by
 2 standing committees in response to a referral from
 3 the president of the senate or the speaker of the

4 house of representatives relating to an administrative
5 rule whose effective date has been delayed until the
6 adjournment of the next regular session of the general
7 assembly by the administrative rules review committee,
8 bills cosponsored by majority and minority floor
9 leaders of one house, bills in conference committee,
10 and companion bills sponsored by the majority floor
11 leaders of both houses after consultation with the
12 respective minority floor leaders. For the purposes of
13 this rule, a joint resolution is considered as a bill.
14 To be considered an appropriations, ways and means,
15 or government oversight bill for the purposes of this
16 rule, the appropriations committee, the ways and means
17 committee, or the government oversight committee must
18 either be the sponsor of the bill or the committee of
19 first referral in the originating house.
20 2. To be placed on the calendar in the house of
21 origin, a bill must be first reported out of a standing
22 committee by Friday of the 8th week of the first
23 session and the 8th week of the second session. To be
24 placed on the calendar in the other house, a bill must
25 be first reported out of a standing committee by Friday
26 of the 12th week of the first session and the 11th week
27 of the second session.
28 3. During the 10th week of the first session and
29 the 9th week of the second session, each house shall
30 consider only bills originating in that house and

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1 unfinished business. During the 13th week of the
2 first session and the 12th week of the second session,
3 each house shall consider only bills originating in
4 the other house and unfinished business. Beginning
5 with the 14th week of the first session and the 13th
6 week of the second session, each house shall consider
7 only bills passed by both houses, bills exempt from
8 subsection 2, and unfinished business.
9 4. A motion to reconsider filed and not disposed
10 of on an action taken on a bill or resolution which is
11 subject to a deadline under this rule may be called up
12 at any time before or after the day of the deadline by
13 the person filing the motion or after the deadline by
14 the majority floor leader, notwithstanding any other
15 rule to the contrary.

16 Rule 21
17 Resolutions

18 1. A "concurrent resolution" is A resolution to
19 be adopted by both houses of the general assembly
20 which expresses the sentiment of the general assembly
21 or deals with temporary legislative matters. It
22 may authorize the expenditure, for any legislative

23 purpose, of funds appropriated to the general assembly.
24 A concurrent resolution is not limited to, but may
25 provide for a joint convention of the general assembly,
26 adjournment or recess of the general assembly, or
27 requests to a state agency or to the general assembly
28 or a committee. A concurrent resolution requires
29 the affirmative vote of a majority of the senators or
30 representatives present and voting unless otherwise

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1 specified by statute. A concurrent resolution does
2 not require the governor's approval unless otherwise
3 specified by statute. A concurrent resolution shall
4 be filed with the secretary of the senate or the chief
5 clerk of the house. A concurrent resolution shall be
6 printed in the bound journal after its adoption.
7 2. A "joint resolution" is A resolution which
8 requires for approval the affirmative vote of a
9 constitutional majority of each house of the general
10 assembly. A joint resolution which appropriates funds
11 or enacts temporary laws must contain the clause "Be It
12 Enacted by the General Assembly of the State of Iowa:",
13 is equivalent to a bill, and must be transmitted to
14 the governor for approval. A joint resolution which
15 proposes amendments to the Constitution of the State
16 of Iowa, ratifies amendments to the Constitution of
17 the United States, proposes a request to Congress
18 or an agency of the government of the United States
19 of America, proposes to Congress an amendment to the
20 Constitution of the United States of America, nullifies
21 an administrative rule, or creates a special commission
22 or committee must contain the clause "Be It Resolved by
23 the General Assembly of the State of Iowa:" and shall
24 not be transmitted to the governor. A joint resolution
25 shall not amend a statute in the Code of Iowa.

26 Rule 22

27 Nullification Resolutions

28 A "nullification resolution" is a joint resolution
29 which nullifies all of an administrative rule, or
30 a severable item of an administrative rule adopted

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1 pursuant to chapter 17A of the Code. A nullification
2 resolution shall not amend an administrative rule by
3 adding language or by inserting new language in lieu of
4 existing language.
5 A nullification resolution is debatable, but cannot
6 be amended on the floor of the house or senate. The
7 effective date of a nullification resolution shall
8 be stated in the resolution. Any motions filed to

9 reconsider adoption of a nullification resolution
10 must be disposed of within one legislative day of the
11 filing.

12 Rule 23

13 Consideration of Vetoes

14 1. The senate and house calendar shall include a
15 list known as the "Veto Calendar." The veto calendar
16 shall consist of:

17 a. Bills returned to that house by the governor
18 in accordance with Article III, section 16 of the
19 Constitution of the State of Iowa.

20 b. Appropriations items returned to that house by
21 the governor in accordance with Article III, section 16
22 of the Constitution of the State of Iowa.

23 c. Bills and appropriations items received from the
24 other house after that house has voted to override a
25 veto of them by the governor.

26 2. Vetoes bills and appropriations items shall
27 automatically be placed on the veto calendar upon
28 receipt. Vetoes bills and appropriations items shall
29 not be referred to committee.

30 3. Upon first publication in the veto calendar, the

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1 senate majority leader or the house majority leader
2 may call up a vetoed bill or appropriations item at any
3 time.

4 4. The affirmative vote of two-thirds of the
5 members of the body by record roll call is required on
6 a motion to override an executive veto or item veto.

7 5. A motion to override an executive veto or item
8 veto is debatable. A vetoed bill or appropriation item
9 cannot be amended in this case.

10 6. The vote by which a motion to override an
11 executive veto or item veto passes or fails to pass
12 either house is not subject to reconsideration under
13 senate rule 24 or house rule 73.

14 7. The secretary of the senate or the chief clerk
15 of the house shall immediately notify the other house
16 of the adoption or rejection of a motion to override an
17 executive veto or item veto.

18 8. All bills and appropriations items on the veto
19 calendar shall be disposed of before adjournment sine
20 die, unless the house having a bill or appropriation
21 item before it declines to do so by unanimous consent.

22 9. Bills and appropriations items on the veto
23 calendar are exempt from deadlines imposed by joint
24 rule 20.

25 Rule 24

26 Special Rules Regarding Redistricting for 2010

27 1. If, pursuant to chapter 42, either the senate or

28 the house of representatives rejects a redistricting
29 plan submitted by the legislative services agency, the
30 house rejecting the plan shall convey the reasons for

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1 the rejection of the plan to the legislative services
2 agency by resolution.
3 2. If, pursuant to chapter 42, the legislative
4 services agency submits a third redistricting plan
5 as provided by law, the senate and the house of
6 representatives, when considering a bill embodying the
7 third plan, shall be allowed to accept for filing as
8 amendments only such amendments which constitute the
9 total text of a congressional plan without striking
10 a legislative redistricting plan, the total text of
11 a legislative redistricting plan without striking a
12 congressional plan, or the combined total text of a
13 congressional plan and a legislative redistricting
14 plan, and nonsubstantive, technical corrections to the
15 text of any such bills or amendments.

The motion prevailed and the resolution was adopted.

ADOPTION OF HOUSE RESOLUTION 7

Windschitl of Harrison called up for consideration **House
Resolution 7**, as follows, and moved its adoption:

HOUSE RESOLUTION 7

BY COMMITTEE ON ADMINISTRATION AND RULES

1 A resolution relating to permanent rules of the House
2 of Representatives for the Eighty-fifth General
3 Assembly.
4 BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES, That
5 the permanent rules of the House for the ~~eighty fourth~~
6 ~~general assembly~~ Eighty-fifth General Assembly be as
7 follows:

8 DIVISION I - GENERAL RULES

9 Rule 1

10 Call to Order and Order of Business
11 The speaker shall take the chair at the hour to
12 which the house has adjourned, and shall immediately
13 call the house to order, correct the journal of the
14 previous day's proceedings, and proceed to other
15 business, including, but not limited to, introduction
16 of bills, reports, messages, communications, business
17 pending at adjournment, announcements, resolutions
18 and bills on their passage, and points of personal
19 privilege.

20 Rule 2

21 Quorum Call and Time of Convening

22 The house shall convene each Monday at 1:00 p.m.
 23 and at 8:30 a.m. on all other legislative days, unless
 24 otherwise ordered. The time of convening shall be
 25 recorded in the journal. The house shall not convene
 26 on Sunday during a regular or special session.

27 The speaker or a member may request a roll call to

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1 determine if a quorum is present.

2 Rule 3

3 Absences from the House

4 No member shall be absent without leave while the
 5 house is in session unless excused for good cause.

6 Rule 4

7 Preservation of Order

8 The speaker shall preserve order and decorum and
 9 speak to points of order. Subject to an appeal to the
 10 house by any member, the speaker shall decide questions
 11 of order which shall not be debated.

12 The speaker may have the chamber of the house
 13 cleared in case of any disturbance or disorderly
 14 conduct.

15 Only past legislators, state officials, persons
 16 whose presence is deemed by the speaker to be of
 17 special significance to the house, and school classes
 18 accompanied by teachers and seated in the galleries
 19 shall be introduced in the house.

20 No person other than a member of the house shall be
 21 allowed to speak from the floor of the house without
 22 prior permission of the speaker.

23 The public may take photographs from the galleries
 24 at any time. However, the use of flash bulbs or any
 25 other artificial lighting is prohibited.

26 Members of the press may photograph from the press
 27 box, but shall not use artificial lighting without
 28 prior permission from the chief clerk of the house.
 29 Photographs shall not be taken on the house floor when
 30 the members are voting on a question put before the

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1 house. Photographs or video recordings of the voting
 2 boards shall not be taken while a nonrecord roll call
 3 vote is displayed. Photographs may be taken on the
 4 house floor at other times with the consent of the
 5 subject or subjects of the photography.

6 Rule 4A

7 Use of Electronic Devices and Video Streaming in
 8 Chamber

9 1. A person present in the house chamber while the
 10 house is in order shall mute any cell phone, computer,
 11 or other electronic device under the person's control.
 12 The speaker may remove from the chamber any person
 13 acting in violation of this rule.

14 2. A member shall not use a cell phone or other
 15 electronic device to audibly transmit or receive
 16 communications while recognized by the presiding
 17 officer to speak in debate.

18 3. The speaker shall control the time, place,
 19 and manner of use of the house's internet video
 20 streaming system on the floor of the house and in the
 21 visitors' galleries. However, the speaker shall not
 22 edit, censor, or shut off the house's internet video
 23 streaming system during debate on the floor of the
 24 house.

25 Rule 5

26 Rules of Parliamentary Practice

27 The rules of parliamentary practice in Mason's
 28 Manual of Legislative Procedure shall govern the house
 29 in all cases where they are not inconsistent with the
 30 standing rules of the house, joint rules of the house

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1 and senate, or customary practice of the house.

2 Rule 5A

3 House Budget

4 The speaker of the house shall annually prepare a
 5 proposed budget for the house of representatives for
 6 the payment of expenses, salaries, per diems, and other
 7 items. The proposed budget shall be submitted on the
 8 fourteenth day of each legislative session to the house
 9 administration and rules committee, which shall approve
 10 a proposed budget in house resolution form. The house
 11 shall adopt a budget prior to adjournment.

12 Rule 6

13 The Speaker Pro Tempore

14 The house shall, at its pleasure, elect a speaker
 15 pro tempore. When the speaker shall for any cause be
 16 absent, the speaker pro tempore shall preside, except
 17 when the chair is filled by appointment by either
 18 the speaker or the speaker pro tempore. If a vacancy
 19 occurs in the office of speaker, the speaker pro
 20 tempore shall assume the duties and responsibilities
 21 of the speaker until such time as the house shall elect
 22 a new speaker. The speaker or the speaker pro tempore
 23 shall have the right to name any member to perform the
 24 duties of speaker, but such substitution shall not
 25 extend beyond the adjournment. The acts of the speaker
 26 pro tempore shall have the same validity as those of
 27 the speaker. In the absence of both the speaker and

28 the speaker pro tempore, the house shall name a speaker
 29 who shall preside over it and perform all the duties of
 30 the speaker with the exception of signing bills, until

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1 such time as the speaker or speaker pro tempore shall
 2 be present, and the person's acts shall have the same
 3 force and validity as those of the regularly elected
 4 speaker.

5 Rule 7

6 Amendment of Rules

7 A motion to change or rescind a standing rule or
 8 order of the house requires one day's notice.

9 Rule 8

10 Violation of House Rules

11 The speaker shall, or any member may, call to order
 12 a member who violates the rules of the house. With
 13 leave of the house, the member called to order may be
 14 permitted to explain. If the case requires it, the
 15 member shall be subject to censure of the house.

16 Rule 9

17 Referral of Rule Violations

18 The speaker shall, upon complaint of a member,
 19 or upon the speaker's own motion, refer any alleged
 20 violation of house or joint rules by house members,
 21 employees or staff to the house ethics committee upon
 22 an initial finding that an investigation is warranted.

23 The ethics committee shall investigate such
 24 allegations and report them back to the house with a
 25 recommendation.

26 Rule 10

27 Recognition and Decorum in Debate

28 A member who wishes to speak in debate shall be
 29 appropriately attired, with male members wearing coat
 30 or tie. After recognition by the chair, a member

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1 shall respectfully address the presiding officer
 2 by saying "Mr. or Madam Speaker". A member shall
 3 confine all remarks to the question under debate,
 4 shall be respectful of other members, and shall avoid
 5 referencing or questioning the motives of another
 6 member.

7 Rule 11

8 Limit on Debate

9 No member shall speak more than once on the same
 10 question without leave of the speaker, nor more than
 11 twice until every member choosing to speak has spoken,
 12 except as provided in Rule 81. A member shall be
 13 limited to ten minutes debate on bills, resolutions,

14 and amendments, but may be granted an extension of time
15 by consent of the house. However, the floor manager
16 of a bill or resolution and the lead sponsor of an
17 amendment may exceed the ten-minute limit on opening
18 and closing remarks.

19 Rule 12

20 Decorum During Debate

21 No member shall leave the house while the speaker
22 is putting a question. No one shall pass between the
23 speaker and a member who is speaking or two members who
24 have been recognized by the speaker.

25 Rule 13

26 Stating the Question

27 When a motion is made, it shall be stated by the
28 speaker. A motion made in writing shall be passed to
29 the speaker's station before it is debated.

30 Rule 14

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1 Putting the Question

2 Questions shall be distinctly put in this form:

3 "All those in favor of (the question) shall say 'aye';"
4 and after the affirmative voice is expressed, "All
5 those opposed to (the question) shall say 'no'."

6 If the speaker is in doubt or a member of the house
7 requests, a nonrecord roll call vote shall be taken.

8 DIVISION II - EMPLOYEES OF THE HOUSE

9 Rule 15

10 Chief Clerk of the House

11 The chief clerk of the house shall serve as
12 parliamentarian and chief administrative officer of the
13 house under the direction of the speaker of the house.
14 The chief clerk shall supervise the chief clerk's
15 office; be responsible for the custody and safekeeping
16 of all bills, resolutions, and amendments filed,
17 except when they are in the custody of a committee;
18 have charge of the daily journal; have control of all
19 rooms assigned for the use of the house; attest to the
20 accuracy and correctness of text and action on bills
21 and resolutions; process the handling of amendments
22 when filed and during the floor consideration of bills;
23 insert adopted amendments into bills before transmittal
24 to the senate and prior to final enrollment; supervise
25 legislative printing and the distribution of printed
26 material; and perform all other duties pertaining to
27 the office of the chief clerk.

28 Rule 16

29 Legislative and Session Days

30 For purposes of these rules, a legislative day is a

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1 day when the house is called to order. A legislative
 2 day that runs past midnight is not considered a new
 3 legislative day. A session day is any calendar day
 4 beginning with the convening of the annual regular
 5 session and ending with adjournment sine die.

6 Rule 17

7 Sergeant-At-Arms

8 The sergeant-at-arms shall execute all orders of
 9 the house and the presiding officer; perform all
 10 assigned duties related to the policing and good order
 11 of the house; supervise the entrance and exit of all
 12 persons to and from the chamber; promptly execute all
 13 messages, etc.; provide that the chamber is properly
 14 ventilated and open for the use of the members; and
 15 perform all other services pertaining to the office of
 16 sergeant-at-arms.

17 Rule 18

18 Secretaries

19 Each member may hire a secretary for the legislative
 20 session who shall be under the general direction of the
 21 member and the chief clerk. Secretaries shall be on
 22 duty at the house from 8:00 a.m. to 4:30 p.m. Monday
 23 through Thursday and on other legislative days when
 24 required by the chief clerk, except when excused by the
 25 member for whom the secretary works. Secretaries shall
 26 perform such duties as may be assigned to them by the
 27 member or the chief clerk.

28 Rule 19

29 Extra Compensation of Employees

30 No employee shall receive any extra compensation,

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1 except as provided by the house, or tips for services
 2 performed while on duty. Any violation of this rule
 3 shall be grounds for removal.

4 DIVISION III - VISITORS AND LOBBYISTS

5 Rule 20

6 Admission to the House; Lobbying

7 The chamber of the house shall include the
 8 vestibule, restrooms, bill room, lounge, visitors'
 9 galleries, and floor of the house.

10 The floor of the house shall consist of the
 11 area between the north and south walls, including
 12 the representatives' desks, the press box, and the
 13 speaker's station, but excluding the visitors'
 14 galleries.

15 During a legislative day while the house is in
 16 order, no member of the general assembly or legislative
 17 employee or intern shall be admitted to the floor of

18 the house if attired in jeans of any color without
19 leave of the speaker.
20 During a legislative day while the house is in
21 order, and one-half hour before the house convenes and
22 one-half hour after the house recesses or adjourns,
23 no person shall be admitted to the floor of the house
24 except:
25 1. Members of the general assembly and authorized
26 legislative employees in the performance of their
27 duties.
28 2. Former members of the general assembly who are
29 not registered lobbyists.
30 3. A general assembly member's family.

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1 4. Representatives of the press, radio, and
2 television who shall go directly to and from the press
3 box.
4 5. Legislative interns registered with the chief
5 clerk who shall go directly to and from the seat of
6 their assigned representative or to be seated in the
7 perimeter seating area.
8 6. Designated representatives of a political party
9 having members serving in the house.
10 7. Members of the state executive council, the
11 lieutenant governor, the attorney general, the
12 governor's executive assistants and administrative
13 assistants, and the administrative rules coordinator,
14 all of whom shall be confined to the perimeter area.
15 The current status of former members of the general
16 assembly shall govern their access to the floor under
17 these rules.
18 No other persons shall be allowed on the house floor
19 while the house is in order without permission of the
20 presiding officer of the house. When the house is not
21 in order, guests of a member of the general assembly
22 escorted by that member shall be allowed on the house
23 floor.
24 No person admitted to the floor of the house while
25 the house is in order, except members of the general
26 assembly, shall lobby or attempt to exercise any
27 influence with any member for or against any matter
28 then pending or that may thereafter be considered by
29 the house.
30 A registered lobbyist shall not be admitted to

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1 the floor of the house on any legislative day except
2 for ceremonial purposes or for attendance at public
3 hearings.

4 A lobbyist who represents the position of a state
5 government agency, in which the person serves or is
6 employed as the designated representative for purposes
7 of encouraging the passage or defeat of legislation,
8 shall file with the chief clerk of the house a
9 statement of the general subjects of legislation in
10 which the lobbyist is or may be interested, but shall
11 not lobby for or against a bill, resolution, or study
12 bill unless the lobbyist does so with the written
13 authorization and on behalf of a statewide elected
14 or retained official. The official's writing may
15 authorize the lobbyist to register and lobby for or
16 against any or all bills in which the lobbyist is
17 or may be interested or may restrict the lobbyist
18 to register and lobby for or against only some bills
19 in which the lobbyist is or may be interested. The
20 written authorizations shall be filed with the chief
21 clerk, according to a procedure established by the
22 clerk for the filing of the authorizations and for
23 making them available to the public, by the following
24 statewide elected or retained official for the
25 following offices, departments, agencies, and branch:
26 By the attorney general, auditor of state, secretary
27 of state, and treasurer of state, for their respective
28 offices.
29 By the secretary of agriculture, for the department
30 of agriculture and land stewardship.

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1 By the chairperson of the ethics and campaign
2 disclosure board, for the executive director, legal
3 counsel, and other employees of the board.
4 By the governor, for all other executive branch
5 offices and departments.
6 By the chief justice of the supreme court, for the
7 judicial branch.
8 Each member, employee of the house, and registered
9 lobbyist may report violations of this rule immediately
10 to the sergeant-at-arms or the chief clerk.
11 Any person for cause may be summarily dismissed
12 from the chamber of the house, by action of the house,
13 and may forfeit that person's right to admission
14 thereafter.

15 Rule 20A
16 Legislative Interns

17 A member may appoint one or more interns who shall
18 register with the chief clerk. Only one legislative
19 intern per member of the house is allowed on the floor
20 of the house at any one time.

21 Rule 21
22 Distribution of Literature and Other Items

23 No person except a member or employee of the house
24 of representatives shall distribute or cause to be
25 distributed any pamphlets, material, or other printed
26 literature, or any other items to the members' desks
27 in the house without authorization. An employee
28 of the house shall generally distribute or cause
29 to be distributed such literature or items only on
30 behalf of the employee's office or staff. Items which

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1 are permissible gifts under chapter 68B of the Code
2 may be distributed to the members' desks with the
3 authorization of the chief clerk.

4 All copies of pamphlets, material, or printed
5 literature distributed by a member or employee of the
6 house of representatives shall bear the name of the
7 member or employee's office or staff.

8 Other distributions of pamphlets, material, or
9 other printed literature shall bear their source of
10 origin and be distributed through the legislative
11 post office or to the members' desks by completing
12 a form containing a member's or the chief clerk's
13 authorization, with the authorization form filed with
14 the chief clerk. The authorization form shall be
15 retained for a reasonable time period by the chief
16 clerk.

17 Rule 22

18 Distribution of Materials Printed by the State

19 A member of the house shall not distribute maps,
20 books, and pamphlets which have been printed by the
21 state of Iowa and upon which the name of the member
22 of the house has been affixed unless the member has
23 purchased the materials or unless the member has
24 affixed the words "Paid for by the citizens of Iowa and
25 distributed by representative (member's name)."

26 DIVISION IV - FORMS AND PROCEDURES FOR BILLS AND OTHER
27 DOCUMENTS

28 Rule 23

29 Documents Signed by the Speaker

30 All acts and joint resolutions shall be signed by

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1 the speaker, and all writs, warrants, and subpoenas
2 issued by order of the house, shall be signed by the
3 speaker and attested by the chief clerk. The speaker
4 shall cause certificates of recognition or condolence
5 to be issued by the house which shall be signed by
6 the speaker and the chief clerk. The chief clerk
7 shall maintain a list of certificates issued including
8 the name of the requesting member of the house, the

9 name of the recipient, the reason for recognition or
10 condolence, and the date of issuance.

11 Rule 24

12 Presentation of Petitions

13 All petitions, memorials, and other papers addressed
14 to the house shall be signed by the member and filed
15 with the chief clerk. The receipt of petitions shall
16 be noted in the journal and such petitions shall be
17 available in the office of the chief clerk.

18 Rule 25

19 Consideration of Simple and Concurrent Resolutions

20 Action on a simple or concurrent resolution, except
21 a memorial resolution, shall not be taken until one day
22 after the resolution has been placed on the members'
23 desks. After the resolution is adopted, the chief
24 clerk shall have the resolution printed in the compiled
25 journal and shall transmit certified copies of the
26 resolution as directed.

27 Rule 26

28 Unanimous Consent Calendar

29 The speaker may, upon the request of three members,
30 place on a unanimous consent calendar any house

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1 resolution or concurrent resolution which does not
2 contain an appropriation and which has been laid over
3 under Rule 25.

4 If such resolution is placed on the unanimous
5 consent calendar, it may be removed only upon a written
6 request submitted to the speaker by a member of the
7 house.

8 If not removed after five legislative days, the
9 chief clerk shall call up the resolution and without
10 debate the speaker shall pronounce that it has passed
11 by unanimous consent.

12 If the resolution is removed from the unanimous
13 consent calendar, the speaker may again lay the
14 resolution over under Rule 25, place it on a different
15 calendar, or refer the resolution to any of the
16 standing committees of the house.

17 Rule 26A

18 Senate Bills and Resolutions

19 A senate bill or resolution may be referred to a
20 standing committee or passed on file.

21 Rule 27

22 Forms of Bills and Joint Resolutions

23 Every house bill shall be introduced by one or more
24 members or by any standing or specially authorized
25 committee of the house or the administrative rules
26 review committee. All bills and joint resolutions
27 introduced shall be prepared by the legislative

28 services agency with title, enacting clause, text
29 and explanation as directed by the chief clerk of the
30 house. One copy of each bill shall be presented in a

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1 bill cover with the number of copies of the bill and
2 the title as directed by the chief clerk.
3 Rule 28
4 Joint and Nullification Resolutions
5 Joint resolutions shall be framed and treated as
6 bills.
7 A "nullification resolution" is a joint resolution
8 which nullifies all of an administrative rule, or
9 a severable item of an administrative rule adopted
10 pursuant to chapter 17A of the Code. A nullification
11 resolution shall not amend an administrative rule by
12 adding language or by inserting new language in lieu of
13 existing language.
14 A nullification resolution may be introduced by an
15 individual, a standing committee or the administrative
16 rules review committee, and may be referred to a
17 standing committee. A nullification resolution is
18 debatable, but cannot be amended on the floor of the
19 house.

20 Rule 29
21 Time of Introduction of Bills
22 No bill or joint resolution under individual
23 sponsorship, other than a nullification resolution,
24 shall be read for the first time after 4:30 p.m. on
25 Friday of the fifth week of the first regular session
26 of the general assembly unless a formal request for
27 drafting the bill has been filed with the legislative
28 services agency before that time.
29 After adjournment of the first regular session,
30 bills may be prefiled at any time before the convening

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1 of the second regular session. No bill or joint
2 resolution under individual sponsorship, other than a
3 nullification resolution, shall be read for the first
4 time after 4:30 p.m. on Friday of the second week of
5 the second regular session of the general assembly
6 unless a formal request for drafting the bill has been
7 filed with the legislative services agency before that
8 time.
9 However, bills or joint resolutions sponsored
10 by standing committees or the administrative rules
11 review committee, co-sponsored by the majority and
12 minority floor leaders, or companion bills sponsored
13 by the house majority leader and the senate majority

14 leader may be drafted and introduced at any time
15 permissible under Joint Rule 20. House, concurrent,
16 and nullification resolutions may be introduced at any
17 time.

18 Rule 30

19 Introduction and Reading of Bills

20 All bills and resolutions to be introduced in the
21 house shall be prepared in proper form and filed
22 with the chief clerk no later than 4:30 p.m. on the
23 legislative day preceding its introduction.

24 Every bill shall receive two readings but no bill
25 shall receive its first and last readings on the same
26 day.

27 A "reading of a bill" as required by these rules
28 shall consist of a reading of the title and enacting
29 clause.

30 Rule 31

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1 First Reading, Commitment, and Amendment

2 1. A bill is introduced into the house by an
3 initial or "first reading of the bill".

4 2. When the house is in session the first reading
5 shall consist of a "reading" as provided in Rule 30.

6 3. Upon a first reading of the bill, the speaker
7 shall state that it is ready for commitment or
8 amendment; and the speaker shall commit it to the
9 standing or select committee, or to a committee of the
10 whole house. If to a committee of the whole house, the
11 house shall determine on what day.

12 4. On a nonlegislative day the speaker may cause a
13 statement, which shall consist of the title, enacting
14 clause, bill number and committee to which the bill
15 is referred, to be published in the house journal.
16 This publication shall constitute a first reading and
17 commitment and shall contain the notation "read and
18 committed under Rule 31".

19 5. All amendments offered to bills and resolutions
20 shall be accompanied by such copies as the chief clerk
21 shall direct.

22 6. Such amendments shall give the number of
23 the bill sought to amend and the chief clerk shall
24 designate each such amendment thus: Amendment to
25 House File _____, or Senate File _____, by
26 _____.

27 7. A bill reported out by committee shall go to the
28 speaker who shall direct that the bill be placed on the
29 regular calendar unless it covers subject matter more
30 properly within the jurisdiction of some other standing

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1 committee, in which case the speaker shall refer the
2 bill to the proper standing committee. In order to
3 expedite important business and set a definite time for
4 the bill's consideration, the speaker may direct the
5 bill to be placed on the special order calendar.
6 8. No amendment to the rules of the house, to any
7 resolution or bill, except technical amendments and
8 amendments to bills substituted for by senate files
9 containing substantially identical title, language,
10 subject matter, purpose and intrasectional arrangement,
11 shall be considered by the membership of the house
12 without a copy of the amendment having been filed with
13 the chief clerk by 4:00 p.m. or within one-half hour of
14 adjournment, whichever is later, on the day preceding
15 floor debate on the amendment. If the house adjourns
16 prior to 2:00 p.m. on Friday, the final deadline is two
17 hours after adjournment. However, committee amendments
18 filed pursuant to the submission of the committee
19 report may be accepted after this deadline. This
20 provision shall not apply to any proposal debated on
21 the floor of the house after the thirteenth week of
22 the first session and the twelfth week of the second
23 session. No amendment or amendment to an amendment
24 to a bill, rule of the house, or resolution shall be
25 considered by the membership of the house without
26 a copy of the amendment being on the desks of the
27 entire membership of the house prior to consideration.
28 However, the membership of the house may consider an
29 amendment or an amendment to an amendment to a bill,
30 rule of the house, or resolution without a copy of the

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1 amendment being on the desks of the entire membership
2 of the house prior to consideration if a copy of the
3 amendment is made available to the entire membership of
4 the house electronically.

5 Rule 32

6 Commitment of Appropriation and Revenue Bills

7 All bills to appropriate money shall be referred to
8 the appropriations committee, and all bills pertaining
9 to the levy, assessment, or collection of taxes or fees
10 shall be referred to the committee on ways and means.

11 Rule 33

12 Regular Calendar

13 Bills, nullification resolutions, and joint
14 resolutions reported out for passage, amendment and
15 passage, or without recommendation by a committee,
16 or passed on file shall be arranged on a regular
17 calendar by the chief clerk each day and electronically

18 distributed to the members at the opening of each
 19 legislative day. The regular calendar shall include
 20 a list of bills, nullification resolutions, and joint
 21 resolutions which have been special ordered, including
 22 the date upon which debate is scheduled to begin
 23 on each of them, which shall be no sooner than five
 24 session days from the first date of publication on the
 25 regular calendar.

26 Rule 34

27 Daily Debate Calendar

28 The majority floor leadership shall cause to
 29 be prepared and distributed to the members at the
 30 opening of each legislative day when floor action is

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1 scheduled, a daily debate calendar consisting of bills,
 2 nullification resolutions, and joint resolutions from
 3 the regular calendar setting forth the number and
 4 title of bills, nullification resolutions, and joint
 5 resolutions for the next legislative day that floor
 6 action is scheduled.

7 This rule does not apply to bills which have passed
 8 both houses in different forms, reconsiderations, or
 9 veto reconsiderations.

10 Rule 35

11 Substitution of Bills

12 A senate bill or resolution may be substituted
 13 for an identical house bill or resolution which has
 14 been called up for debate. An amendment to a senate
 15 bill or resolution which has been substituted for an
 16 identical house bill or resolution is out of order if
 17 an identical amendment to the house bill or resolution
 18 was considered.

19 Rule 36

20 Consideration of Committee Amendments

21 After a bill has been referred and reported back,
 22 it shall be considered on its first reading after the
 23 amendments of the committee have been read.

24 Rule 37

25 Amendments to Special Order Bills

26 All amendments to bills which have been special
 27 ordered shall be filed at least three session days
 28 prior to the date set for debate. Amendments to an
 29 amendment shall be filed at least two session days
 30 prior to the date set for debate. However, corrective

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1 amendments and amendments sponsored by either the
 2 majority floor leader or the minority floor leader may
 3 be filed at any time. Rule 31, subsection 8, shall not

4 apply to these amendments.

5 A corrective amendment is an amendment which does
6 not substantively change the amendment or the bill.

7 Rule 38

8 Germane Amendments

9 An amendment must be germane to the subject matter
10 of the bill it seeks to amend. An amendment to an
11 amendment must be germane to both the amendment and the
12 bill it seeks to amend. When a member objects to an
13 amendment on grounds that the amendment is not germane,
14 the speaker may invite members, who shall include the
15 majority and minority leaders, to the speaker's station
16 to discuss the objection.

17 Rule 39

18 Consideration of Bills

19 Bills, including committee bills, joint resolutions,
20 and nullification resolutions, reported out for
21 passage, for amendment and passage, or without
22 recommendation by the committee, are first eligible to
23 be acted upon beginning the third legislative day they
24 appear on the regular calendar.

25 Committee reports shall be printed in the journal
26 immediately after they are filed with the chief clerk.
27 Reports recommending bills, joint resolutions, and
28 nullification resolutions for passage, for amendment
29 and passage, or without recommendation shall stand
30 approved unless written objections are filed during

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1 the first legislative day following their printing in
2 the journal. If objections are filed, they shall be
3 disposed of as soon as possible.

4 Rule 40

5 Consideration of Bills Upon Last Reading

6 No amendment, unless by way of correcting an error
7 or omission, shall be received to any bill on its last
8 reading, and no debate shall be allowed on it.

9 Rule 41

10 Printing of Bills and Joint Resolutions

11 Bills and joint resolutions shall be printed in form
12 as provided by law and by rule. Each house may direct
13 the printing of an additional number of its own bills.

14 Legalizing bills of a local or private nature shall
15 be printed in bill form and placed in the files of the
16 members, the same as other bills, in the order of their
17 introduction. The cost of printing shall be deposited
18 with the treasurer of state in advance at a rate to be
19 fixed, and the newspaper publication of the bill shall
20 be without cost to the state. No legalizing act may
21 be introduced until all provisions of law have been
22 complied with.

23 Rule 42

24 Certification and Engrossment of Bills

25 The chief clerk shall certify the passage of each
26 bill and note the date of its passage.

27 In engrossing a bill, the chief clerk shall
28 correct all obvious typographical, spelling, or other
29 clerical errors and change section subunit numbers
30 and letters and internal references as required to

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1 conform the original bill to any amendments which have
2 been adopted. The chief clerk shall report all such
3 corrections or changes in the journal. The engrossed
4 bill shall be placed in the bill file with the original
5 bill and amendments.

6 Rule 43

7 Rereferral

8 A bill may be rereferred by the speaker or, upon
9 motion, by the house at any time before its passage and
10 after the report of its referral to committee.

11 Rule 44

12 Effect of Indefinite Postponement

13 When a question is indefinitely postponed, it shall
14 not be acted upon again during that session.

15 Rule 45

16 Status of Bills Following First Regular Session

17 Except for those bills which have been adopted by
18 both houses in different forms, all bills which have
19 not been withdrawn, defeated or indefinitely postponed,
20 shall be rereferred to committee upon adjournment of
21 the first regular session. Within seven days after
22 the first committee meeting following convening of
23 the second regular session, the committee chair shall
24 submit the bill to the full committee for action or the
25 chair shall reassign the bill to a subcommittee.

26 DIVISION V - COMMITTEE PROCEDURES

27 Rule 46

28 Appointment of Committees

29 All committees shall be appointed by the speaker,
30 unless otherwise especially directed by the house.

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1 Minority party members of a committee shall be
2 appointed by the speaker upon recommendation of the
3 minority leader.

4 Rule 47

5 Reserved

6 Rule 48

7 Study Bills

8 A study bill is any matter which a member of

9 the house wishes to have considered by a standing
 10 committee, other than appropriations, without being
 11 introduced in the house by a first reading. A
 12 study bill shall be prepared in proper form by the
 13 legislative services agency prior to submission.

14 Upon taking possession of a study bill, the
 15 committee chair shall notify the speaker and then
 16 submit four copies of the bill to the legal counsel's
 17 office for numbering.

18 A study bill shall bear the name of the member who
 19 wishes to have the bill considered. A study bill
 20 submitted by a state agency or board for consideration
 21 shall bear the name of the state agency or board. A
 22 committee chair may submit a study bill in the name of
 23 that committee.

24 Final committee action on a study bill shall not be
 25 taken until one day following the notation of the study
 26 bill assignment in the house journal.

27 Rule 49

28 Committee Meetings

29 No committee, except a conference committee or the
 30 administrative rules review committee, shall meet

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1 while the house is in session without special leave.
 2 Committees with overlapping memberships shall not meet
 3 at the same time without special leave.

4 Rule 50

5 Smoking Prohibited

6 Smoking shall not be permitted in the house or in
 7 any area of the capitol building.

8 Rule 51

9 Assignments to Subcommittee

10 The chair of the committee shall report to the house
 11 the bill number of each bill assigned to subcommittee
 12 and the names of the subcommittee members. The report
 13 shall be printed in the journal.

14 All bills, prior to consideration by the committee,
 15 shall be referred by the chair to a subcommittee,
 16 unless acted upon by a committee of the whole.

17 The chair may assign bills to subcommittees without
 18 a meeting of the committee, but the membership of the
 19 subcommittee so appointed shall be reported at the next
 20 meeting of the committee.

21 Rule 52

22 Open Meetings

23 Standing committee meetings shall be open, and
 24 voting by secret ballot is prohibited. The committee
 25 on administration and rules may close its meetings to
 26 evaluate the professional competency of an individual.

27 Rule 53

28 Quorum and Vote Requirements
 29 The committee roll shall be taken at the convening
 30 of each meeting to determine the presence of a quorum.

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1 A majority of the committee membership shall constitute
 2 a quorum.
 3 An affirmative vote of a majority of the committee
 4 membership is required to report a bill out of
 5 committee or to suspend a committee rule.
 6 A motion to reconsider may be made only by a
 7 committee member who voted on the prevailing side of
 8 the question sought to be reconsidered. A motion to
 9 reconsider may only be made prior to the adjournment of
 10 the committee meeting at which the bill was reported
 11 out.
 12 If a member, who is in the committee room when a
 13 question to report a bill out of committee is put, has
 14 not asked to be excused prior to commencing to take
 15 the vote on the question, the member shall vote aye
 16 or nay unless the committee has excused the member for
 17 special reasons. However, a member may pass on the
 18 first taking of the roll call on the question but shall
 19 vote aye or nay when the member's name is called for a
 20 second time.

21 Rule 54

22 Committee Attendance Record and Report of Committee
 23 Form

24 1. A committee attendance record shall be filed
 25 with the chief clerk no later than 10:00 a.m. or two
 26 hours after the house convenes, whichever is later,
 27 of the legislative day immediately following the day
 28 of the committee meeting. The committee attendance
 29 record is a public record and may be published in the
 30 journal. The committee attendance record shall include

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1 the following information:
 2 a. The time the meeting convened.
 3 b. The members present at the meeting.
 4 c. The time the meeting adjourned.
 5 d. A list of bills receiving final committee
 6 disposition.
 7 2. A report of committee form shall be filed with
 8 the chief clerk no later than 10:00 a.m. or two hours
 9 after the house convenes, whichever is later, of the
 10 legislative day immediately following the day of the
 11 committee meeting for each study bill, numbered bill
 12 or resolution receiving final committee disposition.
 13 The report of committee form is a public record and

14 a report of committee action shall be printed in the
15 journal. The report of committee form shall include
16 the following information:

17 a. The committee action taken.

18 b. The committee amendment number, if any.

19 c. The roll call vote of the committee on final
20 disposition.

21 d. The minority recommendation, if any.

22 3. Upon final adjournment of the first session
23 and final adjournment of the second session of the
24 general assembly, the chair of each committee shall
25 have placed the committee's book of record containing
26 minutes, record roll calls on final disposition, record
27 roll call votes on any amendments considered, rules,
28 etc., with the chief clerk for access of any interested
29 person.

30 Rule 55

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1 Minority Recommendation

2 The minority of the members of a committee may
3 present its recommendations on the final disposition
4 of a bill to the house by attaching its recommendation
5 to the committee report. The minority recommendation
6 shall be noted in the journal along with the committee
7 report.

8 Rule 56

9 Committee Amendment

10 Whenever a committee amendment is proposed which
11 would amend another committee amendment, the amendment
12 shall be drafted in the form of a substitute amendment
13 and shall be considered as such.

14 Rule 57

15 Committee Notice and Agenda

16 Each committee shall prepare and publish a notice
17 and agenda of each committee meeting at least one
18 legislative day prior to the meeting. The notice and
19 agenda may be placed on the desks of or transmitted
20 electronically to committee members.

21 The notice shall contain the committee name, the
22 date, time, and location of the meeting.

23 The agenda shall contain the matters to be
24 discussed, including a list of bills, joint
25 resolutions, nullification resolutions, and study
26 bills by number. The agenda should contain the names
27 of individuals who are scheduled to appear before the
28 committee and the organization which they represent.

29 A bill, joint resolution, nullification resolution,
30 or study bill shall not be reported out of committee if

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1 the bill was not included in the published notice and
2 agenda unless this rule is suspended by a majority of
3 the total membership of the committee.

4 A committee chair may call a meeting without
5 providing the required notice and agenda upon leave
6 of the house if a notice is either electronically
7 transmitted to committee members or placed on the desks
8 of committee members.

9 Rule 58

10 Clearing of Committee Room

11 The chair of a committee may clear the committee
12 room in case of any disturbance or disorderly conduct.

13 Rule 58A

14 Use of Telephonic or Electronic Devices in Committee
15 Rooms Restricted

16 1. In any committee room while a standing committee
17 is in session:

18 a. A person shall mute any cell phone, computer, or
19 other electronic device under the person's control.

20 b. A person shall not use a cell phone or other
21 electronic device to audibly transmit or receive
22 communications.

23 2. The chair or acting chair of a standing
24 committee may clear the committee room of any person
25 acting in violation of this rule.

26 Rule 59

27 Committee Amendments

28 All amendments to a bill or resolution adopted in
29 committee shall be incorporated in a single committee
30 amendment or incorporated in a new committee bill.

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1 Rule 60

2 Withdrawal of Bills, Joint Resolutions, or
3 Nullification Resolutions From Committee
4 A bill, joint resolution, or nullification
5 resolution which has been in committee for eighteen
6 legislative days following notation of such referral
7 in the journal may be withdrawn from the committee and
8 placed on the calendar by an affirmative vote of not
9 less than fifty-one members of the house.

10 Rule 61

11 Committee Public Hearings

12 The chair of a committee may call a public hearing
13 for the purpose of receiving public comment on any
14 matter within the purview of the committee.

15 The chair shall call a public hearing upon the
16 written request of committee members according to
17 committee rules, but no more than one-third of the

18 committee members shall be required.

19 A public hearing shall not be called or requested
20 after final action on the bill, joint resolution,
21 or nullification resolution has been taken by the
22 committee. However, a public hearing called or
23 requested before final action has been taken by the
24 committee may be held after final action on the bill,
25 joint resolution, or nullification resolution has been
26 taken by the committee.

27 The chair shall designate a time and place for a
28 public hearing and provide public notice at least five
29 days prior to a public hearing.

30 A bill, joint resolution, or nullification

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1 resolution for which a public hearing has been called
2 can be voted to the calendar but cannot be debated
3 until after the public hearing has been held. If a
4 bill, joint resolution, or nullification resolution
5 for which a public hearing has been called is not
6 debated by the house during the session in which it
7 is introduced, the request for the public hearing is
8 deemed to have lapsed upon adjournment sine die of that
9 session.

10 However, public hearings which have been requested
11 during or after the 9th week of the first session and
12 during or after the 7th week of the second session must
13 be held within four legislative days of the date of the
14 request.

15 Rule 62

16 Limitation on Filing of Claims

17 All claims shall be referred to the appropriations
18 committee. A claim referred to the appropriations
19 committee in a prior session of the general assembly
20 shall not be considered by the appropriations
21 committee or by the house unless it has been
22 specifically referred to this session by a vote of the
23 appropriations committee. The appropriations committee
24 is authorized to set a definite date each session after
25 which it will not receive claims or claim bills for
26 consideration.

27 DIVISION VI - COMMITTEE OF THE WHOLE

28 Rule 63

29 Organization of Committee of the Whole

30 In forming the committee of the whole house, the

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1 speaker shall appoint a member to preside in committee
2 and then leave the chair.

3 Rule 64

4 Rules in Committee of the Whole

5 The rules of the house shall be observed in
6 committee of the whole house, so far as they are
7 applicable.

8 Rule 65

9 Bills in Committee of the Whole

10 Bills committed to the committee of the whole house
11 shall first be debated by section. After the report
12 of the committee of the whole, the bill shall again be
13 subject to debate and amendment before a vote is had on
14 its last reading and passage.

15 Rule 66

16 Amendments by Committee of the Whole

17 All amendments made to a report committed to a
18 committee of the whole house shall be noted and
19 reported as in the case of bills.

20 DIVISION VII - MOTIONS

21 Rule 67

22 Order and Precedence of Motions

23 The following order of motions, listed in order
24 of precedence, shall govern when a question is under
25 debate:

- 26 1. Adjourn.
- 27 2. Recess.
- 28 3. Questions of privilege.
- 29 4. Lay on the table.
- 30 5. Previous question.

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- 1 6. Limit debate.
- 2 7. Postpone definitely or to a certain time.
- 3 8. Refer or rerefer.
- 4 9. Defer.
- 5 10. Amend an amendment.
- 6 11. Amend.
- 7 12. Postpone indefinitely.
- 8 A motion to postpone definitely or to a certain
9 time, to refer or commit, or to postpone indefinitely a
10 particular question shall not be considered more than
11 once on the same day.

12 Adoption of a motion to strike the enacting words is
13 equivalent to rejection of the question.

14 Rule 68

15 Order of Consideration of Amendments

16 Amendments shall be considered by earliest position
17 in the bill. Amendments to the same place in the bill
18 shall be considered by the lowest amendment number. An
19 amendment which inserts language after a line and an
20 amendment which inserts language before the succeeding
21 line shall be considered amendments to the same place
22 in the bill.

23 However, an amendment to strike the enacting clause
 24 shall always be considered first. An amendment filed
 25 by a committee shall have the next highest order of
 26 priority, followed by an amendment to strike everything
 27 after the enacting clause and insert new language. An
 28 amendment to strike language or to strike and insert
 29 new language, except an amendment to strike everything
 30 after the enacting clause and insert new language,

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1 shall not be considered before amendments to perfect
 2 all or part of the same portion of the bill.

3 Rule 69

4 Motions Not Debatable

5 The following motions are not debatable:

- 6 1. Adjourn.
- 7 2. Adjourn to a certain time.
- 8 3. Suspend house rules.
- 9 4. Previous question.
- 10 5. Close debate at a certain time.
- 11 6. Recess.
- 12 7. Defer.
- 13 8. Refer or rerefer.
- 14 9. Lay on the table.
- 15 10. Take from the table.
- 16 11. Call of the house.
- 17 12. Withdraw a bill or resolution from committee.
- 18 13. Appeal a decision of the chair.
- 19 14. Immediately message a bill or resolution.

20 Rule 69A

21 Constitutional Majority

- 22 1. The following motions require a constitutional
 23 majority for approval:
- 24 a. Final passage of a bill, joint resolution, or
 25 nullification resolution.
- 26 b. Lay on the table.
- 27 c. Take from the table.
- 28 d. Suspend house rules.
- 29 e. Previous question.
- 30 f. Withdraw a bill or resolution from committee.

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- 1 g. Reconsider a bill, joint resolution, or
 2 nullification resolution.
- 3 h. Immediately message a bill or resolution.
- 4 2. A division must be taken on any motion which
 5 requires a constitutional majority.

6 Rule 70

7 Motion to Adjourn

8 A motion to adjourn shall always be in order, except

9 when a member is speaking or the house is voting.

10 Rule 71

11 Withdrawal of Motions

12 After a motion is stated by the speaker or read by
13 the chief clerk, it shall be deemed to be in possession
14 of the house, but may be withdrawn by leave of the
15 house.

16 Rule 72

17 Unanimous Consent

18 Unanimous consent of the members may be asked for
19 suspension of any rule of the house. If there is no
20 objection to the request, the rule shall be considered
21 suspended.

22 Rule 73

23 Reconsideration

24 1. A motion to reconsider may be made only by a
25 member who voted on the prevailing side of the question
26 sought to be reconsidered.

27 2. A motion to reconsider may be made not later
28 than adjournment on the legislative day following
29 the legislative day of the action sought to be
30 reconsidered. Where the floor manager voted on

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1 the prevailing side, the floor manager has the
2 prior right to make the motion, until adjournment
3 on the legislative day of the action sought to be
4 reconsidered. A motion to reconsider a nullification
5 resolution shall be acted upon not later than
6 adjournment on the legislative day following
7 the legislative day of the action sought to be
8 reconsidered.

9 3. A motion to reconsider made beginning the
10 fifteenth week of the first regular session, or the
11 thirteenth week of the second regular session, may be
12 taken up when made. A motion made at any other time
13 may be taken up prior to the third legislative day
14 succeeding the legislative day of the action sought
15 to be reconsidered only if called up by the mover,
16 and after the second legislative day succeeding the
17 legislative day of the action sought to be reconsidered
18 if called up by any member.

19 4. The making of a motion to reconsider takes
20 precedence over all other questions.

21 5. When passage, adoption, or failure of any bill,
22 joint resolution, or nullification resolution is
23 reconsidered, questions on amendments may also be
24 reconsidered and shall be disposed of immediately.

25 6. In the event that a motion to reconsider
26 is pending at the end of the first session or any
27 extraordinary session of any general assembly, or the

28 general assembly adjourns sine die, and the motion to
29 reconsider has not been voted upon by the house, the
30 motion shall be determined to have failed.

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1 DIVISION VIII - VOTING

2 Rule 74

3 Manner of Voting

4 Members present may cast their votes, either by
5 operating the voting mechanism located at their
6 assigned desk or by signaling the speaker from the
7 floor of the house or from the south visitors' gallery
8 if they are unable to vote at their assigned desk.
9 Only a member may operate the voting mechanism at that
10 member's assigned desk. The speaker shall announce the
11 votes of members signaling their votes. Upon direction
12 of the speaker only those members at their desks and
13 voting shall be counted. Members who are not present
14 shall not cast their votes except:

15 1. Members who have not voted may record their
16 votes on any record roll call vote except quorum
17 calls within ten minutes after the outcome of the
18 vote has been announced. Members shall initial their
19 recorded votes on a copy of the record roll call at the
20 speaker's station. However, if the aggregate of votes
21 cast under this rule would change the outcome of the
22 vote on a question, then none of the votes cast on the
23 question under this rule shall be recorded. A member
24 may request announcement of the names of members so
25 recorded after the ten-minute period.

26 2. Members meeting in a conference committee
27 or in administrative rules review committee at the
28 time a vote is taken on a question may have their
29 vote recorded within thirty minutes or adjournment,
30 whichever is first, of that same legislative day,

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1 provided the aggregate of votes cast does not change
2 the outcome of the vote on a question.

3 Rule 75

4 Voting in the House and Duty of Voting

5 Voting on a question put to members on the floor of
6 the house shall not occur between midnight and 8 a.m.
7 on any legislative day except for voting on a motion to
8 recess, defer, or adjourn. Except as limited in Rule
9 76, every member who is in the house when a question is
10 put shall vote unless the house has excused that member
11 from voting for special reasons; however, such member
12 must have asked to be excused from voting prior to the
13 time the speaker puts the question.

14 Rule 76

15 Limitation on Right to Vote

16 No member shall vote on any question in which
17 the member or the member's immediate family member,
18 as defined in chapter 68B of the Code, has a direct
19 financial interest different from other similarly
20 situated persons or classes of persons of the general
21 public.

22 Rule 77

23 Call of the House

24 Upon written request of five members, the presiding
25 officer shall compel attendance of absent and unexcused
26 members for the consideration of specified bills,
27 resolutions, or amendments.

28 A call of the house shall specify the propositions
29 to which it is to apply and must be put into effect
30 before roll call is taken on the proposition. The

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1 request may be filed with the chief clerk at any time
2 before final action upon the propositions, who shall
3 notify the house immediately.

4 Rule 78

5 Method of Calling the House

6 Upon a call of the house, the names of the members
7 shall be called by the chief clerk and the absentees
8 noted, after which the names of the absentees shall
9 again be called. The sergeant-at-arms shall be
10 directed by the speaker to compel the attendance of
11 absent members, unless they are previously excused.
12 Any member occupying the member's seat during a call
13 of the house shall be counted by the speaker and that
14 person's name entered in the journal as being present
15 for the purpose of making a quorum.

16 Rule 79

17 Method of Calling the Roll

18 The electrical voting machine shall be used for a
19 call of the house, a quorum call or a roll call vote
20 on any question. If the electrical voting machine is
21 not in operating order when it is necessary to take
22 a record roll call vote, the presiding officer shall
23 order the vote to be taken by calling the roll in
24 alphabetical order, except the name of the presiding
25 officer shall be called last.

26 During the casting of the vote with the voting
27 machine, the individual votes and the vote totals shall
28 be shown on the display boards. Before the voting
29 machine is closed, the presiding officer shall inquire
30 of the house, "Have you all voted?"

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1 Rule 80

2 Quorum and Record Roll Call Votes

3 A majority of the members shall constitute a quorum.

4 A record roll call vote shall be ordered upon
5 request of any two members. The names of the members
6 requesting the record roll call shall be entered in the
7 journal.

8 Rule 81

9 Previous Question

10 When a member moves for the previous question, the
11 member shall state whether the motion will apply to the
12 main question, to all the amendments, or to particular
13 amendments. The motion requires an affirmative vote of
14 at least a constitutional majority of the members. If
15 the motion for a previous question is not adopted, the
16 house shall proceed in the same manner as before the
17 motion was made.

18 If the motion is adopted, all debate must end and
19 the house will vote upon the question except:

20 1. If the motion applies to the main question, the
21 member in charge of the measure will have ten minutes
22 to speak for the purpose of closing discussion before
23 the vote on the measure is taken.

24 2. If the motion applies to an amendment, the
25 member proposing the amendment will have five minutes
26 to speak for the purpose of closing discussion before
27 the vote on the amendment is taken.

28 3. If a member has filed a written request with
29 the chief clerk of the house indicating the member's
30 desire to speak on a particular question. The request

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1 must be filed before the motion is made by the movant.
2 The request allows a member to speak on a particular
3 question before the closing discussion by the member
4 who is in charge of the measure or who is proposing the
5 amendment.

6 Rule 82

7 Division of the Question

8 Any member may call for a division of the question,
9 which shall be divided if it comprehends questions so
10 distinct that one being taken away, the remainder may
11 stand separately for discussion by the house. Upon
12 request to divide an amendment, the chief clerk shall
13 restate the division and note the divided amendment in
14 the house journal. An amendment to strike out being
15 lost shall not preclude an amendment to strike out and
16 insert. An amendment to strike out and insert shall be
17 deemed indivisible.

The motion prevailed and the resolution was adopted.

Regular Calendar

House File 112, a bill for an act relating to the forfeiture of bail in a criminal case, was taken up for consideration.

Hess of Clay moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 112)

The ayes were, 99:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cohoon	Costello
Cownie	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Fry	Gaines	Garrett
Gaskill	Gassman	Grassley	Hagenow
Hall	Hanson	Hanusa	Heartsill
Heaton	Heddens	Hein	Hess
Highfill	Hunter	Huseman	Isenhart
Jacoby	Jorgensen	Kajtazovic	Kaufmann
Kearns	Kelley	Klein	Koester
Kressig	Landon	Lensing	Lofgren
Lundby	Lykam	Mascher	Maxwell
McCarthy	Miller, H.	Miller, L.	Moore
Muhlbauer	Murphy	Oldson	Olson, R.
Olson, S.	Olson, T.	Ourth	Pettengill
Prichard	Rayhons	Riding	Rogers
Ruff	Running-Marquardt	Salmon	Sands
Schultz	Shaw	Smith, J.	Smith, M.
Soderberg	Staed	Stanerson	Steckman
Stutsman	Taylor, R.	Taylor, T.	Thede
Thomas	Upmeyer	Vander Linden	Watts
Wessel-Kroeschell	Winckler	Windschitl	Wolfe
Wood	Worthan	Mr. Speaker	
		Paulsen	

The nays were, none.

Absent or not voting, 1:

Sheets

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

IMMEDIATE MESSAGES

Upmeyer of Cerro Gordo asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Concurrent Resolutions 4, 5 and House Files 14, 112 and Senate File 106.**

LEAVE OF ABSENCE

Leave of absence was granted during voting as follows:

Sheets of Appanoose

On motion by Upmeyer of Cerro Gordo, the House was recessed at 12:25 p.m., until 5:00 p.m. or the conclusion of the Appropriations committee meeting.

AFTERNOON SESSION

The House reconvened at 5:41 p.m., Speaker Paulsen in the chair.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on February 6, 2013, passed the following bill in which the concurrence of the House is asked:

Senate File 91, a bill for an act increasing civil penalties applicable to specified pipeline safety violations.

Also: That the Senate has on February 6, 2013, passed the following bill in which the concurrence of the House is asked:

Senate File 110, a bill for an act relating to conformity with federal law concerning unemployment insurance employer charges and claimant misrepresentation regarding benefit overpayments, providing a penalty, and including applicability provisions.

Also: That the Senate has on February 6, 2013, passed the following bill in which the concurrence of the House is asked:

Senate File 114, a bill for an act relating to the filing of a certificate of deposit by the owner of a motor vehicle as proof of financial responsibility.

MICHAEL E. MARSHALL, Secretary

INTRODUCTION OF BILLS

House File 153, by Winckler, Wessel-Kroeschell, Lundby, Kajtazovic, Anderson, Thede, Berry, Ruff, Steckman, Thomas, Beringer, Kearns, Staed, Wolfe, Heddens, Kressig, T. Taylor, R. Olson, Abdul-Samad, Gaines, Hanson, Jacoby, Lensing, Stutsman, Kelley, Forbes, Dunkel, Wood, and Jorgensen, a bill for an act authorizing the college student aid commission to organize a nonprofit corporation to provide Iowans with postsecondary educational financial assistance.

Read first time and referred to committee on **Education**.

House File 154, by Hagenow, a bill for an act relating to increasing certain criminal and administrative penalties for operating-while-intoxicated offenses.

Read first time and referred to committee on **Public Safety**.

House File 155, by committee on Natural Resources, a bill for an act extending a provision relating to the use of certain increases in watercraft registration fees by the natural resource commission.

Read first time and referred to committee on **Ways and Means**.

House File 156, by Steckman, Wood, Mascher, Cohoon, Ruff, Hanson, Winckler, Gaines, Abdul-Samad, Anderson, T. Taylor, Ourth, M. Smith, Gaskill, R. Olson, Berry, Kressig, Lykam, Prichard, Kelley, Oldson, Forbes, Muhlbauer, Wolfe, Kajtazovic, Isenhardt, Hall, and Dunkel, a bill for an act relating to state funding for intensive instructional services and supports and to the retention in grade three of students who are deficient in reading and who fail to enroll in an intensive summer reading program.

Read first time and referred to committee on **Education**.

House File 157, by Steckman, Murphy, Wood, Staed, Kelley, Hall, Ruff, Dawson, Gaskill, Mascher, Hanson, Winckler, Gaines, Abdul-Samad, Cohoon, Running-Marquardt, Anderson, T. Taylor, Lensing, Wessel-Kroeschell, Lundby, Hunter, Kearns, Thomas, and Dunkel, a bill for an act relating to the Iowa early intervention block

grant program by extending the repeal date of the chapter establishing the program and including effective date provisions.

Read first time and referred to committee on **Education**.

House File 158, by committee on Judiciary, a bill for an act providing for an exception to municipal tort liability for claims arising from sledding on municipality-controlled property.

Read first time and placed on the **calendar**.

House File 159, by committee on Public Safety, a bill for an act relating to the possession of certain products with the intent to use the products to manufacture a controlled substance, and making penalties applicable.

Read first time and placed on the **calendar**.

House File 160, by committee on Appropriations, a bill for an act relating to mental health and disability services by making transfers and appropriations for the fiscal year beginning July 1, 2012, and including related changes and effective date provisions.

Read first time and placed on the **Appropriations calendar**.

HOUSE FILE 99 REREFERRED

The Speaker announced that House File 99, previously referred to committee on **Human Resources** was rereferred to committee on **Commerce**.

HOUSE STUDY BILL COMMITTEE ASSIGNMENTS

H.S.B. 104 Judiciary

Concerning prescription drug or controlled substance medication defenses in operating-while-intoxicated cases.

H.S.B. 105 Judiciary

Relating to the sentencing of a minor who commits murder in the first degree, providing penalties, and including effective date provisions.

H.S.B. 106 State Government

Authorizing charitable auctions for alcoholic spirits.

H.S.B. 107 Local Government

Concerning the review, approval, and establishment of county supervisor districting plans.

H.S.B. 108 Education

Relating to school district funding by providing for school district property tax replacement payments, making appropriations, modifying terminology, and including effective date and applicability provisions.

H.S.B. 109 Human Resources

Relating to mental health and disability services requirements involving the department of human services and including effective date and retroactive applicability provisions.

SUBCOMMITTEE ASSIGNMENTS**House File 137**

Human Resources: Forristall, Chair; Heaton and Stutsman.

House File 147

State Government: Watts, Chair; Grassley and Prichard.

HOUSE STUDY BILL SUBCOMMITTEE ASSIGNMENTS

House Study Bill 30 Reassigned (Committee of the Whole)

Veterans Affairs: Worthan, Chair; Alons, Bacon, Brandenburg, Costello, Gaines, Jacoby, Kajtazovic, Kearns, L. Miller, Muhlbauer, Salmon, Shaw, Staed, Stanerson, Thomas and Windschitl.

House Study Bill 90

Public Safety: Fry, Chair; Klein and Kressig.

House Study Bill 91

Public Safety: Worthan, Chair; Brandenburg and R. Olson.

House Study Bill 101

Ways and Means: Vander Linden, Chair; Stanerson and Thomas.

House Study Bill 104

Judiciary: Garrett, Chair; Gassman and R. Olson.

House Study Bill 105

Judiciary: Garrett, Chair; Heartsill and Wolfe.

COMMITTEE RECOMMENDATIONS

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendations have been received and are on file in the office of the Chief Clerk:

CARMINE BOAL
Chief Clerk of the House

COMMITTEE ON APPROPRIATIONS

Committee Bill (Formerly House Study Bill 103), relating to mental health and disability services by making transfers and appropriations for the fiscal year beginning July 1, 2012, and including related changes and effective date provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** February 6, 2013.

COMMITTEE ON COMMERCE

Committee Bill (Formerly House Study Bill 50), increasing civil penalties applicable to specified pipeline safety violations.

Fiscal Note: **No**

Recommendation: **Do Pass** February 6, 2013.

COMMITTEE ON NATURAL RESOURCES

Committee Bill (Formerly House File 68), extending a provision relating to the use of certain increases in watercraft registration fees by the natural resource commission.

Fiscal Note: **No**

Recommendation: **Do Pass** February 5, 2013.

COMMITTEE ON PUBLIC SAFETY

Committee Bill (Formerly House Study Bill 49), establishing a child endangerment offense for the mother of a newborn child who caused an illegal drug to be present in the newborn child's body, and providing a penalty.

Fiscal Note: **No**

Recommendation: **Do Pass** February 5, 2013.

Committee Bill (Formerly House Study Bill 52), relating to the controlled substance of marijuana, providing a penalty, and including an effective date provision.

Fiscal Note: **No**

Recommendation: **Do Pass** February 5, 2013.

Committee Bill (Formerly House Study Bill 54), relating to the possession of certain products with the intent to use the products to manufacture a controlled substance, and making penalties applicable.

Fiscal Note: **No**

Recommendation: **Do Pass** February 5, 2013.

On motion by Hagenow of Polk, the House adjourned at 5:43 p.m., until 8:30 a.m., Thursday, February 7, 2013.

JOURNAL OF THE HOUSE

Twenty-fifth Calendar Day - Sixteenth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Thursday, February 7, 2013

The House met pursuant to adjournment at 8:30 a.m., Speaker Paulsen in the chair.

Prayer was offered by Reverend Mike Gudka, St. Paul United Methodist Church, La Porte City. He was the guest of Representative Fisher of Tama County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Emily Norton, Page from Des Moines.

The Journal of Wednesday, February 6, 2013, was approved.

SENATE MESSAGES CONSIDERED

Senate File 91, by committee on Commerce, a bill for an act increasing civil penalties applicable to specified pipeline safety violations.

Read first time and referred to committee on **Commerce**.

Senate File 110, by committee on Labor and Business Relations, a bill for an act relating to conformity with federal law concerning unemployment insurance employer charges and claimant misrepresentation regarding benefit overpayments, providing a penalty, and including applicability provisions.

Read a first time and **passed on file**.

Senate File 114, by committee on Transportation, a bill for an act relating to the filing of a certificate of deposit by the owner of a motor vehicle as proof of financial responsibility.

Read first time and referred to committee on **Transportation**.

ADOPTION OF HOUSE RESOLUTION 8

Upmeyer of Cerro Gordo called up for consideration **House Resolution 8**, a resolution congratulating the Republic of China (Taiwan) on its inclusion in the United States Visa Waiver Program; supporting Taiwan's efforts to secure entry into the Trans-Pacific Partnership; and reaffirming support for Taiwan's participation in the International Civil Aviation Organization, and for strengthening sister-state ties between Iowa and Taiwan, and moved its adoption.

The motion prevailed and the resolution was adopted.

On motion by Upmeyer of Cerro Gordo, the House was recessed at 8:40 a.m., until 3:00 p.m.

AFTERNOON SESSION

The House reconvened at 3:08 p.m., Speaker Paulsen in the chair.

INTRODUCTION OF BILLS

House File 161, by M. Smith, a bill for an act requiring regional mental health and disability services to be provided to both children and adults.

Read first time and referred to committee on **Human Resources**.

House File 162, by Bacon, a bill for an act permitting the use of crossbows to hunt deer and providing penalties.

Read first time and referred to committee on **Natural Resources**.

House File 163, by Hunter, Wessel-Kroeschell, Lensing, Anderson, Abdul-Samad, and Mascher, a bill for an act prohibiting the sale or transfer of large capacity ammunition feeding devices, providing penalties, and including effective date and applicability provisions.

Read first time and referred to committee on **Judiciary**.

House File 164, by Hunter, Wessel-Kroeschell, Lensing, Steckman, Anderson, Abdul-Samad, and Mascher, a bill for an act relating to the sale or transfer of firearms, providing penalties, and including applicability provisions.

Read first time and referred to committee on **Judiciary**.

House File 165, by Kajtazovic, Kelley, Steckman, and Isenhart, a bill for an act authorizing the natural resource commission to limit the types of ammunition that may be used to take wildlife in the state.

Read first time and referred to committee on **Judiciary**.

House File 166, by Koester, a bill for an act relating to persons offering orthotic, prosthetic, and pedorthic services to the public, and relating to the scope of orthotic, prosthetic, and pedorthic services which may be ordered by certain health care providers, and including transition provisions.

Read first time and referred to committee on **Commerce**.

House File 167, by committee on Public Safety, a bill for an act establishing a child endangerment offense for the mother of a newborn child who caused an illegal drug to be present in the newborn child's body, and providing a penalty.

Read first time and placed on the **calendar**.

House File 168, by committee on Public Safety, a bill for an act relating to the controlled substance of marijuana, providing a penalty, and including an effective date provision.

Read first time and placed on the **calendar**.

House File 169, by Shaw, Maxwell, Alons, Salmon, Schultz, Sheets, Heartsill, Highfill, and Brandenburg, a bill for an act relating to the carrying of weapons on school grounds.

Read first time and referred to committee on **Judiciary**.

House File 170, by Shaw, Schultz, Alons, Watts, Heartsill, Highfill, Brandenburg, and Landon, a bill for an act relating to firearms including the ownership and manufacture of firearms, firearm accessories, and ammunition, providing for a penalty, and including effective date and applicability provisions.

Read first time and referred to committee on **Judiciary**.

House File 171, by Windschitl, Klein, Koester, Fry, Schultz, Huseman, Fisher, Brandenburg, Landon, Hanusa, Costello, and Salmon, a bill for an act relating to the definition of person under the criminal code.

Read first time and referred to committee on **Judiciary**.

House File 172, by Windschitl, Klein, Fry, Schultz, Huseman, Fisher, Hess, Sheets, Alons, Brandenburg, Maxwell, Salmon, and Hagenow, a bill for an act relating to school employees and the carrying of weapons and providing a penalty.

Read first time and referred to committee on **Judiciary**.

House File 173, by Windschitl, Rogers, Klein, Koester, Fry, Schultz, Huseman, Fisher, Sheets, Landon, Hanusa, Maxwell, Costello, Salmon, and Hagenow, a bill for an act relating to medical abortions and providing penalties.

Read first time and referred to committee on **Human Resources**.

House File 174, by Running-Marquardt, a bill for an act relating to breast cancer screening and treatment under the Medicaid program.

Read first time and referred to committee on **Human Resources**.

House File 175, by Running-Marquardt, a bill for an act relating to eligibility determinations for the state child care assistance program.

Read first time and referred to committee on **Human Resources**.

House File 176, by Running-Marquardt, a bill for an act requiring the department of workforce development to assist counties in developing options to support the employment-related needs of persons receiving mental health and disability services through the county and regional mental health and disability service system.

Read first time and referred to committee on **Labor**.

House File 177, by Hanson, Gaskill, Hall, Thede, Wessel-Kroeschell, and Kelley, a bill for an act relating to the keeping of farm deer and preserve whitetail and including penalties and applicability provisions.

Read first time and referred to committee on **Natural Resources**.

House File 178, by Alons, Sheets, Heartsill, Gassman, Shaw, Watts, Schultz, Highfill, Forristall, Brandenburg, Drake, and Salmon, a bill for an act declaring the federal Patient Protection and Affordable Care Act invalid, null and void, and of no effect in this state, providing penalties, and including effective date provisions.

Read first time and referred to committee on **State Government**.

House File 179, by Hall, Jorgensen, M. Smith, Hanusa, Cohoon, Kearns, Dawson, Thomas, Abdul-Samad, McCarthy, Hanson, Berry, R. Olson, Gaskill, Running-Marquardt, Bearinger, Anderson, T. Taylor, Hunter, Kajtazovic, Wolfe, Wood, Muhlbauer, Forbes, Riding, Oldson, T. Olson, Prichard, Lykam, Kressig, Ruff, Ourth, Dunkel, Thede, Kelley, and Gaines, a bill for an act relating to school district funding from the taxpayers trust fund by making transfers to the property tax equity and relief fund, establishing a school district property tax replacement fund and making transfers to the fund, making appropriations, and including effective date and applicability provisions.

Read first time and referred to committee on **Ways and Means**.

SPONSOR ADDED

Maxwell of Poweshiek requested to be added as a sponsor of House Files 147 and 177.

HOUSE STUDY BILL COMMITTEE ASSIGNMENTS

H.S.B. 110 Human Resources

Relating to Medicaid program integrity, and providing penalties.

H.S.B. 111 Economic Growth

Relating to rural water providers by making changes to water service requirements and changes related to compensation for the acquisition of certain facilities by a city.

H.S.B. 112 State Government

Concerning restrictions on dosage amounts for phenylbutazone in certain horse races.

H.S.B. 113 State Government

Making changes to the campaign finance laws relating to independent expenditures.

SUBCOMMITTEE ASSIGNMENTS

House File 140

Education: Dolecheck, Chair; Ruff and Salmon.

House File 141

Education: Stanerson, Chair; Rogers and Winckler.

House File 144

Education: Hanusa, Chair; Garrett and Mascher.

House File 148

Education: Hess, Chair; Koester and Staed.

House File 150

State Government: Watts, Chair; Grassley and Prichard.

HOUSE STUDY BILL SUBCOMMITTEE ASSIGNMENTS

House Study Bill 106

State Government: Highfill, Chair; Bacon and Lensing.

House Study Bill 108

Education: Jorgensen, Chair; Dolecheck and Winckler.

House Study Bill 109

Human Resources: Forristall, Chair; Lofgren and M. Smith.

House Study Bill 110

Human Resources: Garrett, Chair; Landon and M. Smith.

House Study Bill 111

Economic Growth: Deyoe, Chair; Alons and Bearinger.

House Study Bill 112

State Government: Stanerson, Chair; Cohoon and Vander Linden.

House Study Bill 113

State Government: Watts, Chair; Cohoon and Grassley.

COMMITTEE RECOMMENDATIONS

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendations have been received and are on file in the office of the Chief Clerk:

CARMINE BOAL
Chief Clerk of the House

COMMITTEE ON JUDICIARY

Committee Bill (Formerly House Study Bill 9), relating to the authority of cities to regulate and restrict the occupancy of residential rental property.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 7, 2013.

COMMITTEE ON STATE GOVERNMENT

Committee Bill (Formerly House File 13), relating to the option of voting straight party at certain elections.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 7, 2013.

Committee Bill (Formerly House Study Bill 39), relating to the title of the office of citizens' aide.

Fiscal Note: **No**

Recommendation: **Do Pass** February 7, 2013.

AMENDMENT FILED

H-1004 H.F. 160 Heddens of Story

On motion by Upmeyer of Cerro Gordo, the House adjourned at 3:13 p.m., until 10:00 a.m., Friday, February 8, 2013.

JOURNAL OF THE HOUSE

Twenty-sixth Calendar Day - Seventeenth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Friday, February 8, 2013

The House met pursuant to adjournment at 10:00 a.m., Hagenow of Polk in the chair.

Prayer was offered by Representative Hagenow of Polk County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Representative Ourth of Warren.

The Journal of Thursday, February 7, 2013, was approved.

INTRODUCTION OF BILLS

House Joint Resolution 7, by Heaton, a joint resolution relating to the location and exhibition of the statue of James Harlan, currently on display in the United States capitol.

Read first time and referred to committee on **State Government**.

House File 180, by Staed, Stutsman, Hunter, Mascher, Kressig, Kajtazovic, Lundby, Wessel-Kroeschell, Winckler, Lensing, Abdul-Samad, T. Taylor, Anderson, Ourth, Bearinger, Ruff, Steckman, Kearns, Thomas, Dunkel, Heddens, M. Smith, Gaskill, Berry, Kelley, Gaines, Oldson, Forbes, Muhlbauer, and Wolfe, a bill for an act providing for the licensure of music therapists and providing for fees.

Read first time and referred to committee on **Human Resources**.

House File 181, by Heaton, a bill for an act relating to the adoption of guidelines relating to the use and prescribing of opiates by emergency departments.

Read first time and referred to committee on **Human Resources**.

COMMUNICATIONS RECEIVED

The following communications were received and filed in the office of the Chief Clerk:

AGRICULTURAL DEVELOPMENT AUTHORITY

Executive Director Report, pursuant to Iowa Code section 175.8(4).

AUDITOR OF STATE

Special Investigation of the Adair County Engineer's Office Report, pursuant to Iowa Code section 11.6.

DEPARTMENT OF EDUCATION

Condition of Iowa's Community College Report, pursuant to Iowa Code section 260C.14(21)(c).

DEPARTMENT OF HUMAN SERVICES

Mental Health and Disabilities Services Biennial Report, pursuant to Iowa Code section 225C(6)(1)(i).

Mental Health Services for Children and Youth Report, pursuant to Iowa Code section 225C.54(5).

DEPARTMENT OF MANAGEMENT

Standing Appropriations Report, pursuant to Iowa Code section 8.6(2).

Block Grants Report, pursuant to Iowa Code section 8.22(1)(b)(1)(e).

DEPARTMENT OF NATURAL RESOURCES

ICN Savings Report, pursuant to Iowa Code section 8D.10.

DEPARTMENT OF PUBLIC HEALTH

Iowa Epilepsy Treatment and Education Task Force Report, pursuant to Chapter 60.1, 2011 Iowa Acts.

1st Five Healthy Mental Development Initiative Report, pursuant to Chapter 1033.2, 2012 Iowa Acts.

Board of Pharmacy

Iowa Prescription Monitoring Program Report, pursuant to Iowa Code section 124.554.

DEPARTMENT OF REVENUE

Health Insurance for Dependent Children Report, pursuant to Iowa Code section 422.12M(4)(c).

DEPARTMENT OF TRANSPORTATION

Midwest Regional Rail Passenger Initiative Report, pursuant to Iowa Code section 327J.3.

Passenger Rail Service Revolving Fund Report, pursuant to Iowa Code section 327J.3(1).

Recycled Content Plastic Bag and Soy Inks Report, pursuant to Iowa Code section 307.21.

Plates or Validation Stickers Furnished-Retained by Owner-Special Plates Report, pursuant to Iowa Code section 321.34.

IOWA COUNTY ENGINEERS ASSOCIATION SERVICE BUREAU

2012 Report, pursuant to Iowa Code section 312.3B.

JUDICIAL BRANCH

ICN Savings Report, pursuant to Iowa Code section 8D.10.

Juvenile Victim Restitution Program Report, pursuant to Iowa Code section 232A.3.

Joint Investment Trust Report, pursuant to Iowa Code section 12B.10A(7).

On motion by Highfill of Polk, the House adjourned at 10:02 a.m., until 1:00 p.m., Monday, February 11, 2013.

JOURNAL OF THE HOUSE

Twenty-ninth Calendar Day - Eighteenth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Monday, February 11, 2013

The House met pursuant to adjournment at 1:01 p.m., Speaker Paulsen in the chair.

Prayer was offered by the University of Northern Iowa Men's Glee Club, Cedar Falls. They were the guest of Representative Kressig of Black Hawk County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by John Munford, Page from Farmington.

The Journal of Friday, February 8, 2013, was approved.

HOUSE FILE 129 REREFERRED

The Speaker announced that House File 129, previously referred to committee on **Judiciary** was rereferred to committee on **Economic Growth**.

HOUSE FILE 166 REREFERRED

The Speaker announced that House File 166, previously referred to committee on **Commerce** was rereferred to committee on **State Government**.

HOUSE STUDY BILL COMMITTEE ASSIGNMENTS

H.S.B. 114 Commerce

Requiring independent actuarial reviews for certain health insurance rate increase applications.

H.S.B. 115 Commerce

Relating to matters under the purview of the credit union division of the department of commerce, and making penalties applicable.

H.S.B. 116 State Government

Relating to voter registration deadlines.

H.S.B. 117 State Government

Relating to absentee voting at the office of the county commissioner of elections.

H.S.B. 118 Human Resources

Relating to vaccine administration by licensed pharmacists.

SUBCOMMITTEE ASSIGNMENTS**House File 128**

Environmental Protection: Klein, Chair; Kelley and Maxwell.

House File 149

Labor: Jorgensen, Chair; Forristall and Kearns.

House File 161

Human Resources: Forristall, Chair; Fry and M. Smith.

House File 162

Natural Resources: Fisher, Chair; Bacon and Ourth.

House File 166

State Government: Koester, Chair; L. Miller and Steckman.

House File 173

Human Resources: Koester, Chair; Costello and Wessel-Kroeschell.

House File 174

Human Resources: Bacon, Chair; Hess and Wessel-Kroeschell.

House File 175

Human Resources: Forristall, Chair; Fry and Wessel-Kroeschell.

House File 180

Human Resources: Forristall, Chair; Anderson and Fry.

House File 181

Human Resources: Fry, Chair; Garrett and M. Smith.

HOUSE STUDY BILL SUBCOMMITTEE ASSIGNMENTS**House Study Bill 107**

Local Government: Gassman, Chair; Gaskill and Highfill.

House Study Bill 116

State Government: Koester, Chair; Hein and Prichard.

House Study Bill 117

State Government: Costello, Chair; Drake and Steckman.

House Study Bill 118

Human Resources: R. Taylor, Chair; Anderson and Hess.

COMMITTEE RECOMMENDATIONS

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendations have been received and are on file in the office of the Chief Clerk:

CARMINE BOAL
Chief Clerk of the House

COMMITTEE ON HUMAN RESOURCES

Committee Bill (Formerly House File 100), relating to the inclusion of reasonable training costs in the direct costs considered reimbursable for Medicaid home and community-based services programs.

Fiscal Note: **No**

Recommendation: **Do Pass** February 11, 2013.

Committee Bill (Formerly House File 102), relating to certification of adult day services programs.

Fiscal Note: **No**

Recommendation: **Do Pass** February 11, 2013.

RESOLUTIONS FILED

H.R. 9, by Lofgren, Alons, Rogers, Paulsen, Landon, Drake, Soderberg, Deyoe, Worthan, Watts, Klein, Kaufmann, Hess, Heaton, L. Miller, Grassley, and Upmeyer, a resolution commending the nation of Israel for its cordial and mutually beneficial relationship with the United States and with the State of Iowa.

Laid over under **Rule 25**.

H.R. 10, by Worthan and Moore, a resolution urging the members of Congress to amend federal law to increase the maximum combined gross weight allowed for motor vehicles operated on interstate highways in Iowa.

Laid over under **Rule 25**.

AMENDMENTS FILED

H-1005	H.F.	158	Hess of Clay
H-1006	H.F.	160	Heddens of Story

On motion by Upmeyer of Cerro Gordo, the House adjourned at 1:06 p.m., until 8:30 a.m., Tuesday, February 12, 2013.

JOURNAL OF THE HOUSE

Thirtieth Calendar Day - Nineteenth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Tuesday, February 12, 2013

The House met pursuant to adjournment at 8:31 a.m., Speaker Paulsen in the chair.

Prayer was offered by Father Mark Ressler from St. Elizabeth Ann Seton Parish, Hiawatha. He was the guest of Speaker Paulsen and Representative Stanerson of Linn County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Traycee Earls, Page from Osceola.

The Journal of Monday, February 11, 2013, was approved.

INTRODUCTION OF BILLS

House File 182, by S. Olson, a bill for an act concerning the authority of a micro-distilled spirits permit holder to sell and serve alcohol on the premises of the micro-distillery.

Read first time and referred to committee on **Commerce**.

House File 183, by Winckler, Wessel-Kroeschell, Anderson, Thede, Steckman, Thomas, Hunter, Isenhardt, Wood, Kelley, Lensing, Jacoby, Gaines, Abdul-Samad, and R. Olson, a bill for an act relating to policies at public institutions of higher education granting resident status for purposes of paying postsecondary tuition and fees.

Read first time and referred to committee on **Education**.

House File 184, by committee on Judiciary, a bill for an act relating to the authority of cities to regulate and restrict the occupancy of residential rental property.

Read first time and placed on the **calendar**.

House File 185, by committee on State Government, a bill for an act relating to the title of the office of citizens' aide.

Read first time and placed on the **calendar**.

House File 186, by committee on State Government, a bill for an act relating to the option of voting straight party at certain elections.

Read first time and placed on the **calendar**.

House File 187, by Hunter, Lensing, Wessel-Kroeschell, Anderson, Bearinger, T. Taylor, Abdul-Samad, Mascher, Thomas, Gaines, M. Smith, Kelley, Murphy, Stutsman, Dawson, Forbes, Wood, Oldson, Muhlbauer, Heddens, and Gaskill, a bill for an act relating to the prevention of bullying in school districts and accredited nonpublic schools and including effective date provisions.

Read first time and referred to committee on **Education**.

House File 188, by Kajtazovic, a bill for an act requiring new school buses purchased by school districts to be equipped with a front and rear motion sensor system.

Read first time and referred to committee on **Education**.

House File 189, by Hunter, a bill for an act concerning review of disapproval of applications for liquor control licenses and permits by local authorities.

Read first time and referred to committee on **Local Government**.

House File 190, by Schultz, a bill for an act excluding from the computation of net income for the individual income tax the net capital gain from the sale of bullion and including retroactive applicability provisions.

Read first time and referred to committee on **Ways and Means**.

On motion by Upmeyer of Cerro Gordo, the House was recessed at 8:39 a.m., until 4:00 p.m.

AFTERNOON SESSION

The House reconvened at 4:01 p.m., S. Olson of Clinton in the chair.

INTRODUCTION OF BILLS

House File 191, by Pettengill, a bill for an act relating to a manufactured or mobile home retailer's application to a county treasurer for a certificate of title for a used mobile home or manufactured home.

Read first time and referred to committee on **Local Government**.

House File 192, by Hall, a bill for an act relating to the time period for property tax assessment protests to the local board of review and including applicability provisions.

Read first time and referred to committee on **Local Government**.

House File 193, by Running-Marquardt, a bill for an act relating to the time for completing real property assessments and for filing property tax assessment protests to the local board of review and including applicability provisions.

Read first time and referred to committee on **Local Government**.

House File 194, by Pettengill, a bill for an act relating to the deadline for obtaining a registration fee credit for a vehicle that is sold, transferred, or junked or for a motor vehicle purchased by a lessee.

Read first time and referred to committee on **Transportation**.

House File 195, by Hall, a bill for an act exempting from the inheritance tax a certain amount of property passing to brothers, sisters, uncles, aunts, first cousins, nieces, and nephews and including applicability provisions.

Read first time and referred to committee on **Ways and Means**.

House File 196, by committee on Commerce, a bill for an act increasing civil penalties applicable to specified pipeline safety violations.

Read first time and placed on the **calendar**.

House File 197, by committee on Human Resources, a bill for an act relating to certification of adult day services programs.

Read first time and placed on the **calendar**.

House File 198, by committee on Human Resources, a bill for an act relating to the inclusion of reasonable training costs in the direct costs considered reimbursable for Medicaid home and community-based services programs.

Read first time and placed on the **calendar**.

House File 199, by committee on Ways and Means, a bill for an act relating to the administration of the streamlined sales and use tax agreement by the department of revenue.

Read first time and placed on the **Ways and Means calendar**.

House File 200, by Wolfe, a bill for an act relating to county mental health and disabilities services fund levies for the fiscal year beginning July 1, 2013, and including effective date provisions.

Read first time and referred to committee on **Human Resources**.

House File 201, by Wolfe, a bill for an act relating to state equalization payments for county mental health and disabilities services funds.

Read first time and referred to committee on **Human Resources**.

The House stood at ease at 4:03 p.m., until the fall of the gavel.

The House resumed session at 4:08 p.m., S. Olson of Clinton in the chair.

SENATE FILE 91 REFERRED

The Speaker announced that Senate File 91, previously referred to committee on **Commerce** was **passed on file**.

SPONSOR ADDED

Kelley of Jasper requested to be added as a sponsor of House File 149.

HOUSE STUDY BILL COMMITTEE ASSIGNMENTS**H.S.B. 119 Human Resources**

Relating to service providers under Medicaid home and community-based services waivers.

H.S.B. 120 Judiciary

Relating to the issuance of and violations of civil protective orders and criminal no-contact orders and modifying penalties.

H.S.B. 121 Judiciary

Relating to obscene material by modifying the definition of material and authorizing local regulation of certain live acts, performances, and exhibitions.

H.S.B. 122 Human Resources

Providing for vision screening for school children.

H.S.B. 123 Veterans Affairs

Relating to veterans preferences in certain appointments made by counties and cities and making penalties applicable.

H.S.B. 124 Veterans Affairs

Relating to absent voting in general elections by certain military and overseas voters through electronic means and making penalties applicable.

H.S.B. 125 Public Safety

Providing for an individual income tax credit for the purchase of a gun safe under certain conditions and including effective date and retroactive and other applicability provisions.

H.S.B. 126 Public Safety

Relating to the sale, operation, and possession of speed detection jamming devices, and making penalties applicable.

H.S.B. 127 Public Safety

Establishing a criminal offense for removing or attempting to remove a communication device from the possession of a peace officer.

H.S.B. 128 Public Safety

Modifying the criminal offense of interference with official acts.

H.S.B. 129 Agriculture

Providing for the department of agriculture and land stewardship's administration of programs regarding a conservation practices revolving loan fund, the state metrologist, and motor fuel standards.

H.S.B. 130 Veterans Affairs

Relating to the Iowa veterans home and providing for the consideration of contributions to support as repayment receipts.

SUBCOMMITTEE ASSIGNMENTS**House Joint Resolution 7**

State Government: Stanerson, Chair; Costello and Mascher.

House File 176

Labor: Jorgensen, Chair; Forristall and Running-Marquardt.

Senate File 51

Education: Jorgensen, Chair; Dolecheck and Winckler.

Senate File 52

Education: Jorgensen, Chair; Dolecheck and Steckman.

HOUSE STUDY BILL SUBCOMMITTEE ASSIGNMENTS**House Study Bill 114**

Commerce: Cownie, Chair; Forbes and Soderberg.

House Study Bill 115

Commerce: Brandenburg, Chair; Dawson and Fisher.

House Study Bill 119

Human Resources: Bacon, Chair; Heddens and Landon.

House Study Bill 120

Judiciary: Heartsill, Chair; Windschitl and Wolfe.

House Study Bill 121

Judiciary: Garrett, Chair; Alons and Dawson.

House Study Bill 122

Human Resources: L. Miller, Chair; Landon and Stutsman.

House Study Bill 123

Veterans Affairs: Bacon, Chair; Stanerson and Thomas.

House Study Bill 124

Veterans Affairs: Shaw, Chair; Costello and Kearns.

House Study Bill 129

Agriculture: Klein, Chair; Drake and Dunkel.

House Study Bill 130

Veterans Affairs: Costello, Chair; Alons and Jacoby.

COMMITTEE RECOMMENDATIONS

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendations have been received and are on file in the office of the Chief Clerk:

CARMINE BOAL
Chief Clerk of the House

COMMITTEE ON ENVIRONMENTAL PROTECTION

Committee Bill (Formerly House Study Bill 73), relating to pollution prevention and waste management assistance.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 12, 2013.

COMMITTEE ON JUDICIARY

Committee Bill (Formerly House Study Bill 8), relating to conducting condemnation proceedings.

Fiscal Note: **No**

Recommendation: **Do Pass** February 12, 2013.

Committee Bill (Formerly House Study Bill 12), relating to the possession of alcohol by certain minors and juvenile court jurisdiction, and making penalties applicable.

Fiscal Note: **No**

Recommendation: **Do Pass** February 12, 2013.

Committee Bill (Formerly House Study Bill 31), requiring in-state construction contracts and disputes thereof to be governed by Iowa law.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 12, 2013.

Committee Bill (Formerly House Study Bill 34), relating to the practices and procedures of the state public defender.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 12, 2013.

Committee Bill (Formerly House Study Bill 37), relating to the transmission of court records by the clerk of the district court to the clerk of the supreme court in an appeal.

Fiscal Note: **No**

Recommendation: **Do Pass** February 12, 2013.

COMMITTEE ON WAYS AND MEANS

Committee Bill (Formerly House Study Bill 101), relating to the administration of the streamlined sales and use tax agreement by the department of revenue.

Fiscal Note: **No**

Recommendation: **Do Pass** February 11, 2013.

AMENDMENTS FILED

H-1007	H.F.	152	Maxwell of Poweshiek
H-1008	H.F.	160	Wolfe of Clinton
H-1009	H.F.	160	Wolfe of Clinton
H-1010	H.F.	160	Soderberg of Plymouth
H-1011	H.F.	159	Brandenburg of Pottawattamie

On motion by Upmeyer of Cerro Gordo, the House adjourned at 4:09 p.m., until 8:30 a.m., Wednesday, February 13, 2013.

JOURNAL OF THE HOUSE

Thirty-first Calendar Day - Twentieth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Wednesday, February 13, 2013

The House met pursuant to adjournment at 8:32 a.m., Speaker Paulsen in the chair.

Prayer was offered by Father Gregory Leach from St. Mary Nazareth Parish, Des Moines. He was the guest of Representative Forbes of Polk County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Jake Mathahs, Page from Marengo.

The Journal of Tuesday, February 12, 2013, was approved.

On motion by Upmeyer of Cerro Gordo, the House was recessed at 8:38 a.m., until 4:00 p.m.

AFTERNOON SESSION

The House reconvened at 4:13 p.m., Speaker Paulsen in the chair.

INTRODUCTION OF BILLS

House File 202, by H. Miller, Gaskill, Bearinger, Hanson, Ruff, Wolfe, Isenhardt, Kearns, Dunkel, Muhlbauer, and Murphy, a bill for an act establishing an agricultural education pilot project for certain school districts and including effective date provisions.

Read first time and referred to committee on **Education**.

House File 203, by Murphy, a bill for an act concerning school district funding for certain programmatic costs of instruction of children requiring special education and including effective date and retroactive applicability provisions.

Read first time and referred to committee on **Education**.

House File 204, by Kajtazovic, a bill for an act relating to the compulsory age of attendance, to penalties for failure to attend school, and to dropout prevention efforts.

Read first time and referred to committee on **Education**.

House File 205, by Wolfe, a bill for an act relating to the expungement of a dismissal or acquittal of a criminal charge.

Read first time and referred to committee on **Judiciary**.

House File 206, by H. Miller, Berry, Anderson, Thede, Steckman, Hanson, Mascher, Gaskill, Abdul-Samad, T. Taylor, Running-Marquardt, Kressig, Kajtazovic, Wolfe, and Bearinger, a bill for an act relating to the establishment of one or more facilities for the housing of certain sex offenders in need of medical and personal care.

Read first time and referred to committee on **Public Safety**.

House File 207, by Byrnes, a bill for an act relating to school district transportation costs by providing supplementary weighting for transported pupils in certain school districts and including applicability provisions.

Read first time and referred to committee on **Education**.

QUORUM CALL

A non-record roll call was requested to determine that a quorum was present. The vote revealed ninety-three members present, seven absent.

CONSIDERATION OF BILLS

Regular Calendar

House File 121, a bill for an act relating to conformity with federal law concerning unemployment insurance employer charges and claimant misrepresentation regarding benefit overpayments, providing a penalty, and including applicability provisions, was taken up for consideration.

SENATE FILE 110 SUBSTITUTED FOR HOUSE FILE 121

Klein of Washington asked and received unanimous consent to substitute Senate File 110 for House File 121.

Senate File 110, a bill for an act relating to conformity with federal law concerning unemployment insurance employer charges and claimant misrepresentation regarding benefit overpayments, providing a penalty, and including applicability provisions, was taken up for consideration.

Klein of Washington moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 110)

The ayes were, 98:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Brandenburg
Byrnes	Cohoon	Costello	Cownie
Dawson	Deyoe	Dolecheck	Drake
Dunkel	Fisher	Forbes	Forristall
Fry	Gaines	Garrett	Gaskill
Gassman	Grassley	Hagenow	Hall
Hanson	Hanusa	Heartsill	Heaton
Heddens	Hein	Hess	Highfill
Hunter	Huseman	Isenhardt	Jacoby
Jorgensen	Kajtazovic	Kaufmann	Kearns
Kelley	Klein	Koester	Kressig
Landon	Lensing	Lofgren	Lundby
Lykam	Mascher	Maxwell	McCarthy
Miller, H.	Miller, L.	Moore	Muhlbauer
Murphy	Oldson	Olson, R.	Olson, S.
Olson, T.	Ourth	Pettengill	Prichard
Rayhons	Riding	Rogers	Ruff
Running-Marquardt	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Smith, M.
Soderberg	Staed	Stanerson	Steckman
Stutsman	Taylor, R.	Taylor, T.	Thede
Thomas	Upmeyer	Vander Linden	Wessel-Kroeschell
Winckler	Windschitl	Wolfe	Wood
Worthan	Mr. Speaker		
	Paulsen		

The nays were, 1:

Watts

Absent or not voting, 1:

Berry

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

HOUSE FILE 121 WITHDRAWN

Klein of Washington asked and received unanimous consent to withdraw House File 121 from further consideration by the House.

House File 133, a bill for an act relating to the discharge of a firearm near buildings or feedlots by certified law enforcement officers for training purposes, providing penalties, and including effective date provisions, was taken up for consideration.

Windschitl of Harrison offered amendment H-1002 filed by him and moved its adoption.

Amendment H-1002 was adopted.

Windschitl of Harrison moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 133)

The ayes were, 98:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Brandenburg
Byrnes	Cohoon	Costello	Cownie
Dawson	Deyoe	Dolecheck	Drake
Dunkel	Fisher	Forbes	Forristall
Fry	Gaines	Garrett	Gaskill
Gassman	Grassley	Hagenow	Hall
Hanson	Hanusa	Heartsill	Heaton
Heddens	Hein	Hess	Highfill
Huseman	Isenhart	Jacoby	Jorgensen
Kajtazovic	Kaufmann	Kearns	Kelley
Klein	Koester	Kressig	Landon
Lensing	Lofgren	Lundby	Lykam
Mascher	Maxwell	McCarthy	Miller, H.
Miller, L.	Moore	Muhlbauer	Murphy
Oldson	Olson, R.	Olson, S.	Olson, T.
Ourth	Pettengill	Prichard	Rayhons
Riding	Rogers	Ruff	Running-Marquardt
Salmon	Sands	Schultz	Shaw
Sheets	Smith, J.	Smith, M.	Soderberg

Staed	Stanerson	Steckman	Stutsman
Taylor, R.	Taylor, T.	Thede	Thomas
Upmeyer	Vander Linden	Watts	Wessel-Kroeschell
Winckler	Windschitl	Wolfe	Wood
Worthan	Mr. Speaker		
	Paulsen		

The nays were, 1:

Hunter

Absent or not voting, 1:

Berry

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 119, a bill for an act relating to county attorney duties when representing the department of human services in juvenile court, was taken up for consideration.

Heaton of Henry asked and received unanimous consent to withdraw amendment H-1003 filed by him on February 5, 2013.

Hess of Clay moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 119)

The ayes were, 92:

Alons	Anderson	Bacon	Baltimore
Baudler	Bearinger	Brandenburg	Byrnes
Cohoon	Costello	Cownie	Dawson
Deyoe	Dolecheck	Drake	Dunkel
Fisher	Forbes	Fry	Gaines
Garrett	Gaskill	Gassman	Grassley
Hagenow	Hall	Hanson	Hanusa
Heartsill	Heddens	Hein	Hess
Highfill	Hunter	Huseman	Isenhardt
Jacoby	Jorgensen	Kajtazovic	Kaufmann
Kearns	Klein	Koester	Kressig
Landon	Lensing	Lofgren	Lundby
Lykam	Maxwell	Miller, H.	Moore
Muhlbauer	Murphy	Oldson	Olson, R.
Olson, S.	Olson, T.	Ourth	Pettengill

Prichard	Rayhons	Riding	Rogers
Ruff	Running-Marquardt	Salmon	Sands
Schultz	Shaw	Sheets	Smith, J.
Smith, M.	Soderberg	Staed	Stanerson
Steckman	Stutsman	Taylor, R.	Taylor, T.
Thede	Thomas	Upmeyer	Vander Linden
Watts	Wessel-Kroeschell	Winckler	Windschitl
Wolfe	Wood	Worthan	Mr. Speaker Paulsen

The nays were, 8:

Abdul-Samad	Berry	Forristall	Heaton
Kelley	Mascher	McCarthy	Miller, L.

Absent or not voting, none.

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 152, a bill for an act providing for drainage or levee districts managed by a board of trustees, and including effective date provisions, was taken up for consideration.

Maxwell of Poweshiek offered amendment H-1007 filed by him and moved its adoption.

Amendment H-1007 was adopted.

Maxwell of Poweshiek moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 152)

The ayes were, 100:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cphoon	Costello
Cownie	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Fry	Gaines	Garrett
Gaskill	Gassman	Grassley	Hagenow
Hall	Hanson	Hanusa	Heartsill
Heaton	Heddens	Hein	Hess
Highfill	Hunter	Huseman	Isenhart

Jacoby	Jorgensen	Kajtazovic	Kaufmann
Kearns	Kelley	Klein	Koester
Kressig	Landon	Lensing	Lofgren
Lundby	Lykam	Mascher	Maxwell
McCarthy	Miller, H.	Miller, L.	Moore
Muhlbauer	Murphy	Oldson	Olson, R.
Olson, S.	Olson, T.	Ourth	Pettengill
Prichard	Rayhons	Riding	Rogers
Ruff	Running-Marquardt	Salmon	Sands
Schultz	Shaw	Sheets	Smith, J.
Smith, M.	Soderberg	Staed	Stanerson
Steckman	Stutsman	Taylor, R.	Taylor, T.
Thede	Thomas	Upmeyer	Vander Linden
Watts	Wessel-Kroeschell	Winckler	Windschitl
Wolfe	Wood	Worthan	Mr. Speaker Paulsen

The nays were, none.

Absent or not voting, none.

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

HOUSE FILE 49 WITHDRAWN

Maxwell of Poweshiek asked and received unanimous consent to withdraw House File 49 from further consideration by the House.

House File 158, a bill for an act providing for an exception to municipal tort liability for claims arising from sledding on municipality-controlled property, was taken up for consideration.

Hess of Clay offered amendment H-1005 filed by her and moved its adoption.

Amendment H-1005 was adopted.

Hess of Clay moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 158)

The ayes were, 55:

Alons	Bacon	Baltimore	Baudler
Brandenburg	Byrnes	Costello	Cownie
Deyoe	Dolecheck	Drake	Fisher
Forristall	Fry	Garrett	Gassman
Grassley	Hagenow	Hanusa	Heartsill
Hein	Hess	Highfill	Huseman
Jacoby	Jorgensen	Kaufmann	Klein
Koester	Landon	Lofgren	Maxwell
Miller, L.	Moore	Olson, S.	Pettengill
Rayhons	Riding	Rogers	Salmon
Sands	Schultz	Shaw	Sheets
Smith, J.	Soderberg	Stanerson	Taylor, R.
Thomas	Upmeyer	Vander Linden	Watts
Windschitl	Worthan	Mr. Speaker	
		Paulsen	

The nays were, 45:

Abdul-Samad	Anderson	Bearinger	Berry
Cohoon	Dawson	Dunkel	Forbes
Gaines	Gaskill	Hall	Hanson
Heaton	Heddens	Hunter	Isenhardt
Kajtazovic	Kearns	Kelley	Kressig
Lensing	Lundby	Lykam	Mascher
McCarthy	Miller, H.	Muhlbauer	Murphy
Oldson	Olson, R.	Olson, T.	Ourth
Prichard	Ruff	Running-Marquardt	Smith, M.
Staed	Steckman	Stutsman	Taylor, T.
Thede	Wessel-Kroeschell	Winckler	Wolfe
Wood			

Absent or not voting, none.

The bill having received a constitutional majority was declared to have passed the House and the title, as amended, was agreed to.

HOUSE FILE 72 WITHDRAWN

Hess of Clay asked and received unanimous consent to withdraw House File 72 from further consideration by the House.

The House stood at ease at 4:45 p.m., until the fall of the gavel.

The House resumed session at 5:57 p.m., Speaker Paulsen in the chair.

Appropriations Calendar

House File 160, a bill for an act relating to mental health and disability services by making transfers and appropriations for the fiscal year beginning July 1, 2012, and including related changes and effective date provisions, was taken up for consideration.

Heddens of Story offered amendment H-1006 filed by her and moved its adoption.

Roll call was requested by Heddens of Story and T. Taylor of Linn.

On the question "Shall amendment H-1006 be adopted?" (H.F. 160)

The ayes were, 47:

Abdul-Samad	Anderson	Bearinger	Berry
Cohoon	Dawson	Dunkel	Forbes
Gaines	Gaskill	Hall	Hanson
Heddens	Hunter	Isenhart	Jacoby
Kajtazovic	Kearns	Kelley	Kressig
Lensing	Lundby	Lykam	Mascher
McCarthy	Miller, H.	Muhlbauer	Murphy
Oldson	Olson, R.	Olson, T.	Ourth
Prichard	Riding	Ruff	Running-Marquardt
Smith, M.	Staed	Steckman	Stutsman
Taylor, T.	Thede	Thomas	Wessel-Kroeschell
Winckler	Wolfe	Wood	

The nays were, 53:

Alons	Bacon	Baltimore	Baudler
Brandenburg	Byrnes	Costello	Cownie
Deyoe	Dolecheck	Drake	Fisher
Forristall	Fry	Garrett	Gassman
Grassley	Hagenow	Hanusa	Heartsill
Heaton	Hein	Hess	Highfill
Huseman	Jorgensen	Kaufmann	Klein
Koester	Landon	Lofgren	Maxwell
Miller, L.	Moore	Olson, S.	Pettengill
Rayhons	Rogers	Salmon	Sands
Schultz	Shaw	Sheets	Smith, J.
Soderberg	Stanerson	Taylor, R.	Upmeyer
Vander Linden	Watts	Windschitl	Worthan
Mr. Speaker			
Paulsen			

Absent or not voting, none.

Amendment H-1006 lost.

Soderberg of Plymouth offered amendment H-1010 filed by him.

Soderberg of Plymouth offered amendment H-1013, to amendment H-1010, filed by him from the floor and moved its adoption.

Amendment H-1013, to amendment H-1010, was adopted, placing out of order amendment H-1012 filed by Heddens of Story from the floor.

Soderberg of Plymouth moved the adoption of amendment H-1010, as amended.

Amendment H-1010, as amended, was adopted, placing out of order amendment H-1004 filed by Heddens of Story on February 7, 2013 and amendments H-1008 and H-1009 filed by Wolfe of Clinton on February 12, 2013.

Heaton of Henry moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 160)

The ayes were, 58:

Alons	Bacon	Baltimore	Baudler
Brandenburg	Byrnes	Costello	Cownie
Deyoe	Dolecheck	Drake	Fisher
Forristall	Fry	Garrett	Gassman
Grassley	Hagenow	Hanusa	Heartsill
Heaton	Hein	Hess	Highfill
Huseman	Jorgensen	Kaufmann	Klein
Koester	Landon	Lofgren	Lundby
Lykam	Maxwell	Miller, L.	Moore
Olson, S.	Pettengill	Rayhons	Rogers
Salmon	Sands	Schultz	Shaw
Sheets	Smith, J.	Soderberg	Stanerson
Taylor, R.	Thede	Upmeyer	Vander Linden
Watts	Winckler	Windschitl	Wood
Worthan	Mr. Speaker		
	Paulsen		

The nays were, 42:

Abdul-Samad	Anderson	Bearinger	Berry
Cohoon	Dawson	Dunkel	Forbes

Gaines	Gaskill	Hall	Hanson
Heddens	Hunter	Isenhart	Jacoby
Kajtazovic	Kearns	Kelley	Kressig
Lensing	Mascher	McCarthy	Miller, H.
Muhlbauer	Murphy	Oldson	Olson, R.
Olson, T.	Ourth	Prichard	Riding
Ruff	Running-Marquardt	Smith, M.	Staed
Steckman	Stutsman	Taylor, T.	Thomas
Wessel-Kroeschell	Wolfe		

Absent or not voting, none.

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

IMMEDIATE MESSAGES

Upmeyer of Cerro Gordo asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Files 119, 133, 152, 158, 160** and **Senate File 110**.

EXPLANATION OF VOTE

On February 13, 2013, I was necessarily absent during voting in the House chamber. Had I been present, I would have voted as follows:

House File 133 – “aye”
Senate File 110 – “aye”

BERRY of Black Hawk

DOCUMENT FILED

The following communication was received and placed on file:

By Thomas of Clayton from the North Winneshiek Community School District Board of Education regarding funding for Iowa schools.

HOUSE STUDY BILL COMMITTEE ASSIGNMENTS

H.S.B. 131 Local Government

Allowing certain milk and products using milk to be transferred directly by operators of dairy farms, and making penalties applicable.

H.S.B. 132 Economic Growth

Relating to the economic development financial assistance duties and powers of the economic development authority by authorizing and creating fees and a tax rebate, affecting the aggregate tax credit limit for certain economic development programs and the tax credit for the endow Iowa tax credit, authorizing the diversion of withholding tax payments for certain programs, making an appropriation, and including effective date and retroactive applicability provisions.

H.S.B. 133 Commerce

Relating to enhanced E911 emergency communication systems, and providing penalties.

H.S.B. 134 Commerce

Regulating the sale of portable electronics insurance, including by requiring licensure, and providing for fees and penalties.

H.S.B. 135 Transportation

Relating to the regulation of vehicles of excessive size and weight, establishing fees, and providing penalties.

H.S.B. 136 Human Resources

Relating to state requirements for county and multicounty juvenile detention homes.

H.S.B. 137 Commerce

Establishing data security compliance requirements in relation to payment card transactions, and providing penalties.

H.S.B. 138 Judiciary

Relating to the service of notice of no-contact orders and protective orders.

H.S.B. 139 Natural Resources

Relating to the definition of all-terrain vehicle and off-road utility vehicle for purposes of the regulation of recreational vehicles by the department of natural resources.

H.S.B. 140 Transportation

Relating to the penalty for failing to return a persons with disabilities parking permit and using the permit to park illegally.

H.S.B. 141 Judiciary

Relating to marital agreements, and including effective date and applicability provisions.

SUBCOMMITTEE ASSIGNMENTS**House File 126**

Education: Byrnes, Chair; Hanson and Stanerson.

House File 182

Commerce: J. Smith, Chair; Hall and Pettengill.

House File 200

Human Resources: Forristall, Chair; Abdul-Samad and Koester.

House File 201

Human Resources: Forristall and Heddens, Chair; Koester.

HOUSE STUDY BILL SUBCOMMITTEE ASSIGNMENTS**House Study Bill 78**

Transportation: Moore, Chair; Landon and Wolfe.

House Study Bill 92

Transportation: Moore, Chair; Murphy and Pettengill.

House Study Bill 128

Public Safety: Shaw, Chair; Brandenburg and Dawson.

House Study Bill 131

Local Government: Schultz, Chair; Heartsill and Running-Marquardt.

House Study Bill 132

Economic Growth: Baltimore, Chair; Dunkel and Hanusa.

House Study Bill 133

Commerce: Vander Linden, Chair; Kressig and Pettengill.

House Study Bill 134

Commerce: Vander Linden, Chair; Landon and Riding.

House Study Bill 135

Transportation: Moore, Chair; Landon and Riding.

House Study Bill 136

Human Resources: Lofgren, Chair; Dawson and Heaton.

House Study Bill 137

Commerce: Grassley, Chair; Fisher and Hall.

House Study Bill 140

Transportation: Kaufmann, Chair; Moore and Stutsman.

COMMITTEE RECOMMENDATIONS

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendations have been received and are on file in the office of the Chief Clerk:

CARMINE BOAL
Chief Clerk of the House

COMMITTEE ON AGRICULTURE

Committee Bill (Formerly House Study Bill 69), providing a tax credit for lessors or lessees of agricultural land in order to support beginning farmers.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 13, 2013.

COMMITTEE ON LOCAL GOVERNMENT

Committee Bill (Formerly House File 11), eliminating the Iowa smart planning principles and other local comprehensive planning and development guidelines.

Fiscal Note: **No**

Recommendation: **Do Pass** February 13, 2013.

COMMITTEE ON PUBLIC SAFETY

Committee Bill (Formerly House File 12), concerning issuance of a license or users permit for specified activities regarding explosives.

Fiscal Note: **No**

Recommendation: **Do Pass** February 12, 2013.

Committee Bill (Formerly House Study Bill 53), relating to the confidentiality of information filed with the court for the purpose of securing an arrest warrant.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 12, 2013.

Committee Bill (Formerly House Study Bill 67), relating to privileged communications between certain peer support group counselors and officers.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 12, 2013.

COMMITTEE ON STATE GOVERNMENT

Committee Bill (Formerly House Study Bill 20), relating to the legal sufficiency review of and notification procedures for complaints filed with the Iowa ethics and campaign disclosure board.

Fiscal Note: **No**

Recommendation: **Do Pass** February 12, 2013.

Committee Bill (Formerly House Study Bill 21), relating to the technical administration of election and voter registration laws, including by making modifications to certain filing deadlines, preservation of certain records, elections to fill certain vacancies in office, absentee voting, voting systems, and ballot summaries.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 12, 2013.

COMMITTEE ON TRANSPORTATION

Committee Bill (Formerly House File 24), relating to the operation of golf carts on the streets of an established community within an unincorporated area and making a penalty applicable.

Fiscal Note: **No**

Recommendation: **Do Pass** February 13, 2013.

COMMITTEE ON VETERANS AFFAIRS

Committee Bill (Formerly House Study Bill 30), exempting federal retirement pay of a resident received for military service from the state individual income tax and including retroactive applicability provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** February 12, 2013.

RESOLUTIONS FILED

H.R. 11, by Abdul-Samad, Gaines, Staed, Dawson, Prichard, T. Olson, Murphy, Koester, Lofgren, Heddens, Hunter, Salmon, Dunkel, Hanusa, Maxwell, Huseman, Gaskill, Pettengill, Steckman, Paulsen, Kearns, Wessel-Kroeschell, R. Olson, Oldson, Muhlbauer, H. Miller, Berry, Cohoon, Ruff, Hanson, Jacoby, Kelley, Hall, Thede, and Stutsman, a resolution designating February 2013 as Black History Month.

Laid over under **Rule 25**.

H.R. 12, by Hall and Pettengill, a resolution urging Congress to include political organizations within the scope of the National Do Not Call Registry.

Laid over under **Rule 25**.

AMENDMENTS FILED

H-1012	H.F.	160	Heddens of Story
H-1013	H.F.	160	Soderberg of Plymouth

On motion by Upmeyer of Cerro Gordo, the House adjourned at 7:28 p.m., until 8:30 a.m., Thursday, February 14, 2013.

JOURNAL OF THE HOUSE

Thirty-second Calendar Day - Twenty-first Session Day

Hall of the House of Representatives
Des Moines, Iowa, Thursday, February 14, 2013

The House met pursuant to adjournment at 8:33 a.m., Speaker Paulsen in the chair.

Prayer was offered by Father Larry Hoffmann from St. Luke Catholic Church, Ankeny. He was the guest of Representative Koester of Polk County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Aubrey Kohl, Page from Davenport.

The Journal of Wednesday, February 13, 2013, was approved.

INTRODUCTION OF BILLS

House Joint Resolution 8, by Heaton, a joint resolution to nullify administrative rules of the department of human services concerning respite care provider rates and providing an effective date.

Read first time and referred to committee on **Human Resources**.

House File 208, by H. Miller, a bill for an act creating a committee to provide for greater collaboration between urban and rural communities.

Read first time and referred to committee on **Local Government**.

House File 209, by committee on State Government, a bill for an act relating to the legal sufficiency review of and notification procedures for complaints filed with the Iowa ethics and campaign disclosure board.

Read first time and placed on the **calendar**.

House File 210, by committee on Judiciary, a bill for an act relating to the practices and procedures of the state public defender.

Read first time and placed on the **calendar**.

House File 211, by committee on Judiciary, a bill for an act requiring in-state construction contracts and disputes thereof to be governed by Iowa law.

Read first time and placed on the **calendar**.

House File 212, by committee on Judiciary, a bill for an act relating to conducting condemnation proceedings.

Read first time and placed on the **calendar**.

House File 213, by committee on Judiciary, a bill for an act relating to the transmission of court records by the clerk of the district court to the clerk of the supreme court in an appeal.

Read first time and placed on the **calendar**.

House File 214, by committee on Judiciary, a bill for an act relating to the possession of alcohol by certain minors and juvenile court jurisdiction, and making penalties applicable.

Read first time and placed on the **calendar**.

House File 215, by committee on Education, a bill for an act relating to and providing for education reform involving student, teacher, and administrator programs and activities under the purview of the department of education, the state board of education, the college student aid commission, school districts, and accredited nonpublic schools; making appropriations and providing for the establishment and retention of certain fees; and including transition and effective date provisions.

Read first time and referred to committee on **Ways and Means**.

ADOPTION OF HOUSE RESOLUTION 11

Upmeyer of Cerro Gordo called up for consideration **House Resolution 11**, a resolution designating February 2013 as Black History Month, and moved its adoption.

The motion prevailed and the resolution was adopted.

On motion by Upmeyer of Cerro Gordo, the House was recessed at 8:43 a.m., until the conclusion of the committee on Ways and Means meeting.

AFTERNOON SESSION

The House reconvened at 4:30 p.m., Speaker Paulsen in the chair.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on February 14, 2013, adopted the following resolution in which the concurrence of the Senate was asked:

House Concurrent Resolution 5, a concurrent resolution relating to joint rules of the Senate and House of Representatives for the Eighty-fifth General Assembly.

Also: That the Senate has on February 14, 2013, adopted the following resolution in which the concurrence of the House is asked:

Senate Concurrent Resolution 4, a concurrent resolution relating to the compensation of chaplains, officers, and employees of the eighty-fifth general assembly.

Also: That the Senate has on February 14, 2013, passed the following bill in which the concurrence of the House is asked:

Senate File 161, a bill for an act establishing the categorical state percent of growth for the school budget year beginning July 1, 2014, and including applicability provisions.

Also: That the Senate has on February 14, 2013, passed the following bill in which the concurrence of the House is asked:

Senate File 162, a bill for an act establishing the state percent of growth for the school budget year beginning July 1, 2014, and including applicability provisions.

MICHAEL E. MARSHALL, Secretary

INTRODUCTION OF BILLS

House File 216, by Heartsill, Windschitl, Salmon, Schultz, Huseman, Costello, Landon, Fisher, Sheets, Shaw, Alons, Hagenow, Klein, Watts, and Maxwell, a bill for an act concerning driver education instruction by a teaching parent.

Read first time and referred to committee on **Education**.

House File 217, by Heaton, a bill for an act relating to the creation of a mental health advocate division in the department of inspections and appeals and including effective date provisions.

Read first time and referred to committee on **Human Resources**.

House File 218, by Running-Marquardt, a bill for an act relating to criminal and abuse registry background checks for health-related employment and the requirements for requesting Iowa criminal history data.

Read first time and referred to committee on **Human Resources**.

House File 219, by Kaufmann, Jacoby, Kressig, Lensing, Byrnes, Wood, Stutsman, Muhlbauer, Lykam, Moore, Highfill, Shaw, J. Smith, Hess, Heartsill, Vander Linden, Garrett, Sands, Fisher, Salmon, Beringer, Huseman, Hein, Schultz, R. Olson, Landon, Grassley, Hagenow, and Anderson, a bill for an act relating to eminent domain authority and procedures and including effective date and applicability provisions.

Read first time and referred to committee on **Judiciary**.

House File 220, by R. Olson, a bill for an act relating to the assessment of court costs and administrative fees upon dismissal of a citation for driving without proof of financial liability coverage.

Read first time and referred to committee on **Judiciary**.

House File 221, by committee on Veterans Affairs, a bill for an act exempting federal retirement pay of a resident received for

military service from the state individual income tax and including retroactive applicability provisions.

Read first time and referred to committee on **Ways and Means**.

House File 222, by committee on Public Safety, a bill for an act relating to the confidentiality of information filed with the court for the purpose of securing an arrest warrant.

Read first time and placed on the **calendar**.

House File 223, by committee on Public Safety, a bill for an act concerning issuance of a license or users permit for specified activities regarding explosives.

Read first time and placed on the **calendar**.

House File 224, by committee on Public Safety, a bill for an act relating to privileged communications between certain peer support group counselors and officers.

Read first time and placed on the **calendar**.

House File 225, by committee on Environmental Protection, a bill for an act relating to pollution prevention and waste management assistance.

Read first time and placed on the **calendar**.

SENATE MESSAGES CONSIDERED

Senate Concurrent Resolution 4, by committee on Rules and Administration, a concurrent resolution relating to the compensation of chaplains, officers, and employees of the eighty-fifth general assembly.

Read first time and referred to committee on **Administration and Rules**.

Senate File 161, by committee on Education, a bill for an act establishing the categorical state percent of growth for the school

budget year beginning July 1, 2014, and including applicability provisions.

Read first time and referred to committee on **Education**.

Senate File 162, by committee on Education, a bill for an act establishing the state percent of growth for the school budget year beginning July 1, 2014, and including applicability provisions.

Read first time and referred to committee on **Education**.

BILL SIGNED BY THE GOVERNOR

A communication was received from the Governor announcing that on February 14, 2013, he approved and transmitted to the Secretary of State the following bill:

Senate File 106, a bill for an act updating the Code references to the Internal Revenue Code and decoupling from certain federal bonus depreciation provisions, providing certain taxpayers additional time to file a claim for refund or credit of individual income tax, and including effective date and retroactive applicability provisions.

HOUSE STUDY BILL COMMITTEE ASSIGNMENTS

H.S.B. 142 Judiciary

Enhancing the criminal penalty for an assault on a public transit bus operator, and providing penalties.

H.S.B. 143 Judiciary

Relating to business corporations, including by providing for their organization and operation; providing for the relationship between shareholders, directors, and officers; and including effective date provisions.

H.S.B. 144 Commerce

Relating to the duties and responsibilities of insurance producers under insurance policies or contracts.

H.S.B. 145 Commerce

Authorizing specified electric utility customers to engage in agricultural aggregate net metering.

H.S.B. 146 Commerce

Concerning applications for liquor control licenses and micro-distilled spirits, beer, and wine permits.

H.S.B. 147 Commerce

Concerning the alcoholic beverages division of the department of commerce and alcoholic beverage control, and making penalties applicable.

H.S.B. 148 Human Resources

Requiring the development and use of a standard form for prior authorization of prescription drug benefits.

H.S.B. 149 Human Resources

Relating to prescription authority for certain psychologists and making penalties applicable.

SUBCOMMITTEE ASSIGNMENTS**House File 70**

Economic Growth: Moore, Chair; Gaskill and Schultz.

House File 143

Education: Fry, Chair; Byrnes and Wood.

House File 183

Education: L. Miller, Chair; Koester, Winckler.

House File 187

Education: Fry, Chair; Byrnes and Wood.

House File 188

Education: L. Miller, Chair; Garrett and Hanson.

House File 194

Transportation: Pettengill, Chair; Heartsill and Wolfe.

House File 202

Education: L. Miller, Chair; Rogers and Ruff.

House File 204

Education: Koester, Chair; Gaines and Stanerson.

HOUSE STUDY BILL SUBCOMMITTEE ASSIGNMENTS

House Study Bill 138

Judiciary: Kaufmann, Chair; Gassman and Wessel-Kroeschell.

House Study Bill 142

Judiciary: Kaufmann, Chair; Gassman and R. Olson.

House Study Bill 143

Judiciary: Hagenow, Chair; Hess and T. Olson.

House Study Bill 144

Commerce: Baltimore, Chair; Dawson and Watts.

House Study Bill 145

Commerce: Cownie, Chair; Lykam and Soderberg.

House Study Bill 146

Commerce: R. Taylor, Chair; Landon and Riding.

House Study Bill 147

Commerce: R. Taylor, Chair; Landon and Lykam.

COMMITTEE RECOMMENDATIONS

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendations have been received and are on file in the office of the Chief Clerk:

CARMINE BOAL
Chief Clerk of the House

COMMITTEE ON APPROPRIATIONS

Committee Bill (Formerly House File 8), a bill for an act appropriating moneys in the cigarette fire safety standard fund.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 14, 2013.

House File 215, a bill for an act relating to and providing for education reform involving student, teacher, and administrator programs and activities under the purview of the department of education, the state board of education, the college student aid commission, school districts, and accredited nonpublic schools; making appropriations and providing for the establishment and retention of certain fees; and including transition and effective date provisions.

Fiscal Note: **No**

Recommended **Do Pass** February 14, 2013

COMMITTEE ON EDUCATION

Committee Bill (Formerly House Study Bill 4), relating to and providing for education reform involving student, teacher, and administrator programs and activities under the purview of the department of education, the state board of education, the college student aid commission, school districts, and accredited nonpublic schools; making appropriations and providing for the establishment and retention of certain fees; and including transition and effective date provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 13, 2013.

COMMITTEE ON VETERANS AFFAIRS

Committee Bill (Formerly House Study Bill 30), exempting federal retirement pay of a resident received for military service from the state individual income tax and including retroactive applicability provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** February 12, 2013.

COMMITTEE ON WAY AND MEANS

House File 215, a bill for an act relating to and providing for education reform involving student, teacher, and administrator programs and activities under the purview of the department of education, the state board of education, the college student aid commission, school districts, and accredited nonpublic schools; making appropriations and providing for the establishment and retention of certain fees; and including transition and effective date provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** February 14, 2013.

Referred to committee on Appropriations pursuant to Rule 31.7.

RESOLUTIONS FILED

H.R. 13, by Kelley, a resolution in support of extending the federal production tax credit for wind energy.

Laid over under **Rule 25**.

H.R. 14, by L. Miller, a resolution honoring the March of Dimes Foundation for its multifaceted and ongoing role in protecting the health of mothers, infants, and children.

Laid over under **Rule 25**.

H.R. 15, by Hall and Maxwell, a resolution honoring the Grinnell College Men's Basketball Team.

Laid over under **Rule 25**.

H.R. 16, by Upmeyer, Paulsen, Grassley, Drake, J. Smith, Lofgren, Deyoe, Muhlbauer, Mascher, Winckler, Thomas, and Riding, a resolution recognizing the sesquicentennial of the American Veterinary Medical Association and honoring the work of America's veterinarians.

Laid over under **Rule 25**.

On motion by Upmeyer of Cerro Gordo, the House adjourned at 4:33 p.m., until 10:00 a.m., Friday, February 15, 2013.

JOURNAL OF THE HOUSE

Thirty-third Calendar Day - Twenty-second Session Day

Hall of the House of Representatives
Des Moines, Iowa, Friday, February 15, 2013

The House met pursuant to adjournment at 10:04 a.m., Bacon of Story in the chair.

Prayer was offered by Representative Bacon of Story County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Representative Bacon of Story.

The Journal of Thursday, February 14, 2013, was approved.

INTRODUCTION OF BILLS

House File 226, by Thomas, a bill for an act relating to alternate energy by allowing the establishment of alternate energy aggregation projects.

Read first time and referred to committee on **Commerce**.

House File 227, by Byrnes, a bill for an act providing for entrepreneurial education accounts for student organizations and clubs and including effective date and applicability provisions.

Read first time and referred to committee on **Education**.

House File 228, by Running-Marquardt, a bill for an act relating to the sales tax exemption for certain wastewater treatment or effluent treatment services.

Read first time and referred to committee on **Environmental Protection**.

House File 229, by Isenhart, a bill for an act relating to water resources and watershed management.

Read first time and referred to committee on **Environmental Protection**.

House File 230, by Garrett, a bill for an act relating to regionalization of county mental health and disability services and including effective date provisions.

Read first time and referred to committee on **Human Resources**.

House File 231, by Kelley, a bill for an act relating to the assessment of the drug abuse resistance education surcharge.

Read first time and referred to committee on **Human Resources**.

House File 232, by Running-Marquardt, Staed, T. Taylor, and M. Smith, a bill for an act relating to the state comprehensive Alzheimer's disease response strategy.

Read first time and referred to committee on **Human Resources**.

House File 233, by Kelley, a bill for an act prohibiting employment discrimination based on a person's credit score or home ownership status and making penalties applicable.

Read first time and referred to committee on **Labor**.

House File 234, by Hein, Pettengill, Deyoe, Maxwell, and Salmon, a bill for an act relating to the underage possession or consumption of alcohol and providing penalties.

Read first time and referred to committee on **Public Safety**.

House File 235, by Heartsill, Windschitl, Vander Linden, Alons, Watts, Schultz, Pettengill, Salmon, Fisher, Huseman, Landon, Sheets, Shaw, Maxwell, and Gassman, a bill for an act repealing a requirement that taxpayers indicate on their tax returns the presence or absence of health care coverage for their dependent children and

apply for certain public health care coverage, and including effective date and retroactive applicability provisions.

Read first time and referred to committee on **Ways and Means**.

House File 236, by committee on Transportation, a bill for an act relating to the operation of golf carts on the streets of an established community within an unincorporated area and making a penalty applicable.

Read first time and placed on the **calendar**.

COMMUNICATIONS RECEIVED

The following communications were received and filed in the office of the Chief Clerk:

DEPARTMENT OF AGRICULTURE AND LAND STEWARDSHIP

State Psuedorabies Advisory Committee Report, pursuant to Iowa Code section 166D.3(2).

Loess Hills Alliance Board of Directors Report, pursuant to Iowa Code section 161D.6(6).

ICN Savings Report, pursuant to Iowa Code section 8D.10.

Control of Pathogenic Viruses in Poultry Report, pursuant to Iowa Code section 165B.2(1)(b).

IOWA PUBLIC INFORMATION BOARD

Annual Report, pursuant to Chapter 1115.9, 2012 Iowa Acts.

LEGISLATIVE SERVICES AGENCY

Urban Renewal Report-Tax Increment Financing Report, pursuant to Iowa Code section 331.403.

On motion by Pettengill of Benton, the House adjourned at 10:08 a.m., until 1:00 p.m., Monday, February 18, 2013.

JOURNAL OF THE HOUSE

Thirty-sixth Calendar Day - Twenty-third Session Day

Hall of the House of Representatives
Des Moines, Iowa, Monday, February 18, 2013

The House met pursuant to adjournment at 1:02 p.m., Speaker Paulsen in the chair.

Prayer was offered by Reverend Nathan Sherrill from St. Paul Lutheran Church, Council Bluffs. He was the guest of Representative Hanusa of Pottawattamie County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Clearfield Elementary School students from Clearfield. They were the guests of Representatives M. Smith of Marshall and Dolecheck of Ringgold.

The Journal of Friday, February 15, 2013, was approved.

INTRODUCTION OF BILLS

House File 237, by Kelley, a bill for an act relating to the attainment of high-performance certification applicable to elementary and secondary public school buildings.

Read first time and referred to committee on **Commerce**.

House File 238, by Kelley, a bill for an act concerning the right of an employee or member to continue group accident or health insurance upon termination of employment or membership.

Read first time and referred to committee on **Commerce**.

House File 239, by Kelley, a bill for an act concerning notice to employees or members of the termination or substantial modification of their group accident or health insurance.

Read first time and referred to committee on **Commerce**.

House File 240, by Kelley, a bill for an act providing for the conducting of a wireless communication mapping survey.

Read first time and referred to committee on **Commerce**.

House File 241, by Kelley, a bill for an act establishing an energy efficiency training curriculum applicable to designated school district employees.

Read first time and referred to committee on **Education**.

House File 242, by Kelley, a bill for an act providing for civil rights enforcement concerning employment rights of persons exercising their rights under the federal Family and Medical Leave Act.

Read first time and referred to committee on **Labor**.

House File 243, by Kelley, a bill for an act requiring the state building code commissioner to adopt statewide requirements and standards for radon control in residential construction and making penalties applicable.

Read first time and referred to committee on **State Government**.

House File 244, by Running-Marquardt, Kressig, and Steckman, a bill for an act relating to the operation of bicycles on a highway and to motorists overtaking and passing a bicycle, implement of husbandry, or slow-moving vehicle on a highway, and making penalties applicable.

Read first time and referred to committee on **Transportation**.

On motion by Upmeyer of Cerro Gordo, the House was recessed at 1:10 p.m., until 5:00 p.m.

AFTERNOON SESSION

The House reconvened at 5:13 p.m., Speaker Paulsen in the chair.

INTRODUCTION OF BILLS

House File 245, by committee on Appropriations, a bill for an act appropriating moneys in the cigarette fire safety standard fund and including effective date and retroactive applicability provisions.

Read first time and placed on the **Appropriations calendar**.

House File 246, by committee on State Government, a bill for an act relating to the technical administration of election and voter registration laws, including by making modifications to certain filing deadlines, preservation of certain records, elections to fill certain vacancies in office, absentee voting, voting systems, and ballot summaries.

Read first time and placed on the **calendar**.

House File 247, by Kelley, a bill for an act requiring that land within a levee or drainage district be included in an abstract of title.

Read first time and referred to committee on **Judiciary**.

House File 248, by Garrett and Worthan, a bill for an act relating to jurisdictional changes to small claims court cases.

Read first time and referred to committee on **Judiciary**.

House File 249, by Bacon, a bill for an act excluding certain poppers and snappers from the definition of fireworks whose sale or use is prohibited.

Read first time and referred to committee on **State Government**.

House File 250, by Fry, a bill for an act relating to the operation of off-road utility vehicles on secondary roads upon registration with the department of transportation, providing a registration fee, and providing penalties.

Read first time and referred to committee on **Transportation**.

House File 251, by Kelley, a bill for an act relating to state military service by providing mortgage foreclosure and real estate protections for certain military service members.

Read first time and referred to committee on **Veterans Affairs**.

House File 252, by committee on Agriculture, a bill for an act relating to beginning farmers by modifying the agricultural assets transfer tax credit, providing a custom farming contract tax credit, and terminating the agricultural loan assistance program, and including effective date and retroactive applicability provisions.

Read first time and referred to committee on **Ways and Means**.

The House stood at ease at 5:15 p.m., until the fall of the gavel.

The House resumed session at 7:44 p.m., Speaker Paulsen in the chair.

HOUSE STUDY BILL COMMITTEE ASSIGNMENTS

H.S.B. 150 Ways and Means

Relating to property taxation by establishing and modifying property assessment limitations, providing for commercial and industrial property tax replacement payments, making appropriations, and including effective date and retroactive applicability provisions.

H.S.B. 151 Commerce

Relating to matters under the purview of the banking division of the department of commerce.

H.S.B. 152 Human Resources

Relating to record checks of prospective and current health care employees and certain students.

H.S.B. 153 Human Resources

Relating to the respiratory syncytial virus season and the coverage of prescription drugs that protect against the respiratory syncytial virus under the medical assistance program.

SUBCOMMITTEE ASSIGNMENTS**House Joint Resolution 8**

Human Resources: Fry, Chair; Heddens and Landon.

House File 98

Ways and Means: Windschitl, Chair; Gaskill and Sands.

House File 111

Ways and Means: Stanerson, Chair; Moore and Muhlbauer.

House File 177

Natural Resources: J. Smith, Chair; Fisher, Hall, Hanson and Rayhons.

House File 179

Ways and Means: Windschitl, Chair; Riding and Sands.

House File 190

Ways and Means: Windschitl, Chair; Sands and Thomas.

House File 195

Ways and Means: Windschitl, Chair; Riding and Sands.

House File 217

Human Resources: Garrett, Chair; Costello and M. Smith.

House File 218

Human Resources: Forristall, Chair; Abdul-Samad and Lofgren.

House File 228

Environmental Protection: J. Smith, Chair; Anderson and Gassman.

House File 229

Environmental Protection: Klein, Chair; Isenhart and Maxwell.

House File 230

Human Resources: Forristall, Chair; Heddens and Lofgren.

House File 231

Human Resources: Forristall, Chair; Abdul-Samad and Lofgren.

House File 232

Human Resources: Forristall, Chair; Lofgren and Murphy.

House File 233

Labor: Hanusa, Chair; Berry and Costello.

House File 235

Ways and Means: Vander Linden, Chair; Isenhart and Windschitl.

House File 237

Commerce: Cownie, Chair; Lykam and Soderberg.

House File 238

Commerce: Cownie, Chair; Lykam and Soderberg.

House File 239

Commerce: Cownie, Chair; Lykam and Soderberg.

House File 240

Commerce: Cownie, Chair; Lykam and Soderberg.

House File 242

Labor: Jorgensen, Chair; Forristall and Hunter.

House File 243

State Government: Watts, Chair; Grassley and Hunter.

HOUSE STUDY BILL SUBCOMMITTEE ASSIGNMENTS

House Study Bill 3 Reassigned

Human Resources: Forristall, Chair; Murphy and R. Taylor.

House Study Bill 148

Human Resources: L. Miller, Chair; Anderson and Hess.

House Study Bill 149

Human Resources: Fry, Chair; Anderson and Landon.

House Study Bill 150

Ways and Means: Sands, Chair; Forbes, Forristall, Kearns, Landon, Oldson and Stanerson.

House Study Bill 151

Commerce: J. Smith, Chair; Fisher and Hall.

COMMITTEE RECOMMENDATIONS

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendations have been received and are on file in the office of the Chief Clerk:

CARMINE BOAL
Chief Clerk of the House

COMMITTEE ON EDUCATION

Committee Bill (Formerly House Study Bill 88), relating to complaints filed with the board of educational examiners.

Fiscal Note: **No**

Recommendation: **Do Pass** February 18, 2013.

COMMITTEE ON HUMAN RESOURCES

Committee Bill (Formerly House Study Bill 46), relating to programs and services under the purview of the department on aging.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 18, 2013.

AMENDMENTS FILED

H-1014	H.F.	215	Soderberg of Plymouth
H-1015	H.F.	215	Jorgensen of Woodbury
H-1016	H.F.	215	Dolecheck of Ringgold
H-1017	H.F.	215	Winckler of Scott
H-1018	H.F.	215	Forristall of Pottawattamie
H-1019	H.F.	215	Byrnes of Mitchell
H-1020	H.F.	215	Windschitl of Harrison
H-1021	H.F.	215	Dolecheck of Ringgold
H-1022	H.F.	215	Windschitl of Harrison
H-1023	H.F.	215	Wood of Scott
H-1024	H.F.	215	Winckler of Scott
H-1025	H.F.	215	Wood of Scott
H-1026	H.F.	215	Steckman of Cerro Gordo
H-1027	H.F.	215	Steckman of Cerro Gordo Staed of Linn
H-1028	H.F.	215	Winckler of Scott
H-1029	H.F.	215	Winckler of Scott
H-1030	H.F.	215	Hanson of Jefferson
H-1031	H.F.	215	Winckler of Scott
H-1032	H.F.	215	Winckler of Scott
H-1033	H.F.	215	Mascher of Johnson
H-1034	H.F.	215	Winckler of Scott
H-1035	H.F.	215	Mascher of Johnson
H-1036	H.F.	215	Mascher of Johnson
H-1037	H.F.	215	Mascher of Johnson
H-1038	H.F.	215	Abdul-Samad of Polk
H-1039	H.F.	215	Steckman of Cerro Gordo Staed of Linn
H-1040	H.F.	215	Wood of Scott
H-1041	H.F.	215	Mascher of Johnson
H-1042	H.F.	215	Mascher of Johnson
H-1043	H.F.	215	Jorgensen of Woodbury
H-1044	H.F.	215	Kajtazovic of Black Hawk
H-1045	H.F.	215	Winckler of Scott

On motion by Windschitl of Harrison, the House adjourned at 7:44 p.m., until 8:30 a.m., Tuesday, February 19, 2013.

JOURNAL OF THE HOUSE

Thirty-seventh Calendar Day - Twenty-fourth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Tuesday, February 19, 2013

The House met pursuant to adjournment at 8:33 a.m., Speaker Paulsen in the chair.

Prayer was offered by Bishop Richard Pates from the Des Moines Diocese. He was the guest of Representative Forbes of Polk County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Logan Schmitt of Nichols. She is the granddaughter of Representative S. Olson of Clinton.

The Journal of Monday, February 18, 2013, was approved.

INTRODUCTION OF BILL

House File 253, by Heaton, a bill for an act relating to early childhood Iowa initiative requirements for area boards.

Read first time and referred to committee on **Human Resources**.

On motion by Upmeyer of Cerro Gordo, the House was recessed at 8:40 a.m., until 4:00 p.m.

AFTERNOON SESSION

The House reconvened at 4:03 p.m., Speaker Paulsen in the chair.

The House stood at ease at 4:03 p.m., until the fall of the gavel.

The House resumed session at 6:10 p.m., Speaker Paulsen in the chair.

INTRODUCTION OF BILLS

House File 254, by Thomas, a bill for an act providing for zoos keeping dangerous wild animals, making penalties applicable, and including applicability and effective date provisions.

Read first time and referred to committee on **Agriculture**.

House File 255, by Winckler, Kressig, Kajtazovic, Wolfe, Bearinger, Kearns, Ruff, Thomas, Thede, Abdul-Samad, Anderson, Wessel-Kroeschell, Lensing, Hanson, T. Taylor, and Dawson, a bill for an act relating to direct and indirect costs under the statewide preschool program for four-year-old children and including effective date provisions.

Read first time and referred to committee on **Education**.

House File 256, by Winckler, Kressig, Kajtazovic, Wolfe, Bearinger, Kearns, H. Miller, Thede, Abdul-Samad, Dunkel, Stutsman, Wessel-Kroeschell, Lensing, Staed, Gaskill, and Hanson, a bill for an act relating to the membership requirements for early childhood Iowa area boards.

Read first time and referred to committee on **Human Resources**.

House File 257, by Heddens and T. Taylor, a bill for an act relating to the regulation of tanning facilities.

Read first time and referred to committee on **Human Resources**.

House File 258, by Pettengill, a bill for an act relating to mechanic's liens and the mechanics' notice and lien registry.

Read first time and referred to committee on **Judiciary**.

House File 259, by Pettengill, a bill for an act modifying provisions applicable to electrician and electrical contractor licensing and regulation, including transition provisions, and including effective date provisions.

Read first time and referred to committee on **State Government**.

House File 260, by Pettengill, a bill for an act relating to the authority of the plumbing and mechanical systems board.

Read first time and referred to committee on **State Government**.

House File 261, by Pettengill, a bill for an act relating to open burning.

Read first time and referred to committee on **State Government**.

House File 262, by Heaton, a bill for an act establishing an office of administrative hearings within the department of management.

Read first time and referred to committee on **State Government**.

House File 263, by Moore, a bill for an act relating to the operation of all-terrain vehicles on highways upon registration with the department of transportation, providing a registration fee, and providing penalties.

Read first time and referred to committee on **Transportation**.

House File 264, by Moore, Muhlbauer, Kressig, Jacoby, Ruff, H. Miller, Thomas, Kaufmann, Abdul-Samad, Cohoon, Grassley, Riding, Forbes, Kelley, Gaines, Steckman, Wood, Prichard, Staed, Lykam, Stutsman, Kearns, Ourth, Bearinger, Wolfe, Kajtazovic, T. Taylor, Mascher, Gaskill, T. Olson, Hanson, Dawson, and Hall, a bill for an act concerning the vehicle height limit for a flatbed trailer carrying a load of hay, straw, or stover.

Read first time and referred to committee on **Transportation**.

House File 265, by Kressig, Jacoby, Isenhardt, Hall, Wolfe, Bearinger, Gaines, Running-Marquardt, Wood, Muhlbauer, Steckman, Kajtazovic, Murphy, and Hunter, a bill for an act providing a sales tax exemption for sales of textbooks for limited time periods annually and including effective date provisions.

Read first time and referred to committee on **Ways and Means**.

House File 266, by Heaton, a bill for an act relating to school district transportation costs by authorizing a school district to impose a transportation cost supplemental levy and including applicability provisions.

Read first time and referred to committee on **Ways and Means**.

House File 267, by Huseman and M. Smith, a bill for an act relating to an electric or natural gas vehicle facility tax credit and including effective date and retroactive applicability provisions.

Read first time and referred to committee on **Ways and Means**.

House File 268, by committee on Local Government, a bill for an act eliminating the Iowa smart planning principles and other local comprehensive planning and development guidelines.

Read first time and placed on the **calendar**.

QUORUM CALL

A non-record roll call was requested to determine that a quorum was present. The vote revealed ninety-four members present, six absent.

CONSIDERATION OF BILLS

Regular Calendar

House File 196, a bill for an act increasing civil penalties applicable to specified pipeline safety violations, was taken up for consideration.

SENATE FILE 91 SUBSTITUTED FOR HOUSE FILE 196

Landon of Polk asked and received unanimous consent to substitute Senate File 91 for House File 196.

Senate File 91, a bill for an act increasing civil penalties applicable to specified pipeline safety violations, was taken up for consideration.

Landon of Polk moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 91)

The ayes were, 97:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Bearinger	Brandenburg	Byrnes
Cohoon	Costello	Cownie	Dawson
Deyoe	Dolecheck	Drake	Dunkel
Fisher	Forbes	Forristall	Fry
Gaines	Garrett	Gaskill	Gassman
Grassley	Hagenow	Hall	Hanson
Hanusa	Heartsill	Heaton	Heddens
Hein	Hess	Highfill	Hunter
Huseman	Isenhart	Jacoby	Jorgensen
Kajtazovic	Kaufmann	Kearns	Kelley
Klein	Koester	Kressig	Landon
Lensing	Lofgren	Lundby	Mascher
Maxwell	McCarthy	Miller, H.	Miller, L.
Moore	Muhlbauer	Murphy	Oldson
Olson, R.	Olson, S.	Olson, T.	Ourth
Pettengill	Prichard	Rayhons	Riding
Rogers	Ruff	Running-Marquardt	Salmon
Sands	Schultz	Shaw	Sheets
Smith, J.	Smith, M.	Soderberg	Staed
Stanerson	Steckman	Stutsman	Taylor, R.
Taylor, T.	Thede	Thomas	Upmeyer
Vander Linden	Watts	Wessel-Kroeschell	Winckler
Windschitl	Wolfe	Wood	Worthan
Mr. Speaker			
Paulsen			

The nays were, none.

Absent or not voting, 3:

Baudler	Berry	Lykam
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The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

HOUSE FILE 196 WITHDRAWN

Landon of Polk asked and received unanimous consent to withdraw House File 196 from further consideration by the House.

Ways and Means Calendar

House File 199, a bill for an act relating to the administration of the streamlined sales and use tax agreement by the department of revenue, was taken up for consideration.

Vander Linden of Mahaska moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 199)

The ayes were, 97:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Bearinger	Brandenburg	Byrnes
Cohoon	Costello	Cownie	Dawson
Deyoe	Dolecheck	Drake	Dunkel
Fisher	Forbes	Forristall	Fry
Gaines	Garrett	Gaskill	Gassman
Grassley	Hagenow	Hall	Hanson
Hanusa	Heartsill	Heaton	Heddens
Hein	Hess	Highfill	Hunter
Huseman	Isenhart	Jacoby	Jorgensen
Kajtazovic	Kaufmann	Kearns	Kelley
Klein	Koester	Kressig	Landon
Lensing	Lofgren	Lundby	Mascher
Maxwell	McCarthy	Miller, H.	Miller, L.
Moore	Muhlbauer	Murphy	Oldson
Olson, R.	Olson, S.	Olson, T.	Ourth
Pettengill	Prichard	Rayhons	Riding
Rogers	Ruff	Running-Marquardt	Salmon
Sands	Schultz	Shaw	Sheets
Smith, J.	Smith, M.	Soderberg	Staed
Stanerson	Steckman	Stutsman	Taylor, R.
Taylor, T.	Thede	Thomas	Upmeyer
Vander Linden	Watts	Wessel-Kroeschell	Winckler
Windschitl	Wolfe	Wood	Worthan
Mr. Speaker			
Paulsen			

The nays were, none.

Absent or not voting, 3:

Baudler	Berry	Lykam
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The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Regular Calendar

House File 225, a bill for an act relating to pollution prevention and waste management assistance, was taken up for consideration.

Klein of Washington moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 225)

The ayes were, 97:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Bearinger	Brandenburg	Byrnes
Cohoon	Costello	Cownie	Dawson
Deyoe	Dolecheck	Drake	Dunkel
Fisher	Forbes	Forristall	Fry
Gaines	Garrett	Gaskill	Gassman
Grassley	Hagenow	Hall	Hanson
Hanusa	Heartsill	Heaton	Heddens
Hein	Hess	Highfill	Hunter
Huseman	Isenhart	Jacoby	Jorgensen
Kajtazovic	Kaufmann	Kearns	Kelley
Klein	Koester	Kressig	Landon
Lensing	Lofgren	Lundby	Mascher
Maxwell	McCarthy	Miller, H.	Miller, L.
Moore	Muhlbauer	Murphy	Oldson
Olson, R.	Olson, S.	Olson, T.	Ourth
Pettengill	Prichard	Rayhons	Riding
Rogers	Ruff	Running-Marquardt	Salmon
Sands	Schultz	Shaw	Sheets
Smith, J.	Smith, M.	Soderberg	Staed
Stanerson	Steckman	Stutsman	Taylor, R.
Taylor, T.	Thede	Thomas	Upmeyer
Vander Linden	Watts	Wessel-Kroeschell	Winckler
Windschitl	Wolfe	Wood	Worthan
Mr. Speaker			
Paulsen			

The nays were, none.

Absent or not voting, 3:

Baudler	Berry	Lykam
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The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 215, a bill for an act relating to and providing for education reform involving student, teacher, and administrator programs and activities under the purview of the department of education, the state board of education, the college student aid commission, school districts, and accredited nonpublic schools; making appropriations and providing for the establishment and retention of certain fees; and including transition and effective date provisions, was taken up for consideration.

Soderberg of Plymouth offered amendment H-1014 filed by him.

Wood of Scott offered amendment H-1048, to amendment H-1014, filed by him and Hall of Woodbury from the floor and moved its adoption.

Roll call was requested by Wood of Scott and Steckman of Cerro Gordo.

On the question "Shall amendment H-1048, to amendment H-1014, be adopted?" (H.F. 215)

The ayes were, 45:

Abdul-Samad	Anderson	Bearinger	Cohoon
Dawson	Dunkel	Forbes	Gaines
Gaskill	Hall	Hanson	Heddens
Hunter	Isenhardt	Jacoby	Kajtazovic
Kearns	Kelley	Kressig	Lensing
Lundby	Mascher	McCarthy	Miller, H.
Muhlbauer	Murphy	Oldson	Olson, R.
Olson, T.	Ourth	Prichard	Riding
Ruff	Running-Marquardt	Smith, M.	Staed
Steckman	Stutsman	Taylor, T.	Thede
Thomas	Wessel-Kroeschell	Winckler	Wolfe
Wood			

The nays were, 52:

Alons	Bacon	Baltimore	Brandenburg
Byrnes	Costello	Cownie	Deyoe
Dolecheck	Drake	Fisher	Forristall
Fry	Garrett	Gassman	Grassley
Hagenow	Hanusa	Heartsill	Heaton

Hein	Hess	Highfill	Huseman
Jorgensen	Kaufmann	Klein	Koester
Landon	Lofgren	Maxwell	Miller, L.
Moore	Olson, S.	Pettengill	Rayhons
Rogers	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Soderberg
Stanerson	Taylor, R.	Upmeyer	Vander Linden
Watts	Windschitl	Worthan	Mr. Speaker Paulsen

Absent or not voting, 3:

Baudler	Berry	Lykam
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Amendment H-1048, to amendment H-1014, lost.

Steckman of Cerro Gordo offered amendment H-1047, to amendment H-1014, filed by her from the floor and moved its adoption.

Roll call was requested by Steckman of Cerro Gordo and Abdul-Samad of Polk.

On the question "Shall amendment H-1047, to amendment H-1014, be adopted?" (H.F. 215)

The ayes were, 45:

Abdul-Samad	Anderson	Bearinger	Cohoon
Dawson	Dunkel	Forbes	Gaines
Gaskill	Hall	Hanson	Heddens
Hunter	Isenhardt	Jacoby	Kajtazovic
Kearns	Kelley	Kressig	Lensing
Lundby	Mascher	McCarthy	Miller, H.
Muhlbauer	Murphy	Oldson	Olson, R.
Olson, T.	Ourth	Prichard	Riding
Ruff	Running-Marquardt	Smith, M.	Staed
Steckman	Stutsman	Taylor, T.	Thede
Thomas	Wessel-Kroeschell	Winckler	Wolfe
Wood			

The nays were, 52:

Alons	Bacon	Baltimore	Brandenburg
Byrnes	Costello	Cownie	Deyoe
Dolecheck	Drake	Fisher	Forristall
Fry	Garrett	Gassman	Grassley
Hagenow	Hanusa	Heartsill	Heaton
Hein	Hess	Highfill	Huseman
Jorgensen	Kaufmann	Klein	Koester

Landon	Lofgren	Maxwell	Miller, L.
Moore	Olson, S.	Pettengill	Rayhons
Rogers	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Soderberg
Stanerson	Taylor, R.	Upmeyer	Vander Linden
Watts	Windschitl	Worthan	Mr. Speaker Paulsen

Absent or not voting, 3:

Baudler	Berry	Lykam
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Amendment H–1047, to amendment H–1014, lost.

Soderberg of Plymouth moved the adoption of amendment H–1014.

Roll call was requested by Steckman of Cerro Gordo and Hunter of Polk.

On the question "Shall amendment H–1014 be adopted?" (H.F. 215)

The ayes were, 97:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Bearinger	Brandenburg	Byrnes
Cohoon	Costello	Cownie	Dawson
Deyoe	Dolecheck	Drake	Dunkel
Fisher	Forbes	Forristall	Fry
Gaines	Garrett	Gaskill	Gassman
Grassley	Hagenow	Hall	Hanson
Hanusa	Heartsill	Heaton	Heddens
Hein	Hess	Highfill	Hunter
Huseman	Isenhardt	Jacoby	Jorgensen
Kajtazovic	Kaufmann	Kearns	Kelley
Klein	Koester	Kressig	Landon
Lensing	Lofgren	Lundby	Mascher
Maxwell	McCarthy	Miller, H.	Miller, L.
Moore	Muhlbauer	Murphy	Oldson
Olson, R.	Olson, S.	Olson, T.	Ourth
Pettengill	Prichard	Rayhons	Riding
Rogers	Ruff	Running-Marquardt	Salmon
Sands	Schultz	Shaw	Sheets
Smith, J.	Smith, M.	Soderberg	Staed
Stanerson	Steckman	Stutsman	Taylor, R.
Taylor, T.	Thede	Thomas	Upmeyer
Vander Linden	Watts	Wessel-Kroeschell	Winckler
Windschitl	Wolfe	Wood	Worthan
Mr. Speaker Paulsen			

The nays were, none.

Absent or not voting, 3:

Baudler Berry Lykam

Amendment H-1014 was adopted.

Mascher of Johnson asked and received unanimous consent that amendment H-1033 be deferred.

Winckler of Scott asked and received unanimous consent that amendment H-1029 be deferred.

Kajtazovic of Black Hawk asked and received unanimous consent that amendment H-1044 be deferred.

Jorgensen of Woodbury offered amendment H-1043 filed by him.

Jorgensen of Woodbury offered amendment H-1051, to amendment H-1043, filed by him from the floor and moved its adoption.

Amendment H-1051, to amendment H-1043, was adopted.

Dolecheck of Ringgold offered amendment H-1052, to amendment H-1043, filed by him from the floor and moved its adoption.

Amendment H-1052, to amendment H-1043, was adopted.

Jorgensen of Woodbury moved the adoption of amendment H-1043, as amended.

Amendment H-1043, as amended, was adopted.

Jorgensen of Woodbury offered amendment H-1015 filed by him and moved its adoption.

Amendment H-1015 was adopted.

S. Olson of Clinton in the chair at 7:20 p.m.

Hanson of Jefferson asked and received unanimous consent that amendment H-1030 be deferred.

Winckler of Scott asked and received unanimous consent that amendment H-1032 be deferred.

Wood of Scott asked and received unanimous consent that amendment H-1040 be deferred.

Mascher of Johnson asked and received unanimous consent that amendment H-1035 be deferred.

Steckman of Cerro Gordo asked and received unanimous consent that amendment H-1027 be deferred.

Wood of Scott asked and received unanimous consent to withdraw amendment H-1023 filed by him on February 18, 2013.

Winckler of Scott offered amendment H-1024 filed by her and moved its adoption.

Roll call was requested by Winckler of Scott and Hunter of Polk.

On the question "Shall amendment H-1024 be adopted?" (H.F. 215)

The ayes were, 45:

Abdul-Samad	Anderson	Bearinger	Cohoon
Dawson	Dunkel	Forbes	Gaines
Gaskill	Hall	Hanson	Heddens
Hunter	Isenhardt	Jacoby	Kajtazovic
Kearns	Kelley	Kressig	Lensing
Lundby	Mascher	McCarthy	Miller, H.
Muhlbauer	Murphy	Oldson	Olson, R.
Olson, T.	Ourth	Prichard	Riding
Ruff	Running-Marquardt	Smith, M.	Staed
Steckman	Stutsman	Taylor, T.	Thede
Thomas	Wessel-Kroeschell	Winckler	Wolfe
Wood			

The nays were, 52:

Alons	Bacon	Baltimore	Brandenburg
Byrnes	Costello	Cownie	Deyoe
Dolecheck	Drake	Fisher	Forristall
Fry	Garrett	Gassman	Grassley
Hagenow	Hanusa	Heartsill	Heaton
Hein	Hess	Highfill	Huseman
Jorgensen	Kaufmann	Klein	Koester

Landon	Lofgren	Maxwell	Miller, L.
Moore	Paulsen, Spkr.	Pettengill	Rayhons
Rogers	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Soderberg
Stanerson	Taylor, R.	Upmeyer	Vander Linden
Watts	Windschitl	Worthan	Olson, S., Presiding

Absent or not voting, 3:

Baudler	Berry	Lykam
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Amendment H-1024 lost.

Wood of Scott asked and received unanimous consent to withdraw amendment H-1025 filed by him on February 18, 2013.

Winckler of Scott asked and received unanimous consent that amendment H-1031 be deferred.

Mascher of Johnson asked and received unanimous consent that amendment H-1036 be deferred.

Mascher of Johnson asked and received unanimous consent that amendment H-1042 be deferred.

Mascher of Johnson asked and received unanimous consent that amendment H-1037 be deferred.

Windschitl of Harrison offered amendment H-1020 filed by him and requested a division as follows:

Division A: Page 1, line 2.

Division B: Page 1, line 3 through page 2, line 2.

Windschitl of Harrison asked and received unanimous consent to withdraw amendment H-1020A filed by him on February 18, 2013.

Windschitl of Harrison moved the adoption of amendment H-1020B.

A non-record roll call was requested.

The ayes were 51, nays 36.

Amendment H-1020B was adopted.

Winckler of Scott asked and received unanimous consent that amendment H-1028 be deferred.

Mascher of Johnson asked and received unanimous consent that amendment H-1041 be deferred.

Dolecheck of Ringgold offered amendment H-1016 filed by him.

Speaker Paulsen in the chair at 8:09 p.m.

Dolecheck of Ringgold offered amendment H-1049, to amendment H-1016, filed by him from the floor and moved its adoption.

Amendment H-1049, to amendment H-1016, was adopted.

Dolecheck of Ringgold moved the adoption of amendment H-1016, as amended.

Amendment H-1016, as amended, was adopted.

Winckler of Scott offered amendment H-1017 filed by her and moved its adoption.

Roll call was requested by Winckler of Scott and Mascher of Johnson.

On the question "Shall amendment H-1017 be adopted?" (H.F. 215)

The ayes were, 44:

Abdul-Samad	Anderson	Bearinger	Cohon
Dawson	Dunkel	Forbes	Gaines
Gaskill	Hall	Hanson	Heddens
Hunter	Isenhardt	Jacoby	Kajtazovic
Kearns	Kelley	Kressig	Lensing
Lundby	Mascher	McCarthy	Miller, H.
Muhlbauer	Murphy	Oldson	Olson, R.
Olson, T.	Ourth	Prichard	Riding
Ruff	Running-Marquardt	Smith, M.	Staed
Steckman	Stutsman	Thede	Thomas
Wessel-Kroeschell	Winckler	Wolfe	Wood

The nays were, 52:

Alons	Bacon	Baltimore	Brandenburg
Byrnes	Costello	Cownie	Deyoe
Dolecheck	Drake	Fisher	Forristall
Fry	Garrett	Gassman	Grassley
Hagenow	Hanusa	Heartsill	Heaton
Hein	Hess	Highfill	Huseman
Jorgensen	Kaufmann	Klein	Koester
Landon	Lofgren	Maxwell	Miller, L.
Moore	Olson, S.	Pettengill	Rayhons
Rogers	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Soderberg
Stanerson	Taylor, R.	Upmeyer	Vander Linden
Watts	Windschitl	Worthan	Mr. Speaker Paulsen

Absent or not voting, 4:

Baudler	Berry	Lykam	Taylor, T.
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Amendment H-1017 lost.

Forristall of Pottawattamie asked and received unanimous consent to withdraw amendment H-1018 filed by him on February 18, 2013.

Byrnes of Mitchell offered amendment H-1019 filed by him and moved its adoption.

Amendment H-1019 was adopted.

Dolecheck of Ringgold offered amendment H-1021 filed by him and moved its adoption.

Amendment H-1021 was adopted.

Windschitl of Harrison offered amendment H-1022 filed by him and moved its adoption.

Amendment H-1022 was adopted.

Steckman of Cerro Gordo asked and received unanimous consent that amendment H-1026 be deferred.

Winckler of Scott asked and received unanimous consent that amendment H-1034 be deferred.

Abdul-Samad of Polk asked and received unanimous consent that amendment H-1038 be deferred.

Steckman of Cerro Gordo offered amendment H-1039 filed by her and Staed of Linn.

Jorgensen of Woodbury rose on a point of order that amendment H-1039 was not germane.

The Speaker ruled the point well taken and amendment H-1039 not germane.

Staed of Linn asked for unanimous consent to suspend the rules to consider amendment H-1039.

Objection was raised.

Staed of Linn moved to suspend the rules to consider amendment H-1039.

Roll call was requested by Staed of Linn and Mascher of Johnson.

On the question "Shall the rules be suspended to consider amendment H-1039?" (H.F. 215)

The ayes were, 45:

Abdul-Samad	Anderson	Bearinger	Cohoon
Dawson	Dunkel	Forbes	Gaines
Gaskill	Hall	Hanson	Heddens
Hunter	Isenhardt	Jacoby	Kajtazovic
Kearns	Kelley	Kressig	Lensing
Lundby	Mascher	McCarthy	Miller, H.
Muhlbauer	Murphy	Oldson	Olson, R.
Olson, T.	Ourth	Prichard	Riding
Ruff	Running-Marquardt	Smith, M.	Staed
Steckman	Stutsman	Taylor, T.	Thede
Thomas	Wessel-Kroeschell	Winckler	Wolfe
Wood			

The nays were, 52:

Alons	Bacon	Baltimore	Brandenburg
Byrnes	Costello	Cownie	Deyoe
Dolecheck	Drake	Fisher	Forristall
Fry	Garrett	Gassman	Grassley

Hagenow	Hanusa	Heartsill	Heaton
Hein	Hess	Highfill	Huseman
Jorgensen	Kaufmann	Klein	Koester
Landon	Lofgren	Maxwell	Miller, L.
Moore	Olson, S.	Pettengill	Rayhons
Rogers	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Soderberg
Stanerson	Taylor, R.	Upmeyer	Vander Linden
Watts	Windschitl	Worthan	Mr. Speaker Paulsen

Absent or not voting, 3:

Baudler	Berry	Lykam
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The motion to suspend the rules lost.

Winckler of Scott offered amendment H-1045 filed by her and moved its adoption.

Roll call was requested by Baltimore of Boone and Stanerson of Linn.

On the question "Shall amendment H-1045 be adopted?" (H.F. 215)

The ayes were, 42:

Abdul-Samad	Anderson	Bearinger	Cohoon
Dawson	Dunkel	Forbes	Gaines
Gaskill	Hall	Hanson	Heddens
Hunter	Isenhart	Jacoby	Kajtazovic
Kearns	Kelley	Kressig	Lensing
Lundby	Mascher	Miller, H.	Muhlbauer
Murphy	Oldson	Ourth	Prichard
Riding	Ruff	Running-Marquardt	Smith, M.
Staed	Steckman	Stutsman	Taylor, T.
Thede	Thomas	Wessel-Kroeschell	Winckler
Wolfe	Wood		

The nays were, 52:

Alons	Bacon	Baltimore	Brandenburg
Byrnes	Costello	Cownie	Deyoe
Dolecheck	Drake	Fisher	Forristall
Fry	Garrett	Gassman	Grassley
Hagenow	Hanusa	Heartsill	Heaton
Hein	Hess	Highfill	Huseman
Jorgensen	Kaufmann	Klein	Koester
Landon	Lofgren	Maxwell	Miller, L.

Moore	Olson, S.	Pettengill	Rayhons
Rogers	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Soderberg
Stanerson	Taylor, R.	Upmeyer	Vander Linden
Watts	Windschitl	Worthan	Mr. Speaker Paulsen

Absent or not voting, 6:

Baudler	Berry	Lykam	McCarthy
Olson, R.	Olson, T.		

Amendment H-1045 lost.

Mascher of Johnson offered amendment H-1033, previously deferred, filed by her.

Mascher of Johnson offered amendment H-1050, to amendment H-1033, filed by her from the floor and moved its adoption.

Amendment H-1050, to amendment H-1033, was adopted.

Mascher of Johnson moved the adoption of amendment H-1033, as amended.

Roll call was requested by Baltimore of Boone and Stanerson of Linn.

On the question "Shall amendment H-1033, as amended, be adopted?" (H.F. 215)

The ayes were, 45:

Abdul-Samad	Anderson	Bearinger	Cohoon
Dawson	Dunkel	Forbes	Gaines
Gaskill	Hall	Hanson	Heddens
Hunter	Isenhardt	Jacoby	Kajtazovic
Kearns	Kelley	Kressig	Lensing
Lundby	Mascher	McCarthy	Miller, H.
Muhlbauer	Murphy	Oldson	Olson, R.
Olson, T.	Ourth	Prichard	Riding
Ruff	Running-Marquardt	Smith, M.	Staed
Steckman	Stutsman	Taylor, T.	Thede
Thomas	Wessel-Kroeschell	Winckler	Wolfe
Wood			

The nays were, 52:

Alons	Bacon	Baltimore	Brandenburg
Byrnes	Costello	Cownie	Deyoe
Dolecheck	Drake	Fisher	Forristall
Fry	Garrett	Gassman	Grassley
Hagenow	Hanusa	Heartsill	Heaton
Hein	Hess	Highfill	Huseman
Jorgensen	Kaufmann	Klein	Koester
Landon	Lofgren	Maxwell	Miller, L.
Moore	Olson, S.	Pettengill	Rayhons
Rogers	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Soderberg
Stanerson	Taylor, R.	Upmeyer	Vander Linden
Watts	Windschitl	Worthan	Mr. Speaker Paulsen

Absent or not voting, 3:

Baudler	Berry	Lykam
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Amendment H-1033, as amended, lost.

S. Olson of Clinton in the chair at 9:57 p.m.

Winckler of Scott offered amendment H-1029, previously deferred, filed by her and moved its adoption.

Amendment H-1029 lost.

Kajtazovic of Black Hawk offered amendment H-1044, previously deferred, filed by her and moved its adoption.

Roll call was requested by Kajtazovic of Black Hawk and Mascher of Johnson.

On the question "Shall amendment H-1044 be adopted?" (H.F. 215)

The ayes were, 46:

Abdul-Samad	Anderson	Bearinger	Cohoon
Dawson	Dunkel	Forbes	Gaines
Gaskill	Hall	Hanson	Heddens
Hunter	Isenhardt	Jacoby	Kajtazovic
Kearns	Kelley	Kressig	Lensing
Lundby	Mascher	McCarthy	Miller, H.
Muhlbauer	Murphy	Oldson	Olson, R.
Olson, T.	Ourth	Prichard	Riding

Ruff	Running-Marquardt	Smith, M.	Staed
Steckman	Stutsman	Taylor, T.	Thede
Thomas	Vander Linden	Wessel-Kroeschell	Winckler
Wolfe	Wood		

The nays were, 51:

Alons	Bacon	Baltimore	Brandenburg
Byrnes	Costello	Cownie	Deyoe
Dolecheck	Drake	Fisher	Forristall
Fry	Garrett	Gassman	Grassley
Hagenow	Hanusa	Heartsill	Heaton
Hein	Hess	Highfill	Huseman
Jorgensen	Kaufmann	Klein	Koester
Landon	Lofgren	Maxwell	Miller, L.
Moore	Paulsen, Spkr.	Pettengill	Rayhons
Rogers	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Soderberg
Stanerson	Taylor, R.	Upmeyer	Watts
Windschitl	Worthan	Olson, S., Presiding	

Absent or not voting, 3:

Baudler	Berry	Lykam
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Amendment H-1044 lost.

Hanson of Jefferson offered amendment H-1030, previously deferred, filed by him and moved its adoption.

Amendment H-1030 lost.

Winckler of Scott offered amendment H-1032, previously deferred, filed by her.

Jorgensen of Woodbury rose on a point of order that amendment H-1032 was not germane.

The Speaker ruled the point well taken and amendment H-1032 not germane.

Winckler of Scott asked for unanimous consent to suspend the rules to consider amendment H-1032.

Objection was raised.

Winckler of Scott moved to suspend the rules to consider amendment H-1032.

Roll call was requested by Winckler of Scott and Gaines of Polk.

On the question "Shall the rules be suspended to consider amendment H-1032?" (H.F. 215)

The ayes were, 45:

Abdul-Samad	Anderson	Bearinger	Cohoon
Dawson	Dunkel	Forbes	Gaines
Gaskill	Hall	Hanson	Heddens
Hunter	Isenhardt	Jacoby	Kajtazovic
Kearns	Kelley	Kressig	Lensing
Lundby	Mascher	McCarthy	Miller, H.
Muhlbauer	Murphy	Oldson	Olson, R.
Olson, T.	Ourth	Prichard	Riding
Ruff	Running-Marquardt	Smith, M.	Staed
Steckman	Stutsman	Taylor, T.	Thede
Thomas	Wessel-Kroeschell	Winckler	Wolfe
Wood			

The nays were, 50:

Alons	Bacon	Brandenburg	Byrnes
Costello	Cownie	Deyoe	Drake
Fisher	Forristall	Fry	Garrett
Gassman	Grassley	Hagenow	Hanusa
Heartsill	Heaton	Hein	Hess
Highfill	Huseman	Jorgensen	Kaufmann
Klein	Koester	Landon	Lofgren
Maxwell	Miller, L.	Moore	Paulsen, Spkr.
Pettengill	Rayhons	Rogers	Salmon
Sands	Schultz	Shaw	Sheets
Smith, J.	Soderberg	Stanerson	Taylor, R.
Upmeyer	Vander Linden	Watts	Windschitl
Worthan	Olson, S., Presiding		

Absent or not voting, 5:

Baltimore	Baudler	Berry	Dolecheck
Lykam			

The motion to suspend the rules lost.

Wood of Scott offered amendment H-1040, previously deferred, filed by him and moved its adoption.

Amendment H-1040 lost.

Mascher of Johnson asked and received unanimous consent to withdraw amendment H-1035, previously deferred, filed by her on February 18, 2013.

The Speaker announced with the adoption of amendment H-1014, amendment H-1027, previously deferred, was placed out of order, filed by Steckman of Cerro Gordo and Staed of Linn on February 18, 2013.

Winckler of Scott offered amendment H-1031, previously deferred, filed by her and moved its adoption.

Amendment H-1031 lost.

Mascher of Johnson asked and received unanimous consent to withdraw amendments H-1036, H-1037 and H-1042, previously deferred, filed by her on February 18, 2013.

Winckler of Scott offered amendment H-1028, previously deferred, filed by her and moved its adoption.

Amendment H-1028 lost.

Mascher of Johnson asked and received unanimous consent to withdraw amendment H-1041, previously deferred, filed by her on February 18, 2013.

Steckman of Cerro Gordo offered amendment H-1026, previously deferred, filed by her.

Jorgensen of Woodbury rose on a point of order that amendment H-1026 was not germane.

The Speaker ruled the point well taken and amendment H-1026 not germane.

Steckman of Cerro Gordo asked for unanimous consent to suspend the rules to consider amendment H-1026.

Objection was raised.

Steckman of Cerro Gordo moved to suspend the rules to consider amendment H-1026.

Roll call was requested by Steckman of Cerro Gordo and Mascher of Johnson.

On the question "Shall the rules be suspended to consider amendment H-1026?" (H.F. 215)

The ayes were, 44:

Abdul-Samad	Anderson	Bearinger	Cohoon
Dawson	Dunkel	Forbes	Gaines
Gaskill	Hall	Hanson	Heddens
Hunter	Isenhart	Jacoby	Kajtažovic
Kearns	Kelley	Kressig	Lensing
Lundby	Mascher	McCarthy	Miller, H.
Muhlbauer	Oldson	Olson, R.	Olson, T.
Ourth	Prichard	Riding	Ruff
Running-Marquardt	Smith, M.	Staed	Steckman
Stutsman	Taylor, T.	Thede	Thomas
Wessel-Kroeschell	Winckler	Wolfe	Wood

The nays were, 52:

Alons	Bacon	Baltimore	Brandenburg
Byrnes	Costello	Cownie	Deyoe
Dolecheck	Drake	Fisher	Forristall
Fry	Garrett	Gassman	Grassley
Hagenow	Hanusa	Heartsill	Heaton
Hein	Hess	Highfill	Huseman
Jorgensen	Kaufmann	Klein	Koester
Landon	Lofgren	Maxwell	Miller, L.
Moore	Paulsen, Spkr.	Pettengill	Rayhons
Rogers	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Soderberg
Stanerson	Taylor, R.	Upmeyer	Vander Linden
Watts	Windschitl	Worthan	Olson, S., Presiding

Absent or not voting, 4:

Baudler	Berry	Lykam	Murphy
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The motion to suspend the rules lost.

Speaker Paulsen in the chair at 10:58 p.m.

Winckler of Scott asked and received unanimous consent to withdraw amendment H-1034, previously deferred, filed by her on February 18, 2013.

Abdul-Samad of Polk asked and received unanimous consent to withdraw amendment H-1038, previously deferred, filed by him on February 18, 2013.

Upmeyer of Cerro Gordo asked and received unanimous consent that House File 215 be deferred and that the bill retain its place on the calendar.

On motion by Upmeyer of Cerro Gordo, the House was recessed at 11:56 p.m., until 8:30 a.m., Wednesday, February 20, 2013.

MORNING SESSION

The House reconvened at 8:45 a.m., Speaker Paulsen in the chair.

Prayer was offered by Reverend Nathan Liedtke, representing Wartburg College in Waverly and serving at New Life Lutheran Church, Norwalk. He was the guest of Speaker Paulsen and Representative Lundby of Linn County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Keith Paulsen, Speaker's Page from Hiawatha.

CONSIDERATION OF BILLS Regular Calendar

The House resumed consideration of House File 215, a bill for an act relating to and providing for education reform involving student, teacher, and administrator programs and activities under the purview of the department of education, the state board of education, the college student aid commission, school districts, and accredited nonpublic schools; making appropriations and providing for the establishment and retention of certain fees; and including transition and effective date provisions, previously deferred.

Jorgensen of Woodbury moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 215)

The ayes were, 52:

Alons	Bacon	Baltimore	Brandenburg
Byrnes	Costello	Cownie	Deyoe
Dolecheck	Drake	Fisher	Forristall
Fry	Garrett	Gassman	Grassley
Hagenow	Hanusa	Heartsill	Heaton
Hein	Hess	Highfill	Huseman
Jorgensen	Kaufmann	Klein	Koester
Landon	Lofgren	Maxwell	Miller, L.
Moore	Olson, S.	Pettengill	Rayhons
Rogers	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Soderberg
Stanerson	Taylor, R.	Upmeyer	Vander Linden
Watts	Windschitl	Worthan	Mr. Speaker Paulsen

The nays were, 44:

Abdul-Samad	Anderson	Bearinger	Cohoon
Dawson	Dunkel	Forbes	Gaines
Gaskill	Hall	Hanson	Heddens
Hunter	Isenhardt	Jacoby	Kajtazovic
Kearns	Kelley	Kressig	Lensing
Lundby	Mascher	McCarthy	Miller, H.
Muhlbauer	Oldson	Olson, R.	Olson, T.
Ourth	Prichard	Riding	Ruff
Running-Marquardt	Smith, M.	Staed	Steckman
Stutsman	Taylor, T.	Thede	Thomas
Wessel-Kroeschell	Winckler	Wolfe	Wood

Absent or not voting, 4:

Baudler	Berry	Lykam	Murphy
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The bill having received a constitutional majority was declared to have passed the House and the title, as amended, was agreed to.

House File 185, a bill for an act relating to the title of the office of citizens' aide, was taken up for consideration.

L. Miller of Scott moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 185)

The ayes were, 91:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Bearinger	Brandenburg	Byrnes
Cohoon	Costello	Cownie	Dawson
Deyoe	Dolecheck	Drake	Dunkel
Fisher	Forbes	Forristall	Fry
Gaines	Garrett	Gaskill	Gassman
Grassley	Hagenow	Hall	Hanson
Hanusa	Heartsill	Heaton	Heddens
Hein	Hess	Highfill	Hunter
Huseman	Jacoby	Jorgensen	Kajtazovic
Kaufmann	Kearns	Kelley	Klein
Koester	Kressig	Landon	Lensing
Lofgren	Lundby	Mascher	Maxwell
Miller, H.	Miller, L.	Moore	Muhlbauer
Oldson	Olson, R.	Olson, S.	Olson, T.
Ourth	Pettengill	Prichard	Rayhons
Riding	Rogers	Ruff	Running-Marquardt
Salmon	Sands	Schultz	Shaw
Sheets	Smith, J.	Soderberg	Stanerson
Steckman	Stutsman	Taylor, R.	Taylor, T.
Thede	Upmeyer	Vander Linden	Watts
Wessel-Kroeschell	Winckler	Windschitl	Wolfe
Wood	Worthan	Mr. Speaker Paulsen	

The nays were, 5:

Isenhart	McCarthy	Smith, M.	Staed
Thomas			

Absent or not voting, 4:

Baudler	Berry	Lykam	Murphy
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The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

ADOPTION OF HOUSE RESOLUTION 16

Upmeyer of Cerro Gordo called up for consideration **House Resolution 16**, a resolution recognizing the sesquicentennial of the American Veterinary Medical Association and honoring the work of America's veterinarians, and moved its adoption.

The motion prevailed and the resolution was adopted.

IMMEDIATE MESSAGES

Upmeyer of Cerro Gordo asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Files 185, 199, 215, 225** and **Senate File 91**.

LEAVE OF ABSENCE

Leave of absence was granted during voting as follows:

Baltimore of Boone
Berry of Black Hawk
Lykam of Scott

Baudler of Adair
Dolecheck of Ringgold

On motion by Upmeyer of Cerro Gordo, the House was recessed at 9:03 a.m., until 12:00 p.m.

AFTERNOON SESSION

The House reconvened at 12:05 p.m., Speaker Paulsen in the chair.

REPORT OF THE CHIEF CLERK OF THE HOUSE

MR. SPEAKER: Pursuant to House Rule 42, I report that in engrossing bills the following correction was made:

Amendment H—1051 to House File 215

1. Page 1, Line 35 – changed “*b*” to “*b*”

CARMINE BOAL
Chief Clerk of the House

HOUSE FILE 228 REREFERRED

The Speaker announced that House File 228, previously referred to committee on **Environmental Protection** was rereferred to committee on **Ways and Means**.

SPONSOR ADDED

Murphy of Dubuque requested to be added as a sponsor of House Resolution 17.

EXPLANATION OF VOTE

On February 20, 2013, I was necessarily absent during voting in the House chamber. Had I been present, I would have voted as follows:

House File 185 – “aye”

House File 215 – “nay”

MURPHY of Dubuque

HOUSE STUDY BILL COMMITTEE ASSIGNMENTS

H.S.B. 154 Judiciary

Specifying notice of right to cure provisions applicable to a closed credit card account.

H.S.B. 155 Judiciary

Relating to the placement of a juvenile on youthful offender status and the prosecution of a juvenile in juvenile or district court, and access to child abuse records by a juvenile court intake officer.

H.S.B. 156 Economic Growth

Creating the manufactured housing program fund.

H.S.B. 157 Agriculture

Providing for a cow-calf credit and refund, providing for an appropriation, and including applicability provisions.

H.S.B. 158 Human Resources

Relating to drug product selection.

H.S.B. 159 Judiciary

Relating to payments from the indigent defense fund by the state public defender.

H.S.B. 160 Ways and Means

Relating to the technical administration of the tax and related laws of the department of revenue, including administration of income taxes, sales and use taxes, and the wireless surcharge for enhanced 911 emergency telephone systems, and including effective date and retroactive applicability provisions.

SUBCOMMITTEE ASSIGNMENTS**House File 90**

Natural Resources: Maxwell, Chair; Ruff and Salmon.

House File 219

Judiciary: Kaufmann, Chair; M. Smith and Windschitl.

House File 220

Judiciary: Windschitl, Chair; Gassman and R. Olson.

HOUSE STUDY BILL SUBCOMMITTEE ASSIGNMENTS**House Study Bill 152**

Human Resources: Heaton, Chair; Hess and Stutsman.

House Study Bill 153

Human Resources: Koester, Chair; Landon and Wessel-Kroeschell.

House Study Bill 154

Judiciary: Brandenburg, Chair; Alons and Anderson.

House Study Bill 155

Judiciary: Hess, Chair; Dawson and Heaton.

House Study Bill 156

Economic Growth: Kaufmann, Chair; Moore and Wood.

House Study Bill 157

Agriculture: Alons, Chair; Bearinger and Moore.

House Study Bill 158

Human Resources: R. Taylor, Chair; Costello and Stutsman.

House Study Bill 160

Ways and Means: Landon, Chair; Prichard and Vander Linden.

COMMITTEE RECOMMENDATIONS

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendations have been received and are on file in the office of the Chief Clerk:

CARMINE BOAL
Chief Clerk of the House

COMMITTEE ON ECONOMIC GROWTH

Committee Bill (Formerly House Study Bill 63), relating to the termination of the targeted small business financial assistance program and making appropriations for assistance to targeted small businesses.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 19, 2013.

COMMITTEE ON STATE GOVERNMENT

Committee Bill (Formerly House Study Bill 40), establishing the department of homeland security and emergency management.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 19, 2013.

Committee Bill (Formerly House Study Bill 116), relating to voter registration deadlines.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 19, 2013.

COMMITTEE ON VETERANS AFFAIRS

Committee Bill (Formerly House Study Bill 93), eliminating the war orphans educational assistance fund and transferring moneys and related duties to the veterans trust fund and the commission of veterans affairs.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 19, 2013.

RESOLUTIONS FILED

H.R. 17, by M. Smith, Oldson, H. Miller, T. Olson, Running-Marquardt, Riding, Forbes, Kelley, Hunter, Muhlbauer, Gaines, Steckman, Wood, Jacoby, Prichard, Staed, Cohoon, Lykam, Lensing, Wessel-Kroeschell, Abdul-Samad, Stutsman, Dunkel, Anderson, Thede, Lundby, Kearns, Ruff, Thomas, Hall, Ourth, Bearinger, Wolfe, Kajtazovic, Kressig, Winckler, Heddens, T. Taylor, Mascher, McCarthy, Gaskill, Hanson, Dawson, Isenhardt, Koester, Grassley, Lofgren, and Heaton, a resolution honoring United States Senator Thomas Richard "Tom" Harkin for four decades of public service.

Laid over under **Rule 25**.

H.R. 18, by Kressig, a resolution encouraging the United States Department of Defense to include the names of the fallen sailors of the destroyer USS Frank E. Evans (DD-754) on the Vietnam Veterans Memorial.

Laid over under **Rule 25**.

H.R. 19, by Kelley, a resolution to recognize the efforts of Patriot Outreach, Inc., in supporting Iowa's veterans and their families.

Laid over under **Rule 25**.

AMENDMENTS FILED

H-1046	H.F.	209	Steckman of Cerro Gordo
H-1047	H.F.	215	Steckman of Cerro Gordo
H-1048	H.F.	215	Wood of Scott Hall of Woodbury
H-1049	H.F.	215	Dolecheck of Ringgold
H-1050	H.F.	215	Mascher of Johnson
H-1051	H.F.	215	Jorgensen of Woodbury
H-1052	H.F.	215	Dolecheck of Ringgold

On motion by Upmeyer of Cerro Gordo, the House adjourned at 12:05 p.m., until 12:30 p.m., Wednesday, February 20, 2013.

JOURNAL OF THE HOUSE

Thirty-eighth Calendar Day - Twenty-fifth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Wednesday, February 20, 2013

The House met pursuant to adjournment at 12:30 p.m., Speaker Paulsen in the chair.

The Journal of Tuesday, February 19, 2013, was approved.

INTRODUCTION OF BILLS

House Joint Resolution 9, by Moore, Cownie, Klein, Maxwell, Stanerson, and Kaufmann, a joint resolution proposing an amendment to the Constitution of the State of Iowa relating to term limits for members of the general assembly.

Read first time and referred to committee on **State Government**.

House Joint Resolution 10, by Mascher, a joint resolution relating to the placement of a statue in the United States capitol honoring Arabella Mansfield.

Read first time and referred to committee on **State Government**.

House File 269, by Isenhardt, Gaines, Kelley, Steckman, Jacoby, Prichard, Staed, Lensing, Wessel-Kroeschell, Stutsman, Dunkel, Anderson, Abdul-Samad, Thede, H. Miller, Kearns, Thomas, Ourth, Bearinger, Wolfe, Kressig, Kajtazovic, Winckler, Hanson, T. Taylor, Mascher, Forbes, Lykam, and Gaskill, a bill for an act appropriating moneys to support a local food and farm initiative.

Read first time and referred to committee on **Appropriations**.

House File 270, by Kelley, a bill for an act relating to rural microbusinesses by establishing a rural microbusiness investment loan program and fund.

Read first time and referred to committee on **Economic Growth**.

House File 271, by Kelley, a bill for an act relating to energy cost disclosures in connection with rental units or properties, providing penalties, making remedies applicable, and including applicability provisions.

Read first time and referred to committee on **Judiciary**.

House File 272, by Kelley, Kajtazovic, Hall, and Running-Marquardt, a bill for an act prohibiting employers from seeking access to certain online personal employee information.

Read first time and referred to committee on **Labor**.

House File 273, by T. Taylor, a bill for an act relating to the construction and maintenance of walkways in rail yards and providing a penalty.

Read first time and referred to committee on **Labor**.

House File 274, by Isenhardt, a bill for an act relating to the state's workers' compensation laws by modifying alternate care procedures for medical treatment, creating registries of physicians who treat and evaluate work-related injuries, providing for the retention of a medical director, creating a state workplace injury care providers registry fund, establishing a workers' compensation advisory council, providing for and appropriating fees, and including effective date provisions.

Read first time and referred to committee on **Labor**.

House File 275, by Kelley, a bill for an act relating to the control of aquatic invasive species in the waters of this state and including a study and report and including effective date provisions.

Read first time and referred to committee on **Natural Resources**.

House File 276, by Isenhardt, a bill for an act providing for public financing in certain political campaigns and making appropriations and including applicability provisions.

Read first time and referred to committee on **State Government**.

House File 277, by Gaines and Abdul-Samad, a bill for an act relating to the designation of Kwanzaa week.

Read first time and referred to committee on **State Government**.

House File 278, by committee on Human Resources, a bill for an act relating to programs and services under the purview of the department on aging.

Read first time and placed on the **calendar**.

House File 279, by committee on Education, a bill for an act relating to complaints filed with the board of educational examiners.

Read first time and placed on the **calendar**.

House File 280, by committee on Veterans Affairs, a bill for an act relating to the war orphans educational assistance fund by transferring the moneys in the fund to the veterans trust fund and transferring duties for providing educational assistance to orphaned children of veterans to the commission on veterans affairs.

Read first time and referred to committee on **Appropriations**.

House File 281, by T. Olson, a bill for an act subjecting photovoltaic installations to electrician licensing provisions.

Read first time and referred to committee on **Commerce**.

House File 282, by Lensing, Anderson, and Kearns, a bill for an act requiring that motor fuel pumps be accessible to persons with disabilities, including by the establishment of standards, requiring inspections, providing for the issuance of cease and desist orders, requiring the submission of annual reports, and making penalties applicable.

Read first time and referred to committee on **Commerce**.

House File 283, by Kelley, a bill for an act establishing an energy audit program with regard to elementary and secondary public school buildings.

Read first time and referred to committee on **Education**.

MESSAGE FROM THE SENATE

The following message was received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on February 20, 2013, adopted the following resolution in which the concurrence of the House is asked:

House Concurrent Resolution 4, a concurrent resolution relating to the joint rules governing lobbyists of the Senate and House of Representatives for the Eighty-fifth General Assembly.

MICHAEL E. MARSHALL, Secretary

HOUSE STUDY BILL COMMITTEE ASSIGNMENTS

H.S.B. 161 Judiciary

Relating to nonsubstantive Code corrections.

H.S.B. 162 Agriculture

Relating to the state government, by providing for the transfer of powers and duties from the agricultural development authority to the Iowa finance authority, the composition of the Iowa finance authority board of directors, the administration of programs by the board, the implementation of law by the board, and including effective date provisions.

H.S.B. 163 Environmental Protection

Relating to dam reconstruction standards.

H.S.B. 164 Commerce

Relating to real estate broker and real estate salesperson licensing fees and allocations from those fees, and making an appropriation.

H.S.B. 165 Judiciary

Relating to immunity from liability for certain recreational activities on school grounds.

H.S.B. 166 Agriculture

Exempting certain farm real estate from the inheritance tax, and including applicability provisions.

SUBCOMMITTEE ASSIGNMENTS**House File 99**

Commerce: Pettengill, Chair; Kressig and R. Taylor.

House File 145

Education: Stanerson, Chair; Abdul-Samad and Rogers.

House File 156

Education: L. Miller, Chair; Fry and Mascher.

House File 189

Local Government: Fisher, Chair; Hanusa and Running-Marquardt.

House File 191

Local Government: Pettengill, Chair; Fisher and Thede.

House File 192

Local Government: Stanerson, Chair; Highfill and Wood.

House File 193

Local Government: Stanerson, Chair; Highfill and Wood.

House File 208

Local Government: Sheets, Chair; Rayhons and Riding.

House File 226

Commerce: R. Taylor, Chair; Fisher and Forbes.

House File 227

Education: Byrnes, Chair; Salmon and Steckman.

House File 241

Education: L. Miller, Chair; Cohoon and Hess.

House File 248

Judiciary: Worthan, Chair; Garrett and Wessel-Kroeschell.

House File 253

Human Resources: Heaton, Chair; Abdul-Samad and Hess.

House File 254

Agriculture: Baudler, Chair; Bearinger and Shaw.

House File 255

Education: L. Miller, Chair; Fry and Winckler.

House File 258

Judiciary: Baltimore, Chair; Hagenow and Lensing.

House File 259

State Government: Pettengill, Chair; Cohoon and Stanerson.

House File 260

State Government: Pettengill, Chair; Hein and T. Taylor.

House File 283

Education: L. Miller, Chair; Cohoon and Gassman.

HOUSE STUDY BILL SUBCOMMITTEE ASSIGNMENTS**House Study Bill 162**

Agriculture: Cownie, Chair; Deyoe and Kelley.

House Study Bill 164

Commerce: Landon, Chair; Fisher and Kajtazovic.

House Study Bill 166

Agriculture: Maxwell, Chair; Dunkel and Grassley.

On motion by Upmeyer of Cerro Gordo, the House adjourned at 12:35 p.m., until 8:30 a.m., Thursday, February 21, 2013.

JOURNAL OF THE HOUSE

Thirty-ninth Calendar Day - Twenty-sixth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Thursday, February 21, 2013

The House met pursuant to adjournment at 8:33 a.m., Landon of Polk in the chair.

Prayer was offered by Representative Landon of Polk County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Lauren Page of Ankeny. She was the guest of Representative Landon of Polk.

The Journal of Wednesday, February 20, 2013, was approved.

INTRODUCTION OF BILLS

House File 284, by Mascher, a bill for an act providing for a task force on safety measures for schools and postsecondary educational institutions.

Read first time and referred to committee on **Education**.

House File 285, by Mascher, a bill for an act relating to prenatal and postpartum care.

Read first time and referred to committee on **Human Resources**.

House File 286, by Mascher, a bill for an act relating to domestic abuse protective orders and pets or companion animals owned or held by a petitioner, respondent, or minor child of the petitioner or respondent in a domestic abuse case.

Read first time and referred to committee on **Judiciary**.

House File 287, by R. Olson and Wolfe, a bill for an act relating to the consideration of deferred judgments as criminal convictions.

Read first time and referred to committee on **Judiciary**.

House File 288, by Isenhardt, a bill for an act providing for benefit corporations, and providing for fees.

Read first time and referred to committee on **Judiciary**.

House File 289, by Rogers, a bill for an act authorizing a city to use city reserve funds as a loan for certain projects.

Read first time and referred to committee on **Local Government**.

House File 290, by Kressig, a bill for an act providing for the designation of a single point-of-contact to facilitate public safety communications regarding emergency communications operations.

Read first time and referred to committee on **Local Government**.

House File 291, by Mascher, a bill for an act prohibiting the establishment of a season to hunt mourning doves in the state and including effective date provisions.

Read first time and referred to committee on **Natural Resources**.

House File 292, by Abdul-Samad, a bill for an act relating to an assault that occurs between persons in an intimate relationship and the crime of domestic abuse assault and making penalties applicable.

Read first time and referred to committee on **Public Safety**.

House File 293, by Mascher, a bill for an act relating to an assault that occurs between persons in an intimate relationship and the crime of domestic abuse assault and making penalties applicable.

Read first time and referred to committee on **Public Safety**.

House File 294, by R. Olson, a bill for an act relating to administrative sanctions and criminal penalties for driving without a valid driver's license.

Read first time and referred to committee on **Public Safety**.

House File 295, by Abdul-Samad and Gaines, a bill for an act relating to Dr. Martin Luther King, Jr. Day.

Read first time and referred to committee on **State Government**.

House File 296, by M. Smith, Murphy, Oldson, Anderson, Hunter, Lensing, H. Miller, Thede, Abdul-Samad, and Gaines, a bill for an act providing for population impact statements on bills, resolutions, and amendments.

Read first time and referred to committee on **State Government**.

House File 297, by Mascher, a bill for an act relating to the exemption of gaming floors from the prohibitions of the smokefree air Act.

Read first time and referred to committee on **State Government**.

House File 298, by Alons and J. Smith, a bill for an act exempting persons operating as an exhibitor of animals from license or permit fees imposed upon certain commercial establishments.

Read first time and referred to committee on **Ways and Means**.

House File 299, by Pettengill, a bill for an act concerning boiler inspections.

Read first time and referred to committee on **State Government**.

House File 300, by T. Olson, S. Olson, and Cownie, a bill for an act affecting the annual aggregate tax credit authorization limit for the endow Iowa tax credit and the use of wagering tax revenues for the credit, and including effective date and retroactive applicability provisions.

Read first time and referred to committee on **Ways and Means**.

House File 301, by Running-Marquardt, a bill for an act relating to the historic preservation and cultural and entertainment district tax credit by modifying the total amount of tax credits that may be

issued and the allocation of the tax credits for a certain time period, and amending the qualifications for certain projects.

Read first time and referred to committee on **Ways and Means**.

House File 302, by Cohoon and Kressig, a bill for an act relating to the parental rights of an individual whose parentage is the result of sexual abuse.

Read first time and referred to committee on **Judiciary**.

House File 303, by Hall, a bill for an act relating to child endangerment for willfully leaving a child unattended, and providing for a criminal penalty.

Read first time and referred to committee on **Public Safety**.

House File 304, by Hanson, a bill for an act relating to the taxation of forest reservations and fruit-tree reservations and including retroactive applicability provisions.

Read first time and referred to committee on **Ways and Means**.

House File 305, by Kelley, a bill for an act relating to an exemption from sales tax for the sales price from furnishing certain environmental testing services.

Read first time and referred to committee on **Ways and Means**.

House File 306, by Hanson, a bill for an act relating to requirements for accepting and maintaining a tract of land as a forest reservation for property tax exemption purposes.

Read first time and referred to committee on **Ways and Means**.

House File 307, by committee on State Government, a bill for an act establishing the department of homeland security and emergency management.

Read first time and placed on the **calendar**.

House File 308, by committee on State Government, a bill for an act modifying certain duties of the county commissioner of elections and voter registration deadlines.

Read first time and placed on the **calendar**.

COMMUNICATIONS RECEIVED

The following communications were received and filed in the office of the Chief Clerk:

DEPARTMENT OF AGRICULTURE AND LAND STEWARDSHIP

Watershed Improvement Review Board Report, pursuant to Iowa Code section 466A.3(4)(e).

Watershed Improvement Projects Report, pursuant to Iowa Code section 466A.3.

DEPARTMENT OF NATURAL RESOURCES

Application of Liquid Manure on Snow-Covered or Frozen Ground Report, pursuant to Iowa Code section 459.313B(1).

Watershed Improvement Projects Report, pursuant to Iowa Code section 466A.3.

DEPARTMENT OF REVENUE

Research Activities Credit Report, pursuant to Iowa Code section 422.33(5)(h).

Individual Income Tax-Research Activities Credit Report, pursuant to Iowa Code section 422.10(6).

Economic Development Award-Research Activities Credit Report, pursuant to Iowa Code section 15.335(9).

DEPARTMENT OF TRANSPORTATION

Disputed Highway Project Report, pursuant to Iowa Code section 306.54.

DEPARTMENT ON AGING

Long-term Care Resident's Report, pursuant to Iowa Code section 231.42(2)(d).

HOUSE STUDY BILL COMMITTEE ASSIGNMENTS

H.S.B. 167 Commerce

Providing for a tax credit for the repayment of certain student loan debt and including applicability provisions.

H.S.B. 168 Economic Growth

Relating to the requirements and administration of the targeted jobs withholding credit pilot project and including applicability provisions.

HOUSE STUDY BILL SUBCOMMITTEE ASSIGNMENT

House Study Bill 163

Environmental Protection: Hein, Chair; Anderson and J. Smith.

On motion by Hagenow of Polk, the House adjourned at 8:41 a.m., until 1:00 p.m., Monday, February 25, 2013.

JOURNAL OF THE HOUSE

Forty-third Calendar Day - Twenty-seventh Session Day

Hall of the House of Representatives
Des Moines, Iowa, Monday, February 25, 2013

The House met pursuant to adjournment at 1:01 p.m., Speaker Paulsen in the chair.

Prayer was offered by Pastor Damian Epps from Mt. Zion Baptist Church, Cedar Rapids. He was the guest of Speaker Paulsen and Representative T. Olson of Linn County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Noah Kirschbaum, Page from Bettendorf.

The Journal of Thursday, February 21, 2013, was approved.

INTRODUCTION OF BILLS

House File 309, by Lundby, a bill for an act relating to the definition of resident for purposes of undergraduate tuition and fees at community colleges and institutions of higher learning governed by the state board of regents.

Read first time and referred to committee on **Education**.

House File 310, by Hanson, a bill for an act relating to the nomination and appointment of district judges and associate juvenile judges.

Read first time and referred to committee on **Judiciary**.

House File 311, by committee on Environmental Protection, a bill for an act relating to water quality.

Read first time and placed on the **calendar**.

House File 312, by committee on Agriculture, a bill for an act providing for certification requirements by persons involved in the management of manure, and including provisions for contingent implementation.

Read first time and placed on the **calendar**.

SPONSOR WITHDRAWN

Jorgensen of Woodbury requested to be withdrawn as a sponsor of House File 153.

EXPLANATION OF VOTE

On February 19, 2013, I was necessarily absent during voting in the House chamber. Had I been present, I would have voted as follows:

House File 185 – “aye”

House File 199 – “aye”

House File 215 – “nay”

Amendment H-1014 (H.F. 215) – “aye”

Amendment H-1017 (H.F. 215) – “aye”

Amendment H-1024 (H.F. 215) – “aye”

Amendment H-1026 – suspend rules – (H.F. 215) – “aye”

Amendment H-1032 – suspend rules – (H.F. 215) – “aye”

Amendment H-1033 (H.F. 215) – “aye”

Amendment H-1039 – suspend rules – (H.F. 215) – “aye”

Amendment H-1044 (H.F. 215) – “aye”

Amendment H-1045 (H.F. 215) – “aye”

Amendment H-1047 to amendment H-1014 (H.F. 215) – “aye”

Amendment H-1048 to amendment H-1014 (H.F. 215) – “aye”

House File 225 – “aye”

Senate File 91 – “aye”

LYKAM of Scott

DOCUMENTS FILED

The following communications were received and placed on file:

By Thomas of Clayton from the Decorah Community School District Board of Education and the Valley Community School District Board of Education regarding funding for Iowa schools.

HOUSE STUDY BILL COMMITTEE ASSIGNMENTS**H.S.B. 169 Commerce**

Relating to boiler inspections.

H.S.B. 170 Commerce

Exempting internet protocol-enabled service and voice over internet protocol service from direct or indirect regulation by any department, agency, board, or political subdivision of the state.

H.S.B. 171 Agriculture

Providing for the determination of animal units which are part of confinement feeding operations, and making penalties applicable.

SUBCOMMITTEE ASSIGNMENTS**House Joint Resolution 9**

State Government: Highfill, Chair; Drake and Mascher.

House Joint Resolution 10

State Government: Watts, Chair; Grassley and Mascher.

House File 192 Reassigned

Local Government: Stanerson, Chair; Highfill and Running-Marquardt.

House File 193 Reassigned

Local Government: Stanerson, Chair; Highfill and Running-Marquardt.

House File 228

Ways and Means: Stanerson, Chair; Muhlbauer and Windschitl.

House File 249

State Government: Bacon, Chair; Koester and Prichard.

House File 252

Ways and Means: Moore, Chair; Grassley and Muhlbauer.

House File 263

Transportation: Moore, Chair; Kaufmann and H. Miller.

House File 264

Transportation: Moore, Chair; Landon and Stutsman.

House File 276

State Government: Watts, Chair; Grassley and Isenhardt.

House File 277

State Government: Watts, Chair; Grassley and Prichard.

House File 284

Education: Salmon, Chair; Hanusa and Mascher.

House File 289

Local Government: Rayhons, Chair; Fisher and Forbes.

House File 290

Local Government: Windschitl, Chair; Kressig and Pettengill.

House File 295

State Government: Watts, Chair; Grassley and Winckler.

House File 296

State Government: Watts, Chair; Grassley and Hunter.

House File 297

State Government: Watts, Chair; Grassley and Lensing.

House File 299

State Government: Pettengill, Chair; Highfill and T. Taylor.

HOUSE STUDY BILL SUBCOMMITTEE ASSIGNMENTS

House Study Bill 56

Transportation: Kaufmann, Chair; Landon and Riding.

House Study Bill 159

Judiciary: Kaufmann, Chair; Hess and Wolfe.

House Study Bill 161

Judiciary: Kaufmann, Chair; Anderson and Baltimore.

House Study Bill 165

Judiciary: Windschitl, Chair; Wolfe and Worthan.

House Study Bill 167

Commerce: Cownie, Chair; Kajtazovic and Landon.

House Study Bill 168

Economic Growth: Jorgensen, Chair; Hanusa and H. Miller.

House Study Bill 169

Commerce: Watts, Chair; Dawson and J. Smith.

House Study Bill 170

Commerce: Cownie, Chair; Jacoby and J. Smith.

House Study Bill 171

Agriculture: Hein, Chair; Klein and Muhlbauer.

COMMITTEE RECOMMENDATIONS

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendations have been received and are on file in the office of the Chief Clerk:

CARMINE BOAL
Chief Clerk of the House

COMMITTEE ON AGRICULTURE

Committee Bill (Formerly House Study Bill 87), providing for certification requirements by persons involved in the management of manure.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 20, 2013.

COMMITTEE ON ENVIRONMENTAL PROTECTION

Committee Bill (Formerly House Study Bill 72), relating to water quality.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 20, 2013.

COMMITTEE ON HUMAN RESOURCES

Committee Bill (Formerly House Study Bill 45), relating to programs and services under the purview of the department of public health.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 25, 2013.

On motion by Upmeyer of Cerro Gordo, the House adjourned at 1:09 p.m., until 8:30 a.m., Tuesday, February 26, 2013.

JOURNAL OF THE HOUSE

Forty-fourth Calendar Day - Twenty-eighth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Tuesday, February 26, 2013

The House met pursuant to adjournment at 8:31 a.m., S. Olson of Clinton in the chair.

Prayer was offered by Representative Rayhons of Hancock County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Talynn Griggs, Page from Boone.

The Journal of Monday, February 25, 2013, was approved.

INTRODUCTION OF BILLS

House File 313, by Kajtazovic, a bill for an act establishing solar energy ownership or purchasing goals applicable to electric utilities.

Read first time and referred to committee on **Commerce**.

House File 314, by Kajtazovic and Kelley, a bill for an act creating a school solar generation revolving loan and grant program and fund within the Iowa energy center to fund solar generation projects and making an appropriation.

Read first time and referred to committee on **Commerce**.

House File 315, by Cownie and J. Smith, a bill for an act eliminating the department of education's authority to approve certain requests to waive the school start date.

Read first time and referred to committee on **Education**.

House File 316, by Kajtazovic, a bill for an act relating to improving infant health and creating a task force.

Read first time and referred to committee on **Human Resources**.

House File 317, by Wessel-Kroeschell, a bill for an act relating to the use of the term relative in child in need of assistance and termination of parental rights proceedings.

Read first time and referred to committee on **Judiciary**.

House File 318, by Rogers and Windschitl, a bill for an act relating to parental responsibilities including those related to custody and support and providing penalties.

Read first time and referred to committee on **Judiciary**.

House File 319, by Stanerson, a bill for an act waiving certain hunter safety and ethics education requirements for residents who are active duty military personnel or honorably discharged veterans.

Read first time and referred to committee on **Natural Resources**.

House File 320, by Wessel-Kroeschell, a bill for an act relating to the intentional transmission of a contagious or infectious disease, and providing penalties.

Read first time and referred to committee on **Public Safety**.

House File 321, by Lofgren and Schultz, a bill for an act limiting public retirement benefits for prisoners.

Read first time and referred to committee on **State Government**.

House File 322, by Cownie, a bill for an act relating to temporary licenses for sign language interpreters or transliterators.

Read first time and referred to committee on **State Government**.

House File 323, by Kearns, a bill for an act relating to property taxes levied by a township for the improvement and maintenance of certain cemeteries.

Read first time and referred to committee on **Ways and Means**.

House File 324, by committee on Economic Growth, a bill for an act relating to the termination of the targeted small business financial assistance program and transferring funds for assistance to targeted small businesses.

Read first time and placed on the **calendar**.

HOUSE STUDY BILL COMMITTEE ASSIGNMENTS

H.S.B. 172 Judiciary

Relating to the penalties for the criminal offense of sexual exploitation of a minor by the purchase or possession of child pornography.

H.S.B. 173 Judiciary

Relating to the statute of limitations period in an action arising out of the unsafe or defective condition of an improvement to real property.

H.S.B. 174 Judiciary

Authorizing alternate members of the board of parole.

H.S.B. 175 Judiciary

Relating to estates and trusts and including retroactive and other applicability provisions.

H.S.B. 176 Judiciary

Relating to identity theft, and providing a penalty.

H.S.B. 177 Agriculture

Requiring the department of natural resources to establish and administer a pilot project to lease certain grazing land, and including effective date provisions.

H.S.B. 178 Commerce

Specifying procedures applicable to claims asserting stray electric current or voltage.

H.S.B. 179 Commerce

Providing for an exemption of internet protocol-enabled service from the regulatory authority of the utilities board of the utilities division of the department of commerce.

H.S.B. 180 Ways and Means

Providing a sales tax exemption for hydroelectricity conversion property.

H.S.B. 181 Environmental Protection

Relating to certain title abstracts to property with private sewage disposal systems and providing effective date and retroactive applicability provisions.

H.S.B. 182 Judiciary

Relating to offers of suitable work made to certain injured employees and including applicability provisions.

H.S.B. 183 Transportation

Relating to the fee charged for the issuance of duplicate driver's licenses and nonoperator's identification cards.

SUBCOMMITTEE ASSIGNMENTS**House File 256**

Human Resources: Koester, Chair; Forristall and Stutsman.

House File 257

Human Resources: Bacon, Chair; Heddens and Hess.

House File 285

Human Resources: Forristall, Chair; Lofgren and Wessel-Kroeschell.

House File 316

Human Resources: Forristall, Chair; Bacon and Wessel-Kroeschell.

HOUSE STUDY BILL SUBCOMMITTEE ASSIGNMENTS

House Study Bill 177

Agriculture: Moore, Chair; Hanson and S. Olson.

House Study Bill 178

Commerce: Cownie, Chair; Kressig and Soderberg.

House Study Bill 179

Commerce: Cownie, Chair; Jacoby and Landon.

House Study Bill 181

Environmental Protection: Sheets, Chair; Anderson and Deyoe.

House Study Bill 183

Transportation: Landon, Chair; Cohoon and Heartsill.

COMMITTEE RECOMMENDATIONS

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendations have been received and are on file in the office of the Chief Clerk:

CARMINE BOAL
Chief Clerk of the House

COMMITTEE ON COMMERCE

Committee Bill (Formerly House Study Bill 115), relating to matters under the purview of the credit union division of the department of commerce, and making penalties applicable.

Fiscal Note: **No**

Recommendation: **Do Pass** February 25, 2013.

Committee Bill (Formerly House Study Bill 151), relating to matters under the purview of the banking division of the department of commerce.

Fiscal Note: **No**

Recommendation: **Do Pass** February 25, 2013.

COMMITTEE ON ECONOMIC GROWTH

Committee Bill (Formerly House Study Bill 62), relating to the administration of duties and programs by the economic development authority.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 26, 2013.

COMMITTEE ON EDUCATION

Committee Bill (Formerly House File 144), providing that children who are enrolled in the statewide preschool program are of compulsory attendance age.

Fiscal Note: **No**

Recommendation: **Do Pass** February 25, 2013.

Committee Bill (Formerly House Study Bill 84), relating to school instructional hours and school instructional days and including effective date provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 25, 2013.

COMMITTEE ON JUDICIARY

Committee Bill (Formerly House Study Bill 13), relating to the statute of limitation period in executing a judgment in an action on a claim for rent.

Fiscal Note: **No**

Recommendation: **Do Pass** February 26, 2013.

Committee Bill (Formerly House Study Bill 16), relating to the nomination and appointment of district judges.

Fiscal Note: **No**

Recommendation: **Do Pass** February 26, 2013.

Committee Bill (Formerly House Study Bill 100), relating to the boards of directors of public corporations.

Fiscal Note: **No**

Recommendation: **Do Pass** February 26, 2013.

Committee Bill (Formerly House Study Bill 121), relating to obscene material by modifying the definition of material and authorizing local regulation of certain live acts, performances, and exhibitions.

Fiscal Note: **No**

Recommendation: **Do Pass** February 26, 2013.

Committee Bill (Formerly House Study Bill 155), relating to the placement of a juvenile on youthful offender status and the prosecution of a juvenile in juvenile or district court, and access to child abuse records by a juvenile court intake officer.

Fiscal Note: **No**

Recommendation: **Do Pass** February 26, 2013.

COMMITTEE ON STATE GOVERNMENT

Committee Bill (Formerly House Study Bill 41), concerning setoff procedures for collection of debts owed a state agency or political subdivision.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 26, 2013.

Committee Bill (Formerly House Study Bill 112), concerning restrictions on dosage amounts for phenylbutazone in certain horse races.

Fiscal Note: **No**

Recommendation: **Do Pass** February 26, 2013.

Committee Bill (Formerly House Study Bill 117), relating to absentee voting at the office of the county commissioner of elections.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 26, 2013.

COMMITTEE ON TRANSPORTATION

Committee Bill (Formerly House File 78), authorizing local authorities to permit parking on the left side of a roadway during periods of winter weather.

Fiscal Note: **No**

Recommendation: **Do Pass** February 26, 2013.

Committee Bill (Formerly House Study Bill 56), relating to the renewal of driver's licenses electronically and including effective date provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** February 26, 2013.

Committee Bill (Formerly House Study Bill 77), relating to the termination or noncontinuance of an agreement or franchise between motor vehicle franchisers and motor vehicle dealers.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 26, 2013.

COMMITTEE ON VETERANS AFFAIRS

Committee Bill (Formerly House File 130), providing for the issuance of special hunting licenses to certain nonresident disabled veterans and disabled members of the armed forces serving on active federal service.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 26, 2013.

RESOLUTION FILED

H.R. 20, by Jacoby and Byrnes, a resolution opposing the decision of the International Olympic Committee to end wrestling as an Olympic event.

Laid over under **Rule 25**.

On motion by Upmeyer of Cerro Gordo, the House adjourned at 8:39 a.m., until 8:30 a.m., Wednesday, February 27, 2013.

JOURNAL OF THE HOUSE

Forty-fifth Calendar Day - Twenty-ninth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Wednesday, February 27, 2013

The House met pursuant to adjournment at 8:31 a.m., Speaker Paulsen in the chair.

Prayer was offered by Representative Abdul-Samad of Polk County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Richard Boriskey of Des Moines. He was the guest of Representative Highfill of Polk.

The Journal of Tuesday, February 26, 2013, was approved.

INTRODUCTION OF BILLS

House File 325, by Bearinger, Kelley, Prichard, Hanson, Gaskill, Thomas, Muhlbauer, Dunkel, Ruff, Steckman, Kressig, H. Miller, Winckler, Isenhardt, Hunter, Wood, Ourth, Jacoby, Kearns, and Maxwell, a bill for an act eliminating a restriction on a person associated with a county agricultural extension district from engaging in certain activities affecting legislation.

Read first time and referred to committee on **Agriculture**.

House File 326, by Kajtazovic, a bill for an act requiring the development of guidelines for the attainment of high-performance certification applicable to elementary and secondary public school buildings.

Read first time and referred to committee on **Education**.

House File 327, by Anderson, Wolfe, Staed, T. Taylor, Gaskill, Muhlbauer, Abdul-Samad, M. Smith, Cohoon, Lensing, Stutsman, Wessel-Kroeschell, H. Miller, Kearns, Bearinger, R. Olson, Kressig, Jacoby, Gaines, and Hunter, a bill for an act providing for training on suicide prevention and trauma-informed care for school personnel.

Read first time and referred to committee on **Education**.

House File 328, by Bearinger, Prichard, Ruff, Kearns, Steckman, Murphy, Berry, Gaskill, Hanson, Mascher, Abdul-Samad, Wood, and Kajtazovic, a bill for an act relating to city attorneys and part-time county attorneys and conflicts of interest.

Read first time and referred to committee on **Judiciary**.

House File 329, by Anderson, Abdul-Samad, Kajtazovic, Staed, T. Taylor, Gaskill, Muhlbauer, M. Smith, Winckler, Lundby, Lensing, Stutsman, Wessel-Kroeschell, Bearinger, Heddens, Kressig, Jacoby, Gaines, and Hunter, a bill for an act relating to an assault that occurs between persons in an intimate relationship and the crime of domestic abuse assault and making penalties applicable.

Read first time and referred to committee on **Public Safety**.

House File 330, by Berry, a bill for an act concerning alcoholic beverage control by prohibiting liquor control, wine, or beer licensees or permittees from knowingly permitting or engaging in criminal activity in areas adjacent to the licensed premises and making penalties applicable.

Read first time and referred to committee on **State Government**.

House File 331, by Berry, a bill for an act relating to the effect of a revocation of a liquor control license, wine permit, or beer permit.

Read first time and referred to committee on **State Government**.

House File 332, by Moore, a bill for an act concerning persons voluntarily excluded from gambling facilities.

Read first time and referred to committee on **State Government**.

House File 333, by Schultz, a bill for an act reducing scheduled fines related to motor vehicles and transportation.

Read first time and referred to committee on **Transportation**.

House File 334, by Rogers, a bill for an act concerning the use of automated traffic enforcement systems on primary roads.

Read first time and referred to committee on **Transportation**.

House File 335, by Kajtazovic, a bill for an act relating to fees charged for special motor vehicle registration plates associated with military service.

Read first time and referred to committee on **Transportation**.

House File 336, by Brandenburg, a bill for an act providing an exemption from the computation of net income for the individual income tax of net capital gain from the sale or exchange of qualified capital stock and including effective date and retroactive applicability provisions.

Read first time and referred to committee on **Ways and Means**.

House File 337, by Baltimore, a bill for an act exempting from the state sales tax certain private security and detective services furnished by peace officers.

Read first time and referred to committee on **Ways and Means**.

House File 338, by Gassman, Heartsill, Shaw, Alons, Schultz, Dolecheck, and Salmon, a bill for an act relating to the grounds for dissolution of marriage when minor children are involved.

Read first time and referred to committee on **Judiciary**.

House File 339, by Gassman, a bill for an act relating to the requirements for dissemination of Iowa criminal history data by the department of public safety.

Read first time and referred to committee on **Public Safety**.

House File 340, by M. Smith, a bill for an act relating to the voluntary installation of an ignition interlock device and the reinstatement of a person's driver's license or nonresident operating privilege.

Read first time and referred to committee on **Transportation**.

On motion by Upmeyer of Cerro Gordo, the House was recessed at 8:41 a.m., until 12:00 p.m.

AFTERNOON SESSION

The House reconvened at 12:00 p.m., Speaker Paulsen in the chair.

QUORUM CALL

A non-record roll call was requested to determine that a quorum was present. The vote revealed eighty-three members present, seventeen absent.

CONSIDERATION OF BILLS

Regular Calendar

House File 212, a bill for an act relating to conducting condemnation proceedings, was taken up for consideration.

Garrett of Warren moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 212)

The ayes were, 95:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Bearinger	Berry	Brandenburg
Byrnes	Cohoon	Costello	Cownie
Dawson	Deyoe	Dolecheck	Drake
Dunkel	Fisher	Forbes	Forristall
Fry	Gaines	Garrett	Gaskill
Gassman	Grassley	Hagenow	Hall
Hanson	Hanusa	Heartsill	Heaton
Heddens	Hein	Hess	Highfill
Hunter	Huseman	Jacoby	Kajtazovic
Kaufmann	Kearns	Kelley	Klein
Koester	Kressig	Landon	Lensing
Lofgren	Lundby	Lykam	Mascher
Maxwell	McCarthy	Miller, H.	Miller, L.
Moore	Muhlbauer	Murphy	Oldson
Olson, S.	Olson, T.	Ourth	Pettengill
Prichard	Rayhons	Riding	Rogers
Ruff	Running-Marquardt	Salmon	Sands
Schultz	Shaw	Sheets	Smith, J.

Smith, M.	Soderberg	Staed	Stanerson
Steckman	Taylor, R.	Taylor, T.	Thede
Thomas	Upmeyer	Vander Linden	Watts
Wessel-Kroeschell	Winckler	Windschitl	Wolfe
Wood	Worthan	Mr. Speaker	
		Paulsen	

The nays were, none.

Absent or not voting, 5:

Baudler	Isenhart	Jorgensen	Olson, R.
Stutsman			

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 131, a bill for an act authorizing charitable giving payroll deductions for community college employees, was taken up for consideration.

Koester of Polk moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 131)

The ayes were, 94:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Bearinger	Berry	Brandenburg
Byrnes	Cohon	Costello	Cownie
Dawson	Deyoe	Dolecheck	Drake
Dunkel	Fisher	Forbes	Forristall
Fry	Gaines	Garrett	Gaskill
Gassman	Grassley	Hagenow	Hanson
Hanusa	Heartsill	Heaton	Heddens
Hein	Hess	Highfill	Hunter
Huseman	Jacoby	Kajtazovic	Kaufmann
Kearns	Kelley	Klein	Koester
Kressig	Landon	Lensing	Lofgren
Lundby	Lykam	Mascher	Maxwell
McCarthy	Miller, H.	Miller, L.	Moore
Muhlbauer	Murphy	Oldson	Olson, S.
Olson, T.	Ourth	Pettengill	Prichard
Rayhons	Riding	Rogers	Ruff
Running-Marquardt	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Smith, M.
Soderberg	Staed	Stanerson	Steckman

Taylor, R.	Taylor, T.	Thede	Thomas
Upmeyer	Vander Linden	Watts	Wessel-Kroeschell
Winckler	Windschitl	Wolfe	Wood
Worthan	Mr. Speaker		
	Paulsen		

The nays were, none.

Absent or not voting, 6:

Baudler	Hall	Isenhart	Jorgensen
Olson, R.	Stutsman		

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 159, a bill for an act relating to the possession of certain products with the intent to use the products to manufacture a controlled substance, and making penalties applicable, was taken up for consideration.

Brandenburg of Pottawattamie offered amendment H-1011 filed by him and moved its adoption.

Amendment H-1011 was adopted.

Brandenburg of Pottawattamie moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 159)

The ayes were, 95:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Bearinger	Brandenburg	Byrnes
Cohoon	Costello	Cownie	Dawson
Deyoe	Dolecheck	Drake	Dunkel
Fisher	Forbes	Forristall	Fry
Gaines	Garrett	Gaskill	Gassman
Grassley	Hagenow	Hall	Hanson
Hanusa	Heartsill	Heaton	Heddens
Hein	Hess	Highfill	Hunter
Huseman	Jacoby	Jorgensen	Kajtazovic
Kaufmann	Kearns	Kelley	Klein
Koester	Kressig	Landon	Lensing
Lofgren	Lundby	Lykam	Mascher

Maxwell	McCarthy	Miller, H.	Miller, L.
Moore	Muhlbauer	Murphy	Oldson
Olson, S.	Olson, T.	Ourth	Pettengill
Prichard	Rayhons	Riding	Rogers
Ruff	Running-Marquardt	Salmon	Sands
Schultz	Shaw	Sheets	Smith, J.
Smith, M.	Soderberg	Staed	Stanerson
Steckman	Taylor, R.	Taylor, T.	Thede
Thomas	Upmeyer	Vander Linden	Watts
Wessel-Kroeschell	Winckler	Windschitl	Wolfe
Wood	Worthan	Mr. Speaker	
		Paulsen	

The nays were, none.

Absent or not voting, 5:

Baudler	Berry	Isenhardt	Olson, R.
Stutsman			

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 197, a bill for an act relating to certification of adult day services programs, was taken up for consideration.

Heaton of Henry moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 197)

The ayes were, 96:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Bearinger	Berry	Brandenburg
Byrnes	Cohoon	Costello	Cownie
Dawson	Deyoe	Dolecheck	Drake
Dunkel	Fisher	Forbes	Forristall
Fry	Gaines	Garrett	Gaskill
Gassman	Grassley	Hagenow	Hall
Hanson	Hanusa	Heartsill	Heaton
Heddens	Hein	Hess	Highfill
Hunter	Huseman	Jacoby	Jorgensen
Kajtazovic	Kaufmann	Kearns	Kelley
Klein	Koester	Kressig	Landon
Lensing	Lofgren	Lundby	Lykam
Mascher	Maxwell	McCarthy	Miller, H.
Miller, L.	Moore	Muhlbauer	Murphy

Oldson	Olson, S.	Olson, T.	Ourth
Pettengill	Prichard	Rayhons	Riding
Rogers	Ruff	Running-Marquardt	Salmon
Sands	Schultz	Shaw	Sheets
Smith, J.	Smith, M.	Soderberg	Staed
Stanerson	Steckman	Taylor, R.	Taylor, T.
Thede	Thomas	Upmeyer	Vander Linden
Watts	Wessel-Kroeschell	Winckler	Windschitl
Wolfe	Wood	Worthan	Mr. Speaker Paulsen

The nays were, none.

Absent or not voting, 4:

Baudler	Isenhardt	Olson, R.	Stutsman
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The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

HOUSE FILE 102 WITHDRAWN

Heaton of Henry asked and received unanimous consent to withdraw House File 102 from further consideration by the House.

House File 198, a bill for an act relating to the inclusion of reasonable training costs in the direct costs considered reimbursable for Medicaid home and community-based services programs, was taken up for consideration.

Heaton of Henry moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 198)

The ayes were, 96:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Bearinger	Berry	Brandenburg
Byrnes	Cohoon	Costello	Cownie
Dawson	Deyoe	Dolecheck	Drake
Dunkel	Fisher	Forbes	Forristall
Fry	Gaines	Garrett	Gaskill
Gassman	Grassley	Hagenow	Hall
Hanson	Hanusa	Heartsill	Heaton
Heddens	Hein	Hess	Highfill

Hunter	Huseman	Jacoby	Jorgensen
Kajtazovic	Kaufmann	Kearns	Kelley
Klein	Koester	Kressig	Landon
Lensing	Lofgren	Lundby	Lykam
Mascher	Maxwell	McCarthy	Miller, H.
Miller, L.	Moore	Muhlbauer	Murphy
Oldson	Olson, S.	Olson, T.	Ourth
Pettengill	Prichard	Rayhons	Riding
Rogers	Ruff	Running-Marquardt	Salmon
Sands	Schultz	Shaw	Sheets
Smith, J.	Smith, M.	Soderberg	Staed
Stanerson	Steckman	Taylor, R.	Taylor, T.
Thede	Thomas	Upmeyer	Vander Linden
Watts	Wessel-Kroeschell	Winckler	Windschitl
Wolfe	Wood	Worthan	Mr. Speaker Paulsen

The nays were, none.

Absent or not voting, 4:

Baudler	Isenhart	Olson, R.	Stutsman
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The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

HOUSE FILE 100 WITHDRAWN

Heaton of Henry asked and received unanimous consent to withdraw House File 100 from further consideration by the House.

House File 223, a bill for an act concerning issuance of a license or users permit for specified activities regarding explosives, was taken up for consideration.

Worthan of Buena Vista moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 223)

The ayes were, 96:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Bearinger	Berry	Brandenburg
Byrnes	Cohoon	Costello	Cownie
Dawson	Deyoe	Dolecheck	Drake

Dunkel	Fisher	Forbes	Forristall
Fry	Gaines	Garrett	Gaskill
Gassman	Grassley	Hagenow	Hall
Hanson	Hanusa	Heartsill	Heaton
Heddens	Hein	Hess	Highfill
Hunter	Huseman	Jacoby	Jorgensen
Kajtazovic	Kaufmann	Kearns	Kelley
Klein	Koester	Kressig	Landon
Lensing	Lofgren	Lundby	Lykam
Mascher	Maxwell	McCarthy	Miller, H.
Miller, L.	Moore	Muhlbauer	Murphy
Oldson	Olson, S.	Olson, T.	Ourth
Pettengill	Prichard	Rayhons	Riding
Rogers	Ruff	Running-Marquardt	Salmon
Sands	Schultz	Shaw	Sheets
Smith, J.	Smith, M.	Soderberg	Staed
Stanerson	Steckman	Taylor, R.	Taylor, T.
Thede	Thomas	Upmeyer	Vander Linden
Watts	Wessel-Kroeschell	Winckler	Windschitl
Wolfe	Wood	Worthan	Mr. Speaker Paulsen

The nays were, none.

Absent or not voting, 4:

Baudler	Isenhart	Olson, R.	Stutsman
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The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

HOUSE FILE 12 WITHDRAWN

Worthan of Buena Vista asked and received unanimous consent to withdraw House File 12 from further consideration by the House.

House File 246, a bill for an act relating to the technical administration of election and voter registration laws, including by making modifications to certain filing deadlines, preservation of certain records, elections to fill certain vacancies in office, absentee voting, voting systems, and ballot summaries, was taken up for consideration.

Hein of Jones moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 246)

The ayes were, 96:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Bearinger	Berry	Brandenburg
Byrnes	Cohoon	Costello	Cownie
Dawson	Deyoe	Dolecheck	Drake
Dunkel	Fisher	Forbes	Forristall
Fry	Gaines	Garrett	Gaskill
Gassman	Grassley	Hagenow	Hall
Hanson	Hanusa	Heartsill	Heaton
Heddens	Hein	Hess	Highfill
Hunter	Huseman	Jacoby	Jorgensen
Kajtazovic	Kaufmann	Kearns	Kelley
Klein	Koester	Kressig	Landon
Lensing	Lofgren	Lundby	Lykam
Mascher	Maxwell	McCarthy	Miller, H.
Miller, L.	Moore	Muhlbauer	Murphy
Oldson	Olson, S.	Olson, T.	Ourth
Pettengill	Prichard	Rayhons	Riding
Rogers	Ruff	Running-Marquardt	Salmon
Sands	Schultz	Shaw	Sheets
Smith, J.	Smith, M.	Soderberg	Staed
Stanerson	Steckman	Taylor, R.	Taylor, T.
Thede	Thomas	Upmeyer	Vander Linden
Watts	Wessel-Kroeschell	Winckler	Windschitl
Wolfe	Wood	Worthan	Mr. Speaker Paulsen

The nays were, none.

Absent or not voting, 4:

Baudler	Isenhart	Olson, R.	Stutsman
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The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

IMMEDIATE MESSAGES

Upmeyer of Cerro Gordo asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Files 131, 159, 197, 198, 212, 223 and 246.**

LEAVE OF ABSENCE

Leave of absence was granted during voting as follows:

Baudler of Adair
Jorgensen of Woodbury

Isenhart of Dubuque
Olson, R. of Polk

On motion by Upmeyer of Cerro Gordo, the House was recessed at 12:31 p.m., until 4:00 p.m.

AFTERNOON SESSION

The House reconvened at 4:00 p.m., Speaker Paulsen in the chair.

INTRODUCTION OF BILLS

House File 341, by Fisher, Windschitl, Schultz, Watts, Heartsill, Sheets, Salmon, Garrett, Ourth, and Ruff, a bill for an act requiring the state's high school social studies curriculum to include instruction on the Declaration of Independence.

Read first time and referred to committee on **Education**.

House File 342, by Pettengill, a bill for an act relating to the number of children in child care homes.

Read first time and referred to committee on **Human Resources**.

House File 343, by Fry, a bill for an act relating to placement of a child removed from the home and adoption of a child by a relative.

Read first time and referred to committee on **Human Resources**.

House File 344, by Pettengill, a bill for an act prohibiting the disclosure of personal or employment-related information except under specified circumstances, and providing penalties.

Read first time and referred to committee on **State Government**.

House File 345, by Lensing, a bill for an act relating to continuing education in vital statistics for certain medical professionals.

Read first time and referred to committee on **State Government**.

House File 346, by Alons, Sheets, Schultz, Heartsill, Maxwell, and Shaw, a bill for an act recognizing gold and silver coin as legal tender.

Read first time and referred to committee on **State Government**.

House File 347, by Prichard, Bearinger, Hunter, T. Taylor, Heddens, Dunkel, H. Miller, Kelley, Wolfe, Dawson, Forbes, Wood, Oldson, Thomas, Ruff, Ourth, R. Olson, Muhlbauer, Abdul-Samad, M. Smith, Winckler, Lensing, Stutsman, Wessel-Kroeschell, Kearns, Kressig, Jacoby, and Salmon, a bill for an act establishing an emergency medical services task force.

Read first time and referred to committee on **State Government**.

House File 348, by Prichard and Alons, a bill for an act creating a new category of allowable expenditures from the veterans trust fund.

Read first time and referred to committee on **Veterans Affairs**.

House File 349, by Dolecheck, a bill for an act relating to the assessment of certain real estate used in the cultivation and production of algae, and including effective date and retroactive applicability provisions.

Read first time and referred to committee on **Ways and Means**.

House File 350, by committee on State Government, a bill for an act relating to absentee voting at the office of the county commissioner of elections.

Read first time and placed on the **calendar**.

House File 351, by committee on Education, a bill for an act providing that children who are enrolled in the statewide preschool program are of compulsory attendance age.

Read first time and placed on the **calendar**.

House File 352, by committee on Education, a bill for an act relating to school instructional hours and school instructional days and including effective date provisions.

Read first time and placed on the **calendar**.

House File 353, by committee on Commerce, a bill for an act relating to matters under the purview of the banking division of the department of commerce.

Read first time and placed on the **calendar**.

House File 354, by committee on Transportation, a bill for an act authorizing local authorities to permit parking on the left side of a roadway during periods of winter weather.

Read first time and placed on the **calendar**.

House File 355, by committee on Transportation, a bill for an act relating to the renewal of driver's licenses electronically and including effective date provisions.

Read first time and placed on the **calendar**.

House File 356, by committee on Judiciary, a bill for an act relating to the statute of limitation period in executing a judgment in an action on a claim for rent.

Read first time and placed on the **calendar**.

House File 357, by committee on Judiciary, a bill for an act relating to the nomination and appointment of district judges.

Read first time and placed on the **calendar**.

House File 358, by committee on Judiciary, a bill for an act relating to the boards of directors of public corporations.

Read first time and placed on the **calendar**.

House File 359, by committee on Judiciary, a bill for an act relating to obscene material by modifying the definition of material and authorizing local regulation of certain live acts, performances, and exhibitions.

Read first time and placed on the **calendar**.

House File 360, by committee on Commerce, a bill for an act relating to matters under the purview of the credit union division of the department of commerce, and making penalties applicable.

Read first time and placed on the **calendar**.

House File 361, by committee on Veterans Affairs, a bill for an act providing for the issuance of special hunting licenses to certain nonresident disabled veterans and disabled members of the armed forces serving on active federal service.

Read first time and placed on the **calendar**.

House File 362, by Hall, a bill for an act making an appropriation for maintaining and supporting specialty response teams throughout the state, and including effective date provisions.

Read first time and referred to committee on **Appropriations**.

House File 363, by Wessel-Kroeschell, Lensing, Lundby, Anderson, Kearns, Ruff, Heddens, Ourth, Hunter, Mascher, Abdul-Samad, Staed, Forbes, Steckman, and Muhlbauer, a bill for an act creating a responsible governing fund, making transfers, and including applicability provisions.

Read first time and referred to committee on **Appropriations**.

House File 364, by Kelley, a bill for an act relating to alternate energy by providing for a study of hydroelectric energy production potential.

Read first time and referred to committee on **Commerce**.

House File 365, by Winckler, Lensing, Wessel-Kroeschell, Thede, Anderson, H. Miller, Steckman, Berry, Oldson, T. Olson, Forbes, Wood, Staed, Kelley, Dawson, Riding, Murphy, R. Olson, Kajtazovic, Hanson, Ruff, Ourth, and Heddens, a bill for an act relating to the recommendations of the competency-based education task force, making an appropriation, and including effective date provisions.

Read first time and referred to committee on **Education**.

House File 366, by Heddens, Ourth, Anderson, Wolfe, Kearns, Berry, Thede, Gaines, M. Smith, Hunter, Steckman, Wessel-Kroeschell, Cohoon, Abdul-Samad, Prichard, Kelley, Riding, Dunkel, Forbes, Wood, Dawson, Oldson, and Thomas, a bill for an act relating to children's health by creating a center for child health excellence and innovation.

Read first time and referred to committee on **Human Resources**.

SPONSORS ADDED

The following representatives requested to be added as sponsors of House File 207:

Muhlbauer of Crawford	Hanson of Jefferson
Thomas of Clayton	H. Miller of Webster
Ruff of Clayton	Dunkel of Dubuque
Bearinger of Fayette	Gaskill of Wapello
Mascher of Johnson	Anderson of Polk
Staed of Linn	Wolfe of Clinton
Kearns of Lee	Gaines of Polk
Steckman of Cerro Gordo	Wessel-Kroeschell of Story
Lensing of Johnson	Abdul-Samad of Polk
Prichard of Floyd	Kelley of Jasper
Riding of Polk	Wood of Scott
Berry of Black Hawk	Kajtazovic of Black Hawk

EXPLANATION OF VOTE

On February 27, 2013, I was necessarily absent during voting in the House chamber. Had I been present, I would have voted as follows:

House File 131 – “aye”
House File 212 – “aye”

JORGENSEN of Woodbury

HOUSE STUDY BILL COMMITTEE ASSIGNMENTS

H.S.B. 184 Local Government

Relating to the establishment and dissolution of rural improvement zones and including effective date provisions.

H.S.B. 185 Human Resources

Relating to licensure of professionals practicing addiction counseling or providing addiction prevention services by the behavioral science board, making penalties applicable, and including effective date provisions.

H.S.B. 186 Human Resources

Relating to the Iowa information program for drug prescribing and dispensing.

H.S.B. 187 Commerce

Relating to authorized investments of public funds by a joint investment trust.

H.S.B. 188 Commerce

Providing for the issuance of a ratemaking principles order when a rate-regulated public utility enters into a power purchase agreement under specified circumstances.

H.S.B. 189 State Government

Relating to the licensing of plumbing, mechanical, HVAC-refrigeration, sheet metal, or hydronic professionals and making penalties applicable.

H.S.B. 190 State Government

Concerning the municipal fire and police retirement system and including effective date and retroactive applicability provisions.

H.S.B. 191 State Government

Relating to the Iowa finance authority and making an appropriation.

H.S.B. 192 State Government

Relating to the rulemaking process and state agency decision making.

SUBCOMMITTEE ASSIGNMENTS**House File 114 Reassigned**

Human Resources: Forristall, Chair; Abdul-Samad and Heaton.

House File 262

State Government: Grassley, Chair; Kajtazovic and Stanerson.

House File 270

Economic Growth: Moore, Chair; Heddens and R. Taylor.

House File 272

Labor: Jorgensen, Chair; Forristall and Running-Marquardt.

House File 273

Labor: Jorgensen, Chair; Forristall and T. Taylor.

House File 274

Labor: Jorgensen, Chair; Forristall and Hunter.

House File 325

Agriculture: Bearinger, Chair; Grassley and Kelley.

House File 326

Education: Gassman, Chair; Koester and Staed.

House File 327

Education: Hess, Chair; Fry and Gaines.

House File 334

Transportation: Rogers, Chair; Jorgensen and Wolfe.

HOUSE STUDY BILL SUBCOMMITTEE ASSIGNMENTS

House Study Bill 65

Natural Resources: Fisher, Chair; Hall and Highfill.

House Study Bill 184

Local Government: Sheets, Chair; Fisher and Wood.

House Study Bill 185

Human Resources: Fry, Chair; Heaton and M. Smith.

House Study Bill 186

Human Resources: L. Miller, Chair; R. Taylor and Wessel-Kroeschell.

House Study Bill 187

Commerce: Landon, Chair; Forbes and R. Taylor.

House Study Bill 188

Commerce: Watts, Chair; Fisher and Kajtazovic.

COMMITTEE RECOMMENDATIONS

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendations have been received and are on file in the office of the Chief Clerk:

CARMINE BOAL
Chief Clerk of the House

COMMITTEE ON COMMERCE

Committee Bill (Formerly House Study Bill 83), relating to various matters under the purview of the insurance division of the department of commerce, providing penalties, and including applicability and effective date provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 27, 2013.

Committee Bill (Formerly House Study Bill 144), relating to the duties and responsibilities of insurance producers under insurance policies or contracts.

Fiscal Note: **No**

Recommendation: **Do Pass** February 27, 2013.

COMMITTEE ON HUMAN RESOURCES

Committee Bill (Formerly House Study Bill 70), relating to certain health-related professions by making changes to licensure identification and display requirements and professional title and abbreviation restrictions and making penalties applicable.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 27, 2013.

Committee Bill (Formerly House Study Bill 109), relating to mental health and disability services requirements involving the department of human services and including effective date and retroactive applicability provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 27, 2013.

COMMITTEE ON LOCAL GOVERNMENT

Committee Bill (Formerly House Study Bill 107), concerning the review, approval, and establishment of county supervisor districting plans.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 27, 2013.

COMMITTEE ON VETERANS AFFAIRS

Committee Bill (Formerly House Study Bill 123), relating to veterans preferences in certain appointments made by counties and cities and making penalties applicable.

Fiscal Note: **No**

Recommendation: **Do Pass** February 27, 2013.

Committee Bill (Formerly House Study Bill 124), relating to absent voting in general elections by certain military and overseas voters through electronic means and making penalties applicable.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 27, 2013.

RESOLUTIONS FILED

H.R. 21, by Kelley, a resolution supporting the use of drug courts in the criminal justice system.

Laid over under **Rule 25**.

H.R. 22, by Dolecheck, Costello, Cownie, and Hagenow, a resolution honoring Samantha Dilocker and Katelyn Cinnamon, the Iowa Prudential Spirit of Community Award winners for 2013.

Laid over under **Rule 25**.

AMENDMENTS FILED

H-1053	H.F.	311	Kelley of Jasper
H-1054	H.F.	211	Kaufmann of Cedar

On motion by Upmeyer of Cerro Gordo, the House adjourned at 4:06 p.m., until 8:30 a.m., Thursday, February 28, 2013.

JOURNAL OF THE HOUSE

Forty-sixth Calendar Day - Thirtieth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Thursday, February 28, 2013

The House met pursuant to adjournment at 8:31 a.m., Speaker Paulsen in the chair.

Prayer was offered by Pastor Stan Johnson from Evangelical Free Church, Britt. He was the guest of Representative Rayhons of Hancock County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Brooklyn Moore of Bellevue. She is the daughter of Representative Moore of Jackson.

The Journal of Wednesday, February 27, 2013, was approved.

INTRODUCTION OF BILLS

House File 367, by Kelley, a bill for an act prohibiting employment discrimination based on unemployment status and providing remedies.

Read first time and referred to committee on **Labor**.

House File 368, by Garrett, Worthan, Rogers, Rayhons, Watts, Fry, Brandenburg, Heartsill, Gassman, L. Miller, Hanusa, Dolecheck, Salmon, Byrnes, Hess, Drake, Pettengill, Fisher, Alons, Deyoe, Koester, Sheets, Windschitl, Huseman, Schultz, Shaw, Maxwell, R. Taylor, and Hanson, a bill for an act relating to the employment of unauthorized aliens and providing penalties and remedies.

Read first time and referred to committee on **Labor**.

House File 369, by Hagenow, a bill for an act relating to the procedure for tax sales and including applicability provisions.

Read first time and referred to committee on **Local Government**.

House File 370, by Hall, a bill for an act requiring payment of the migratory game bird fee before hunting mourning doves, and providing a penalty.

Read first time and referred to committee on **Natural Resources**.

House File 371, by Hall and Stanerson, a bill for an act relating to the mandatory submission of a chemical test by a driver of a motor vehicle involved in an accident involving death and making civil remedies applicable.

Read first time and referred to committee on **Public Safety**.

House File 372, by Hall, a bill for an act establishing a state poison control center support fund, authorizing assessments, and making appropriations.

Read first time and referred to committee on **State Government**.

House File 373, by Hagenow, a bill for an act relating to the practice of physical therapy assistants.

Read first time and referred to committee on **State Government**.

House File 374, by Gaskill, a bill for an act relating to emergency contact and medical information contained in a driver's license or nonoperator's identification card record.

Read first time and referred to committee on **Transportation**.

House File 375, by Watts and Alons, a bill for an act establishing a driver's license reimbursement fund and providing for the allocation of revenues from the sales tax on dyed special fuel, making an appropriation, and including retroactive applicability provisions.

Read first time and referred to committee on **Transportation**.

House File 376, by S. Olson, a bill for an act providing for the blending of gasoline or diesel fuel by dealers or distributors, and including penalties.

Read first time and referred to committee on **Agriculture**.

House File 377, by Kajtazovic, a bill for an act relating to greater transparency for state board of regents meetings, forums, and proposals.

Read first time and referred to committee on **Education**.

House File 378, by Highfill, a bill for an act concerning gambling on fantasy sports games.

Read first time and referred to committee on **State Government**.

House File 379, by Kajtazovic, Steckman, Anderson, Kressig, Jacoby, and Ourth, a bill for an act relating to the awarding of bonuses to state employees and including effective date provisions.

Read first time and referred to committee on **State Government**.

House File 380, by committee on State Government, a bill for an act concerning setoff procedures for collection of debts owed a state agency or political subdivision.

Read first time and placed on the **calendar**.

House File 381, by committee on State Government, a bill for an act concerning restrictions on dosage amounts for phenylbutazone in certain horse races.

Read first time and placed on the **calendar**.

The House stood at ease at 8:41 a.m., until the fall of the gavel.

The House resumed session at 9:27 a.m., Cownie of Polk in the chair.

CONSIDERATION OF BILL

Regular Calendar

House File 211, a bill for an act requiring in-state construction contracts and disputes thereof to be governed by Iowa law, was taken up for consideration.

Kaufmann of Cedar offered amendment H-1054 filed by him and moved its adoption.

Amendment H-1054 was adopted.

Kaufmann of Cedar moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 211)

The ayes were, 89:

Alons	Bacon	Bearinger	Berry
Brandenburg	Byrnes	Cphoon	Costello
Dawson	Deyoe	Dolecheck	Drake
Dunkel	Fisher	Forbes	Forristall
Fry	Gaines	Garrett	Gassman
Grassley	Hagenow	Hall	Hanson
Hanusa	Heartsill	Heaton	Heddens
Hein	Hess	Highfill	Huseman
Jacoby	Jorgensen	Kajtazovic	Kaufmann
Kelley	Klein	Koester	Kressig
Landon	Lensing	Lofgren	Lundby
Lykam	Mascher	Maxwell	Miller, H.
Miller, L.	Moore	Muhlbauer	Murphy
Oldson	Olson, R.	Olson, S.	Olson, T.
Ourth	Paulsen, Spkr.	Pettengill	Prichard
Rayhons	Riding	Rogers	Ruff
Running-Marquardt	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Smith, M.
Soderberg	Staed	Stanerson	Steckman
Stutsman	Taylor, R.	Taylor, T.	Thede
Upmeyer	Vander Linden	Watts	Wessel-Kroeschell
Windschitl	Wolfe	Wood	Worthan
Cownie, Presiding			

The nays were, 7:

Abdul-Samad	Anderson	Gaskill	Hunter
McCarthy	Thomas	Winckler	

Absent or not voting, 4:

Baltimore	Baudler	Isenhardt	Kearns
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The bill having received a constitutional majority was declared to have passed the House and the title, as amended, was agreed to.

IMMEDIATE MESSAGE

Upmeyer of Cerro Gordo asked and received unanimous consent that **House File 211** be immediately messaged to the Senate.

LEAVE OF ABSENCE

Leave of absence was granted during voting as follows:

Baltimore of Boone
Isenhart of Dubuque

Baudler of Adair
Kearns of Lee

HOUSE FILE 315 REREFERRED

The Speaker announced that House File 315, previously referred to committee on **Education** was rereferred to committee on **Economic Growth**.

EXPLANATION OF VOTE

On February 27, 2013, I was necessarily absent during voting in the House chamber. Had I been present, I would have voted as follows:

House File 131 – “aye”
House File 159 – “aye”
House File 197 – “aye”
House File 198 – “aye”
House File 212 – “aye”
House File 223 – “aye”
House File 246 – “aye”

STUTSMAN of Johnson

BILLS SIGNED BY THE GOVERNOR

A communication was received from the Governor announcing that on February 28, 2013, he approved and transmitted to the Secretary of State the following bills:

Senate File 91, an Act increasing civil penalties applicable to specified pipeline safety violations.

Senate File 110, an Act relating to conformity with federal law concerning unemployment insurance employer charges and claimant misrepresentation regarding benefit overpayments, providing a penalty, and including applicability provisions.

COMMUNICATIONS RECEIVED

The following communications were received and filed in the office of the Chief Clerk:

DEPARTMENT OF COMMERCE Banking Division

Mortgage Servicing Settlement Fund Report, pursuant to Chapter 1138.7, 2012 Iowa Acts.

DEPARTMENT OF HUMAN RIGHTS

Sex Offender Research Council Report, pursuant to Iowa Code section 216A.139(5).

DEPARTMENT OF INSPECTION AND APPEALS

Iowa Child Advocacy Board Report, pursuant to Iowa Code section 237.18.

LEGISLATIVE SERVICES AGENCY Fiscal Division

Compiled Infrastructure Status Reports, pursuant to Iowa Code section 8.57.

HOUSE STUDY BILL COMMITTEE ASSIGNMENTS

H.S.B. 193 Judiciary

Relating to statutory corrections which may adjust language to reflect current practices, insert earlier omissions, delete redundancies and inaccuracies, delete temporary language, resolve inconsistencies and conflicts, update ongoing provisions, or remove ambiguities.

H.S.B. 194 Judiciary

Concerning title to real estate.

H.S.B. 195 Judiciary

Relating to workers' compensation benefits.

H.S.B. 196 Education

Relating to state and school antiharassment and antibullying policies.

H.S.B. 197 Human Resources

Relating to child, adult, and family services under the purview of the department of human services, making penalties applicable, and including effective date provisions.

H.S.B. 198 Economic Growth

Relating to the innovation fund investment tax credit by modifying the tax credit and the authority and duties of the Iowa innovation corporation relating to the tax credit, and including effective date and retroactive applicability provisions.

SUBCOMMITTEE ASSIGNMENTS**House File 177 Reassigned**

Natural Resources: Rayhons, Chair; Fisher, Hall, Hanson and J. Smith.

House File 281

Commerce: Cownie, Chair; T. Olson and Soderberg.

House File 282

Commerce: Cownie, Chair; Lykam and Soderberg.

House File 309

Education: Hanusa, Chair; Rogers and Wood.

House File 313

Commerce: Cownie, Chair; Kajtazovic and Soderberg.

House File 314

Commerce: Cownie, Chair; Kajtazovic and Soderberg.

House File 318

Judiciary: Windschitl, Chair; Dawson and Hagenow.

House File 330

State Government: Bacon, Chair; Highfill and Lensing.

House File 331

State Government: Bacon, Chair; Highfill and Lensing.

House File 332

State Government: Hein, Chair; Cohoon and Drake.

House File 338

Judiciary: Gassman, Chair; Alons and Anderson.

House File 341

Education: Garrett, Chair; Staed and Stanerson.

House File 342

Human Resources: Heaton, Chair; Abdul-Samad and Costello.

House File 343

Human Resources: Fry, Chair; Landon and Wessel-Kroeschell.

House File 348

Veterans Affairs: Alons, Chair; Kearns and L. Miller.

House File 365

Education: L. Miller, Chair; Hess and Wood.

House File 366

Human Resources: L. Miller, Chair; Fry and Heddens.

House File 367

Labor: Jorgensen, Chair; Forristall and Hunter.

House File 368

Labor: Forristall, Chair; Costello and Hunter.

House File 376

Agriculture: Klein, Chair; Drake and Kelley.

House File 377

Education: Salmon, Chair; Gassman and Mascher.

HOUSE STUDY BILL SUBCOMMITTEE ASSIGNMENTS**House Study Bill 172**

Judiciary: Baltimore, Chair; Kaufmann and M. Smith.

House Study Bill 173

Judiciary: Kaufmann, Chair; Heartsill and Wessel-Kroeschell.

House Study Bill 174

Judiciary: Alons, Chair; Heaton and R. Olson.

House Study Bill 175

Judiciary: Hagenow, Chair; Garrett and Lensing.

House Study Bill 176

Judiciary: Brandenburg, Chair; Windschitl and Wolfe.

House Study Bill 180

Ways and Means: Hein, Chair; Byrnes and Kelley.

House Study Bill 182

Judiciary: Hagenow, Chair; Anderson and Baltimore.

House Study Bill 189

State Government: Pettengill, Chair; Bacon and Prichard.

House Study Bill 190

State Government: Koester, Chair; Hein and Mascher.

House Study Bill 191

State Government: Highfill, Chair; Steckman and Vander Linden.

House Study Bill 192

State Government: Pettengill, Chair; Costello and Mascher.

House Study Bill 193

Judiciary: Brandenburg, Chair; Hagenow and Wolfe.

House Study Bill 194

Judiciary: Brandenburg, Chair; Anderson and Windschitl.

House Study Bill 195

Judiciary: Baltimore, Chair; Hess and M. Smith.

House Study Bill 196

Education: Fry, Chair; Byrnes and Wood.

House Study Bill 196 Reassigned

Education: Byrnes, Chair; Fry and Wood.

House Study Bill 197

Human Resources: L. Miller, Chair; Costello and Wessel-Kroeschell.

House Study Bill 198

Economic Growth: Lofgren, Chair; Kaufmann and Wood.

COMMITTEE RECOMMENDATIONS

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendations have been received and are on file in the office of the Chief Clerk:

CARMINE BOAL
Chief Clerk of the House

COMMITTEE ON EDUCATION

Committee Bill (Formerly House File 4), establishing a centralized state school bus purchasing program administered by the department of administrative services.

Fiscal Note: **No**

Recommendation: **Do Pass** February 27, 2013.

Committee Bill (Formerly House Study Bill 81), relating to vehicular transportation for students and making penalties applicable.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 27, 2013.

Committee Bill (Formerly House Study Bill 89), relating to education by modifying the duties and operations of the department of education, community colleges, the school budget review committee, and local school boards, eliminating a reporting requirement relating to vocational education funds, and including applicability provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 27, 2013.

COMMITTEE ON JUDICIARY

Committee Bill (Formerly House File 104), relating to the payment of reasonable attorney fees relating to an appeal of a termination of parental rights order.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 28, 2013.

Committee Bill (Formerly House Study Bill 143), relating to business corporations, including by providing for their organization and operation; providing for the relationship between shareholders, directors, and officers; and including effective date provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** February 28, 2013.

Committee Bill (Formerly House Study Bill 161), relating to nonsubstantive Code corrections.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 28, 2013.

COMMITTEE ON WAYS AND MEANS

Committee Bill (Formerly House File 3), relating to the individual income tax by creating an alternative base income tax imposed at the election of the taxpayer and including effective date and retroactive applicability provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 28, 2013.

RESOLUTION FILED

H.R. 23, by Schultz, a resolution requesting the legislative council to establish an interim study committee to study elimination of the income tax in Iowa.

Laid over under **Rule 25**.

AMENDMENT FILED

H-1055 H.F. 245 Worthan of Buena Vista

On motion by Upmeyer of Cerro Gordo, the House adjourned at 9:37 a.m., until 1:00 p.m., Monday, March 4, 2013.

JOURNAL OF THE HOUSE

Fiftieth Calendar Day - Thirty-first Session Day

Hall of the House of Representatives
Des Moines, Iowa, Monday, March 4, 2013

The House met pursuant to adjournment at 1:00 p.m., Speaker Paulsen in the chair.

Prayer was offered by Reverend Keith McDonald from First Presbyterian Church, State Center. He was the guest of Representative Fisher of Tama County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Tyler Steinke and Alisha Ryan from Special Olympics Iowa and Best Buddies Iowa. They were the guests of Speaker Paulsen.

The Journal of Thursday, February 28, 2013, was approved.

INTRODUCTION OF BILLS

House File 382, by Koester, a bill for an act modifying provisions applicable to delayed deposit services businesses.

Read first time and referred to committee on **Commerce**.

House File 383, by Schultz, a bill for an act prohibiting the department of public safety from expending moneys appropriated to the department for purposes of enforcing any new federal law or executive order of the president of the United States that prohibits the sale, transfer, or possession of firearms, firearm accessories, or ammunition, and including effective date and retroactive applicability provisions.

Read first time and referred to committee on **Judiciary**.

House File 384, by Windschitl, a bill for an act concerning the authorized possession of certain offensive weapons and making penalties applicable.

Read first time and referred to committee on **Judiciary**.

House File 385, by Klein, a bill for an act allowing a county board of supervisors to have certain questions submitted to the registered voters of the county.

Read first time and referred to committee on **Local Government**.

House File 386, by Kressig, a bill for an act providing for the development of uniform preliminary cardiopulmonary resuscitation instructions for utilization by public safety answering point personnel.

Read first time and referred to committee on **Public Safety**.

House File 387, by R. Olson, a bill for an act relating to the assessment of a fine in a first offense operating-while-intoxicated case.

Read first time and referred to committee on **Public Safety**.

House File 388, by Pettengill and Abdul-Samad, a bill for an act relating to the square footage requirements for certain cosmetology schools and making penalties applicable.

Read first time and referred to committee on **State Government**.

House File 389, by Riding, a bill for an act relating to the reexamination and recalculation of disability retirement benefits for beneficiaries under the public safety peace officers' retirement, accident, and disability system.

Read first time and referred to committee on **State Government**.

House File 390, by Schultz, a bill for an act exempting from the individual and corporate income taxes interest and dividends from Iowa municipal securities and including retroactive applicability provisions.

Read first time and referred to committee on **Ways and Means**.

House File 391, by T. Olson, a bill for an act relating to the filing for an exemption from property taxes for certain property of

educational institutions and including effective date and retroactive applicability provisions.

Read first time and referred to committee on **Ways and Means**.

House File 392, by committee on Human Resources, a bill for an act relating to programs and services under the purview of the department of public health.

Read first time and placed on the **calendar**.

House File 393, by committee on Judiciary, a bill for an act relating to the placement of a juvenile on youthful offender status and the prosecution of a juvenile in juvenile or district court, and access to child abuse records by a juvenile court intake officer.

Read first time and placed on the **calendar**.

House File 394, by committee on Natural Resources, a bill for an act establishing a lifetime fur harvester license for residents who are sixty-five years of age or older.

Read first time and placed on the **calendar**.

House File 395, by committee on Transportation, a bill for an act relating to the alteration of the community of a motor vehicle franchisee.

Read first time and placed on the **calendar**.

House File 396, by committee on Local Government, a bill for an act concerning the review, approval, and establishment of county supervisor districting plans.

Read first time and placed on the **calendar**.

House File 397, by committee on Economic Growth, a bill for an act relating to the administration of duties and programs by the economic development authority.

Read first time and placed on the **calendar**.

House File 398, by committee on Commerce, a bill for an act relating to the duties and responsibilities of insurance producers under insurance policies or contracts.

Read first time and placed on the **calendar**.

House File 399, by Hess, a bill for an act relating to county mental health and disability services by making a supplemental appropriation for the fiscal year beginning July 1, 2012, applying credits to certain county obligations, and including effective date provisions.

Read first time and referred to committee on **Appropriations**.

House File 400, by Kelley and Anderson, a bill for an act prohibiting nuclear generating facilities from reprocessing fuel under specified circumstances.

Read first time and referred to committee on **Commerce**.

House File 401, by R. Taylor, Baltimore, Hess, J. Smith, Landon, Bacon, Costello, Kaufmann, Watts, Grassley, Deyoe, Maxwell, Baudler, Koester, Hagenow, Soderberg, Garrett, Fry, Schultz, Fisher, Byrnes, Highfill, Hanusa, Jorgensen, Upmeyer, Pettengill, Forbes, Riding, Anderson, Lykam, Thomas, Ourth, and Lundby, a bill for an act to provide that peace officers and retired peace officers qualify as classroom driver education instructors.

Read first time and referred to committee on **Education**.

House File 402, by Murphy, a bill for an act establishing a school improvement technology program and making appropriations.

Read first time and referred to committee on **Education**.

House File 403, by Winckler, Wessel-Kroeschell, Lensing, Berry, Jacoby, Kressig, Gaines, Abdul-Samad, Kajtazovic, Hunter, Mascher, Stutsman, and Heddens, a bill for an act relating to specific criteria for teacher preparation and including effective date provisions.

Read first time and referred to committee on **Education**.

House File 404, by Dawson, a bill for an act relating to procedural requirements in in rem forfeiture proceedings.

Read first time and referred to committee on **Judiciary**.

House File 405, by R. Olson, a bill for an act relating to the entry of a deferred judgment for certain alcohol violations by persons under legal age.

Read first time and referred to committee on **Judiciary**.

House File 406, by Dawson, a bill for an act relating to the district court's denial of a petition to transfer Indian child custody proceedings to a tribe.

Read first time and referred to committee on **Judiciary**.

House File 407, by Kelley, a bill for an act requiring employers to provide employment leave to attend parent-teacher conferences and including applicability provisions.

Read first time and referred to committee on **Labor**.

House File 408, by Kelley, a bill for an act relating to city emergency warning systems by requiring that each city establish, operate, and maintain an emergency warning system, creating a city emergency warning systems grant fund, and making appropriations.

Read first time and referred to committee on **Local Government**.

House File 409, by Anderson, a bill for an act relating to crime victims, including restitution plan hearings, crime victim compensation, and the identity theft passport program.

Read first time and referred to committee on **Public Safety**.

House File 410, by Schultz, a bill for an act relating to the use of an unmanned aircraft system by a state or local law enforcement agency.

Read first time and referred to committee on **Public Safety**.

House File 411, by Kelley, a bill for an act prohibiting smoking in casinos as a condition of obtaining an initial license and including effective date provisions.

Read first time and referred to committee on **State Government**.

House File 412, by Thede, Hanson, and Hunter, a bill for an act concerning the use of a mobile telephone while driving and providing penalties.

Read first time and referred to committee on **Transportation**.

House File 413, by Byrnes, J. Smith, Grassley, Kaufmann, Stanerson, Dolecheck, Gassman, Riding, Kelley, and Hall, a bill for an act relating to career and technical programs offered by community colleges or administered by the department of education and making appropriations.

Read first time and referred to committee on **Education**.

House File 414, by Byrnes, a bill for an act establishing an education remediation council in the department of education.

Read first time and referred to committee on **Education**.

House File 415, by Fry and Hunter, a bill for an act relating to child abuse reporting, assessment procedures, and placement on the central registry for child abuse, and including effective date and applicability provisions.

Read first time and referred to committee on **Human Resources**.

House File 416, by Heddens and Heaton, a bill for an act establishing provisions to protect the rights of certain individuals, including protections against fraud and financial exploitation, providing for fees and repayment receipts, and providing penalties.

Read first time and referred to committee on **Judiciary**.

HOUSE STUDY BILL COMMITTEE ASSIGNMENTS

H.S.B. 199 State Government

Establishing an independent office of the chief information officer within the department of management, providing penalties, and including transition provisions.

H.S.B. 200 Local Government

Relating to city utilities and city enterprises by making changes to requirements related to commercial rental property.

H.S.B. 201 Agriculture

Related to the liability of a land holder for the public use of private lands and waters.

SUBCOMMITTEE ASSIGNMENTS

House File 315

Economic Growth: R. Taylor, Chair; Moore and Ourth.

House File 345

State Government: Grassley, Chair; Lensing and Watts.

House File 373

State Government: Grassley, Chair; Prichard and Watts.

House File 378

State Government: Highfill, Chair; Cohoon and Hagenow.

House File 388

State Government: Pettengill, Chair; Highfill and Kajtazovic.

House File 389

State Government: Watts, Chair; Grassley and T. Taylor.

House File 407

Labor: Jorgensen, Chair; Forristall and Hunter.

House File 411

State Government: Watts, Chair; Cohoon and Grassley.

House File 415

Human Resources: Fry, Chair; Hunter and Lofgren.

HOUSE STUDY BILL SUBCOMMITTEE ASSIGNMENTS

House Study Bill 167 Reassigned

Commerce: Landon, Chair; Kajtazovic and R. Taylor.

House Study Bill 199

State Government: Highfill, Chair; L. Miller and Winckler.

House Study Bill 201

Agriculture: Shaw, Chair; Kaufmann and H. Miller.

COMMITTEE RECOMMENDATIONS

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendations have been received and are on file in the office of the Chief Clerk:

CARMINE BOAL
Chief Clerk of the House

COMMITTEE ON NATURAL RESOURCES

Committee Bill (Formerly House File 82), establishing a lifetime fur harvester license for residents who are sixty-five years of age or older.

Fiscal Note: **No**

Recommendation: **Do Pass** February 26, 2013.

COMMITTEE ON STATE GOVERNMENT

Committee Bill (Formerly House Joint Resolution 7), relating to the location and exhibition of the statue of James Harlan, currently on display in the United States capitol.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 4, 2013.

Committee Bill (Formerly House File 166), relating to persons offering orthotic, prosthetic, and pedorthic services to the public, and relating to the scope of orthotic, prosthetic, and pedorthic services which may be ordered by certain health care providers, and including transition provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** March 4, 2013.

Committee Bill (Formerly House Study Bill 23), relating to proof of identification and proof of residence in order to register to vote or to vote, creating a criminal offense for falsely swearing certain oaths and affidavits, and including applicability provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 28, 2013.

RESOLUTION FILED

H.R. 24, by Hanusa, Running-Marquardt, Byrnes, Hess, Rogers, L. Miller, Gassman, Salmon, Koester, Dolecheck, Garrett, Stanerson, Jorgensen, Dunkel, Maxwell, Jacoby, Heartsill, R. Taylor, Grassley, Kelley, Staed, Oldson, Stutsman, Steckman, Deyoe, Thomas, Lofgren, Gaskill, Alons, H. Miller, Wood, Kaufmann, Moore, Bearinger, Ourth, Sheets, and Heddens, a resolution to recognize the Iowa Small Business Development Centers and honor 2012 award winners Chuck Dirks and Christina Moffatt.

Laid over under **Rule 25**.

On motion by Upmeyer of Cerro Gordo, the House adjourned at 1:15 p.m., until 8:30 a.m., Tuesday, March 5, 2013.

JOURNAL OF THE HOUSE

Fifty-first Calendar Day - Thirty-second Session Day

Hall of the House of Representatives
Des Moines, Iowa, Tuesday, March 5, 2013

The House met pursuant to adjournment at 8:31 a.m., Speaker Paulsen in the chair.

Prayer was offered by Pastor Josh Armendariz, Cornerstone Baptist Church, Ankeny. He was the guest of Representative Landon of Polk County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Alex Conover, Page from Holstein.

The Journal of Monday, March 4, 2013, was approved.

INTRODUCTION OF BILLS

House Joint Resolution 11, by Alons, Heartsill, Schultz, Windschitl, Klein, Sheets, Dolecheck, Fry, Brandenburg, Gassman, Salmon, Koester, Pettengill, Landon, Bacon, L. Miller, Vander Linden, Hein, Hagenow, Shaw, Rogers, Forristall, Deyoe, Sands, Fisher, Drake, Soderberg, Costello, Jorgensen, Baltimore, Rayhons, Watts, Grassley, Worthan, and Huseman, a joint resolution proposing an amendment to the Constitution of the State of Iowa specifying marriage between one man and one woman as the only legal union that is valid or recognized in the state.

Read first time and referred to committee on **Judiciary**.

House File 417, by committee on Judiciary, a bill for an act relating to nonsubstantive Code corrections.

Read first time and placed on the **calendar**.

House File 418, by committee on Human Resources, a bill for an act relating to certain health-related professions by making changes

to licensure identification and display requirements and professional title and abbreviation restrictions and making penalties applicable.

Read first time and placed on the **calendar**.

House File 419, by committee on Human Resources, a bill for an act relating to mental health and disability services requirements involving the department of human services and including effective date and retroactive applicability provisions.

Read first time and placed on the **calendar**.

House File 420, by committee on Veterans Affairs, a bill for an act relating to absent voting in general elections by certain military and overseas voters through electronic means and making penalties applicable.

Read first time and placed on the **calendar**.

House File 421, by Kelley, a bill for an act providing for a study to determine effective strategies for encouraging low-income individuals to engage in energy efficiency efforts.

Read first time and referred to committee on **Commerce**.

House File 422, by Kelley, a bill for an act providing for a study to encourage the development and expansion of alternate energy production.

Read first time and referred to committee on **Commerce**.

House File 423, by Grassley, a bill for an act relating to social studies instruction requirements for high school students.

Read first time and referred to committee on **Education**.

House File 424, by Alons, Fry, and Pettengill, a bill for an act permitting public employers to pay higher wages than provided by collective bargaining agreements and including applicability provisions.

Read first time and referred to committee on **Labor**.

House File 425, by Abdul-Samad, a bill for an act prohibiting public employers from seeking information regarding felony convictions from job applicants unless required by law.

Read first time and referred to committee on **Labor**.

House File 426, by Heaton, a bill for an act relating to intercepting communications involving human trafficking.

Read first time and referred to committee on **Public Safety**.

House File 427, by Schultz, a bill for an act relating to the use of drones, and providing penalties.

Read first time and referred to committee on **Public Safety**.

House File 428, by Thomas, Ourth, Ruff, and Anderson, a bill for an act requiring the state building code commissioner to adopt standards and requirements for window fall prevention devices for windows installed in certain multifamily dwellings, hotels, and motels, making penalties applicable, and including effective date provisions.

Read first time and referred to committee on **State Government**.

House File 429, by Watts, a bill for an act addressing fraud and abuse in public welfare programs.

Read first time and referred to committee on **State Government**.

SPECIAL PRESENTATION TO HOUSE PAGES

Speaker Paulsen invited the following House Pages to the Speaker's station for a special presentation and thanked them for their service to the House of Representatives:

Abbie Flanders
Jake Mathahs
Sidney Snyder

Certificates of excellence for serving with honor and distinction as a House Page during the First Regular Session of the Eighty-fifth General

Assembly were presented to the House Pages by Speaker Paulsen, Majority Leader Upmeyer and Assistant Minority Leader Gaskill.

The House rose and expressed its appreciation.

HOUSE STUDY BILL COMMITTEE ASSIGNMENTS

H.S.B. 202 Local Government

Relating to the period of time for completing real property assessments and for filing property tax assessment protests to the local board of review and including applicability provisions.

H.S.B. 203 Ways and Means

Providing an individual income tax credit for certain eligible psychiatrists and including effective date and applicability provisions.

H.S.B. 204 Ways and Means

Increasing the amount of tax credits available for eligible refuse conversion facilities.

H.S.B. 205 Ways and Means

Creating a tax credit available for the individual and corporate income taxes, the franchise tax, insurance premiums tax, and the moneys and credits tax for a charitable contribution to certain institutions engaged in regenerative medicine research and including retroactive applicability provisions.

H.S.B. 206 Local Government

Relating to the classification of property as agricultural property for property tax purposes and including applicability provisions.

H.S.B. 207 Local Government

Allowing counties and cities to adopt alternate fee schedules for the provision of certain services.

H.S.B. 208 Judiciary

Establish requirements relating to the transfer of an interest in real estate by or on behalf of certain entities formed or organized on a profit, cooperative, or not-for-profit basis, and including warranties and a limitation on actions.

H.S.B. 209 Natural Resources

Relating to the prevention and control of aquatic invasive species in the state and providing penalties.

H.S.B. 210 Judiciary

Relating to temporary restricted licenses and ignition interlock devices for operating-while-intoxicated offenses and providing penalties.

H.S.B. 211 Transportation

Providing for special vehicle registration plates displaying a decal designed and issued by a nonprofit organization, providing fees, making a penalty applicable, and including effective date provisions.

SUBCOMMITTEE ASSIGNMENTS**House File 7**

Veterans Affairs: Windschitl, Chair; Shaw and Staed.

House File 25

Veterans Affairs: Shaw, Chair; Thomas and Windschitl.

House File 129

Economic Growth: Moore, Chair; Gaskill and R. Taylor.

House File 251

Veterans Affairs: Shaw, Chair; Alons and Kajtazovic.

House File 292

Public Safety: S. Olson, Chair; Fry and Kressig.

House File 293

Public Safety: S. Olson, Chair; Fry and Kressig.

House File 294

Public Safety: S. Olson, Chair; Fry and Kressig.

House File 303

Public Safety: S. Olson, Chair; Fry and Kressig.

House File 320

Public Safety: S. Olson, Chair; Fry and Kressig.

House File 329

Public Safety: S. Olson, Chair; Fry and R. Olson.

House File 339

Public Safety: S. Olson, Chair; Fry and Kressig.

House File 345 Reassigned

State Government: Bacon, Chair; Highfill and Lensing.

House File 364

Commerce: Cownie, Chair; Lykam and Soderberg.

House File 369

Local Government: Dolecheck, Chair; Riding and Sheets.

House File 371

Public Safety: S. Olson, Chair; Fry and Kressig.

House File 385

Local Government: Rayhons, Chair; Fisher and Lundby.

House File 386

Public Safety: S. Olson, Chair; Fry and R. Olson.

House File 387

Public Safety: S. Olson, Chair; Fry and Kressig.

House File 400

Commerce: Cownie, Chair; Lykam and Soderberg.

House File 401

Education: Gassman, Chair; Hanson and Hess.

House File 402

Education: L. Miller, Chair; Abdul-Samad and Byrnes.

House File 403

Education: Rogers, Chair; Dolecheck and Gaines.

House File 408

Local Government: Windschitl, Chair; Forbes and Gassman.

House File 409

Public Safety: S. Olson, Chair; Fry and Kressig.

House File 410

Public Safety: S. Olson, Chair; Fry and Kressig.

House File 413

Education: Byrnes, Chair; Staed and Stanerson.

House File 414

Education: Byrnes, Chair; Koester and Winckler.

House File 423

Education: Dolecheck, Chair; Abdul-Samad and Hess.

House File 424

Labor: Jorgensen, Chair; Forristall and Hunter.

House File 425

Labor: Jorgensen, Chair; Forristall and Hunter.

House File 428

State Government: Watts, Chair; Grassley and Isenhart.

House File 429

State Government: Watts, Chair; Hunter and L. Miller.

**Senate Concurrent Resolution 4
(Committee of the Whole)**

Administration and Rules: Windschitl, Chair; Abdul-Samad, Berry, Fry, Gaskill, Hagenow, Mascher, McCarthy, Muhlbauer, S. Olson, Paulsen, Rogers, J. Smith, M. Smith and Upmeyer.

HOUSE STUDY BILL SUBCOMMITTEE ASSIGNMENTS

House Study Bill 200

Local Government: Highfill, Chair; Staed and Windschitl.

House Study Bill 202

Local Government: Stanerson, Chair; Highfill and Running-Marquardt.

House Study Bill 206

Local Government: Stanerson, Chair; Heartsill and Staed.

House Study Bill 207

Local Government: Schultz, Chair; Heartsill and Staed.

COMMITTEE RECOMMENDATIONS

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendations have been received and are on file in the office of the Chief Clerk:

CARMINE BOAL
Chief Clerk of the House

COMMITTEE ON AGRICULTURE

Committee Bill (Formerly House Study Bill 97), providing for the leasing of agricultural land by the department of natural resources to beginning farmers.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 27, 2013.

Committee Bill (Formerly House Study Bill 129), providing for the department of agriculture and land stewardship's administration of programs regarding a conservation practices revolving loan fund, the state metrologist, and motor fuel standards.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 27, 2013.

Committee Bill (Formerly House Study Bill 157), providing for a cow-calf credit and refund, providing for an appropriation, and including applicability provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** March 4, 2013.

Committee Bill (Formerly House Study Bill 171), providing for the determination of animal units which are part of confinement feeding operations, and making penalties applicable.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 4, 2013.

COMMITTEE ON COMMERCE

Committee Bill (Formerly House File 51), requiring notification of employers used as employment contacts by recipients of unemployment compensation benefits.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 4, 2013.

Committee Bill (Formerly House File 55), allowing criminal history and abuse registry background checks for certain food vendors.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 4, 2013.

Committee Bill (Formerly House Study Bill 146), concerning applications for liquor control licenses and micro-distilled spirits, beer, and wine permits.

Fiscal Note: **No**

Recommendation: **Do Pass** March 4, 2013.

Committee Bill (Formerly House Study Bill 147), concerning the alcoholic beverages division of the department of commerce and alcoholic beverage control, and making penalties applicable.

Fiscal Note: **No**

Recommendation: **Do Pass** March 4, 2013.

Committee Bill (Formerly House Study Bill 164), relating to real estate broker and real estate salesperson licensing fees and allocations from those fees, and making an appropriation.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 4, 2013.

Committee Bill (Formerly House Study Bill 169), relating to boiler inspections.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 4, 2013.

COMMITTEE ON ECONOMIC GROWTH

Committee Bill (Formerly House File 65), relating to the implementation of federal statute, regulation, or policy by state administrative agencies.

Fiscal Note: **No**

Recommendation: **Do Pass** March 4, 2013.

Committee Bill (Formerly House Study Bill 168), relating to the requirements and administration of the targeted jobs withholding credit pilot project and including applicability provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 4, 2013.

COMMITTEE ON EDUCATION

Committee Bill (Formerly House File 140), relating to school district funding by establishing a supplementary weighting program for shared operational functions of school districts and area education agencies.

Fiscal Note: **No**

Recommendation: **Do Pass** March 4, 2013.

Committee Bill (Formerly House File 227), providing for entrepreneurial education accounts for student organizations and clubs and including effective date and applicability provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 4, 2013.

COMMITTEE ON HUMAN RESOURCES

Committee Bill (Formerly House File 29), concerning the administration of epinephrine in public and nonpublic schools, and including effective date and applicability provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 4, 2013.

Committee Bill (Formerly House File 53), relating to notification of the placement of sex offenders in nursing facilities, residential care facilities, and assisted living programs, and the prohibition of certain placements of sexually violent predators in such facilities and programs, and providing penalties, and including effective date provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 4, 2013.

Committee Bill (Formerly House File 253), relating to early childhood Iowa initiative requirements for area boards.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 4, 2013.

Committee Bill (Formerly House Study Bill 47), relating to the transfer of assets under the Medicaid program.

Fiscal Note: **No**

Recommendation: **Do Pass** March 4, 2013.

Committee Bill (Formerly House Study Bill 122), providing for vision screening for school children.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 4, 2013.

COMMITTEE ON JUDICIARY

House File 219, a bill for an act relating to eminent domain authority and procedures and including effective date and applicability provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass with amendment H-1057** February 28, 2013.

Committee Bill (Formerly House Study Bill 28), relating to the residential landlord and tenant laws and related forcible entry and detainer actions and providing penalties.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 5, 2013.

Committee Bill (Formerly House Study Bill 36), relating to certificate of merit affidavits and noneconomic damages in medical malpractice actions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 5, 2013.

Committee Bill (Formerly House Study Bill 80), relating to the transfer of real estate and the filing of a mortgage release certificate, providing for a fee, and making remedies applicable.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 5, 2013.

Committee Bill (Formerly House Study Bill 105), relating to the sentencing of a minor who commits murder in the first degree, providing penalties, and including effective date provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 5, 2013.

Committee Bill (Formerly House Study Bill 138), relating to the service of notice of no-contact orders and protective orders.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 5, 2013.

Committee Bill (Formerly House Study Bill 141), relating to marital agreements, and including effective date and applicability provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass**, March 5, 2013.

Committee Bill (Formerly House Study Bill 159), relating to payments from the indigent defense fund by the state public defender.

Fiscal Note: **No**

Recommendation: **Do Pass** March 5, 2013.

Committee Bill (Formerly House Study Bill 175), relating to estates and trusts and including retroactive and other applicability provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** March 5, 2013.

COMMITTEE ON LABOR

Committee Bill (Formerly House File 10), relating to the use of child labor in laundry occupations.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 5, 2013.

COMMITTEE ON LOCAL GOVERNMENT

Committee Bill (Formerly House File 5), requiring the county commissioner of elections to provide notice following receipt of a motion adopted by a local government requesting a ballot proposition concerning the imposition of the local sales and services tax.

Fiscal Note: **No**

Recommendation: **Do Pass** March 4, 2013.

Committee Bill (Formerly House File 191), relating to a manufactured or mobile home retailer's application to a county treasurer for a certificate of title for a used mobile home or manufactured home.

Fiscal Note: **No**

Recommendation: **Do Pass** March 4, 2013.

COMMITTEE ON NATURAL RESOURCES

Committee Bill (Formerly House File 162), permitting the use of crossbows to hunt deer and providing penalties.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 5, 2013.

COMMITTEE ON PUBLIC SAFETY

Committee Bill (Formerly House Study Bill 55), relating to the excise tax on unlawful dealing in certain substances by adding new taxable substances and tax rates, modifying the taxation and rates of currently taxable substances, and making penalties applicable.

Fiscal Note: **No**

Recommendation: **Do Pass** March 4, 2013.

Committee Bill (Formerly House Study Bill 91), relating to the issuance of a search warrant to authorize the placement, tracking, monitoring, and removal of a global positioning device.

Fiscal Note: **No**

Recommendation: **Do Pass** March 4, 2013.

Committee Bill (Formerly House Study Bill 126), relating to the sale, operation, and possession of speed detection jamming devices, and making penalties applicable.

Fiscal Note: **No**

Recommendation: **Do Pass** March 4, 2013.

Committee Bill (Formerly House Study Bill 127), establishing a criminal offense for removing or attempting to remove a communication device from the possession of a peace officer.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 4, 2013.

AMENDMENTS FILED

H-1056	H.F.	417	Committee on Judiciary
H-1057	H.F.	219	Committee on Judiciary

On motion by Upmeyer of Cerro Gordo, the House adjourned at 8:38 a.m., until 8:30 a.m., Wednesday, March 6, 2013.

JOURNAL OF THE HOUSE

Fifty-second Calendar Day - Thirty-third Session Day

Hall of the House of Representatives
Des Moines, Iowa, Wednesday, March 6, 2013

The House met pursuant to adjournment at 8:33 a.m., Speaker Paulsen in the chair.

Prayer was offered by Pastor Bob Anderson from Sunnyside Bible Chapel, Atlantic. He was the guest of Representative Costello of Mills County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Bailey Tripp, Chief Clerk's Page from Pella.

The Journal of Tuesday, March 5, 2013, was approved.

INTRODUCTION OF BILLS

House Joint Resolution 12, by Alons, Landon, Heartsill, Salmon, Koester, and Pettengill, a joint resolution proposing an amendment to the Constitution of the State of Iowa to specify that the right to life is the paramount and most fundamental right of every person, and that personhood applies to all human beings from the beginning of their biological development.

Read first time and referred to committee on **Human Resources**.

House File 430, by Abdul-Samad, a bill for an act relating to named driver exclusions in motor vehicle insurance policies and providing criminal penalties.

Read first time and referred to committee on **Commerce**.

House File 431, by M. Smith, Windschitl, Baltimore, and T. Taylor, a bill for an act relating to the length of on-duty periods and required rest periods for drivers of rail crew transport vehicles, and providing penalties.

Read first time and referred to committee on **Commerce**.

House File 432, by Fisher and Forbes, a bill for an act prohibiting the underage sale, consumption, or possession of energy drinks, and providing penalties.

Read first time and referred to committee on **Commerce**.

House File 433, by Jacoby, a bill for an act providing for a linked investment loans for emerging businesses program administered by the economic development authority.

Read first time and referred to committee on **Economic Growth**.

House File 434, by Jacoby, a bill for an act relating to school district funding by establishing the state percent of growth and the categorical state percent of growth for purposes of the state school foundation program, providing for supplementary weighting for certain science, technology, engineering, and mathematics programs, and including effective date and applicability provisions.

Read first time and referred to committee on **Education**.

House File 435, by Jacoby, a bill for an act making appropriations to the state board of regents for establishing postsecondary educational programs to meet the challenges of a globally competitive economy.

Read first time and referred to committee on **Education**.

House File 436, by Hall, a bill for an act providing for a study and report on establishing an additional regents institution or a regents outpost.

Read first time and referred to committee on **Education**.

House File 437, by Abdul-Samad, Steckman, and Kajtazovic, a bill for an act establishing a world language education pilot project to be administered by the department of education and making an appropriation.

Read first time and referred to committee on **Education**.

House File 438, by Abdul-Samad and Gaines, a bill for an act relating to school resource officers and private security staff.

Read first time and referred to committee on **Education**.

House File 439, by Murphy, a bill for an act relating to an appropriation to the judicial branch to achieve compliance with reporting requirements relating to mental health commitments or adjudications.

Read first time and referred to committee on **Human Resources**.

House File 440, by Alons, Sheets, Bacon, Highfill, Shaw, and Schultz, a bill for an act relating to the state individual income tax by modifying the personal exemption credit for dependents to include certain unborn children, increasing the amount of the credit, and including effective date and retroactive applicability provisions.

Read first time and referred to committee on **Human Resources**.

House File 441, by M. Smith, Anderson, Jacoby, Stutsman, H. Miller, Thede, Hanson, Kajtazovic, Berry, Kressig, Heddens, T. Taylor, Gaskill, Mascher, Lensing, Gaines, Staed, Prichard, Dawson, Kelley, Forbes, Riding, Oldson, Wood, Muhlbauer, Thomas, Ruff, Murphy, Ourth, and Beringer, a bill for an act creating a licensed social worker loan repayment program and revolving fund.

Read first time and referred to committee on **Human Resources**.

House File 442, by Salmon, a bill for an act requiring a Lyme disease testing information disclosure.

Read first time and referred to committee on **Human Resources**.

House File 443, by R. Olson, a bill for an act relating to administrative license revocations due to test result failure in an operating-while-intoxicated case and the prescription medication defense.

Read first time and referred to committee on **Judiciary**.

House File 444, by Alons, Heartsill, Schultz, Sheets, Dolecheck, Fry, Gassman, Salmon, Koester, and Landon, a bill for an act relating

to the granting of a marriage license when the parties are of the same gender and the related appellate jurisdiction of the supreme court.

Read first time and referred to committee on **Judiciary**.

House File 445, by Stutsman, a bill for an act relating to county medical examiner fees.

Read first time and referred to committee on **Local Government**.

House File 446, by Dawson, a bill for an act relating to a complaint alleging the commission of a delinquent act that would constitute a felony if committed by an adult.

Read first time and referred to committee on **Public Safety**.

House File 447, by Abdul-Samad and Berry, a bill for an act relating to consideration for early parole or work release.

Read first time and referred to committee on **Public Safety**.

House File 448, by Anderson, a bill for an act relating to aiding and abetting the commission of a criminal offense.

Read first time and referred to committee on **Public Safety**.

House File 449, by Jacoby, a bill for an act establishing a voter-owned Iowa clean elections Act and fund, providing sources of funding, providing an income tax exemption for contributions made to the fund, providing penalties, and including effective date provisions.

Read first time and referred to committee on **State Government**.

House File 450, by Jacoby, a bill for an act relating to body piercing, body modification, and tattooing, and providing penalties.

Read first time and referred to committee on **State Government**.

House File 451, by Jacoby, a bill for an act relating to the responsibilities of procurement organizations.

Read first time and referred to committee on **State Government**.

House File 452, by Gaines and Abdul-Samad, a bill for an act establishing Juneteenth a legal public holiday and a paid holiday.

Read first time and referred to committee on **State Government**.

House File 453, by committee on Veterans Affairs, a bill for an act relating to veterans preferences in certain appointments made by counties and cities and making penalties applicable.

Read first time and placed on the **calendar**.

House File 454, by committee on Education, a bill for an act relating to education by modifying the duties and operations of the department of education, community colleges, the school budget review committee, and local school boards, eliminating a reporting requirement relating to vocational education funds, and including applicability provisions.

Read first time and placed on the **calendar**.

House File 455, by committee on Education, a bill for an act relating to vehicular transportation for students and making penalties applicable.

Read first time and placed on the **calendar**.

House File 456, by committee on Education, a bill for an act establishing a centralized state school bus purchasing program administered by the department of administrative services.

Read first time and placed on the **calendar**.

House File 457, by committee on Agriculture, a bill for an act providing for the leasing of agricultural land by the department of natural resources to beginning farmers.

Read first time and placed on the **calendar**.

House File 458, by committee on Agriculture, a bill for an act providing for the department of agriculture and land stewardship's administration of programs regarding a conservation practices

revolving loan fund, the state metrologist, pesticide regulation, and motor fuel standards, and including effective date provisions.

Read first time and placed on the **calendar**.

House File 459, by Rogers and Berry, a bill for an act making an appropriation to the department of education for purposes of high school equivalency diploma test costs.

Read first time and referred to committee on **Appropriations**.

On motion by Upmeyer of Cerro Gordo, the House was recessed at 8:48 a.m., until 4:00 p.m.

AFTERNOON SESSION

The House reconvened at 4:21 p.m., Windschitl of Harrison in the chair.

INTRODUCTION OF BILLS

House File 460, by Windschitl, a bill for an act relating to drainage or levee districts by providing for mergers, bidding requirements, the annexation of land, and special agreements, and authorizing the imposition of assessments upon affected landowners.

Read first time and referred to committee on **Agriculture**.

House File 461, by Hagenow, a bill for an act concerning the protection of child athletes from commotio cordis.

Read first time and referred to committee on **Human Resources**.

House File 462, by T. Taylor, a bill for an act requiring the board of regents to publish an annual report on overtime pay.

Read first time and referred to committee on **State Government**.

House File 463, by Thede, Anderson, Steckman, Berry, Abdul-Samad, Mascher, Hunter, Hanson, and Kearns, a bill for an act

requiring consumer labeling information for food, and including penalties.

Read first time and referred to committee on **Commerce**.

House File 464, by Koester, a bill for an act providing for an individual and corporate income tax credit for contributions made to certain home school grant organizations and including effective date and applicability provisions.

Read first time and referred to committee on **Ways and Means**.

House File 465, by Hanson, a bill for an act relating to customer choice regarding the installation of certain public utility meters.

Read first time and referred to committee on **Local Government**.

House File 466, by Gassman, a bill for an act increasing the amount of total approved tax credits for purposes of the school tuition organization tax credit.

Read first time and referred to committee on **Ways and Means**.

House File 467, by committee on Agriculture, a bill for an act providing for a cow-calf credit and refund, providing for an appropriation, and including applicability provisions.

Read first time and referred to committee on **Appropriations**.

House File 468, by committee on Public Safety, a bill for an act relating to the excise tax on unlawful dealing in certain substances by adding new taxable substances and tax rates, modifying the taxation and rates of currently taxable substances, and making penalties applicable.

Read first time and referred to committee on **Ways and Means**.

House File 469, by committee on Judiciary, a bill for an act relating to business corporations, including by providing for their organization and operation; providing for the relationship between shareholders, directors, and officers; and including effective date provisions.

Read first time and placed on the **calendar**.

House File 470, by Mascher, a bill for an act relating to the use of safety helmets by motorcycle and motorized bicycle operators and passengers, and making a penalty applicable.

Read first time and referred to committee on **Public Safety**.

House File 471, by committee on Judiciary, a bill for an act relating to the payment of reasonable attorney fees in juvenile court or appellate proceedings relating to a termination of parental rights petition.

Read first time and placed on the **calendar**.

House File 472, by committee on Education, a bill for an act relating to school district funding by establishing a supplementary weighting program for shared operational functions of school districts and area education agencies.

Read first time and placed on the **calendar**.

House File 473, by committee on Economic Growth, a bill for an act relating to the requirements and administration of the targeted jobs withholding credit pilot project and including applicability provisions.

Read first time and placed on the **calendar**.

SPONSOR ADDED

Kaufmann of Cedar requested to be added as a sponsor of House Files 124 and 377.

HOUSE STUDY BILL COMMITTEE ASSIGNMENTS

H.S.B. 212 State Government

Eliminating the requirement for the racing and gaming commission to conduct a socioeconomic study on the impact of gambling.

H.S.B. 213 Education

Relating to education of students in residential placement settings.

H.S.B. 214 Appropriations

Relating to transportation and other infrastructure-related appropriations to the department of transportation, including allocation and use of moneys from the road use tax fund and the primary road fund.

H.S.B. 215 Judiciary

Concerning mechanic's liens and the mechanics' notice and lien registry.

H.S.B. 216 Government Oversight

Allowing the office of citizens' aide and the Iowa public information board access to the minutes and audio recording of a closed session in the performance of their duties.

H.S.B. 217 Commerce

Exempting persons or entities owning, controlling, operating, or managing alternate energy production facilities or combined heat and power systems under specified circumstances from public utility regulations.

H.S.B. 218 Commerce

Relating to consumer lawsuit lending transactions, and including effective date provisions.

SUBCOMMITTEE ASSIGNMENTS**House Joint Resolution 12**

Human Resources: Forristall, Chair; Fry and Wessel-Kroeschell.

House File 265

Ways and Means: Windschitl, Chair; Isenhardt and Sands.

House File 269

Appropriations: Drake, Chair; Bearinger and Deyoe.

House File 280

Appropriations: Heaton, Chair; Hall and Highfill.

House File 300

Ways and Means: Cownie, Chair; Forbes and Moore.

House File 301

Ways and Means: Windschitl, Chair; Prichard and Sands.

House File 304

Ways and Means: Windschitl, Chair; Sands and Stutsman.

House File 306

Ways and Means: Windschitl, Chair; Muhlbauer and Sands.

House File 337

Ways and Means: Baltimore, Chair; Maxwell and Riding.

House File 349

Ways and Means: Moore, Chair; Grassley, Hein, Kearns and Riding.

House File 362

Appropriations: Huseman, Chair; T. Taylor and Worthan.

House File 363

Appropriations: Lofgren, Chair; Running-Marquardt and Watts.

House File 382

Commerce: Cownie, Chair; Lykam and Soderberg.

House File 399

Appropriations: Heaton, Chair; Fisher and Heddens.

House File 421

Commerce: Cownie, Chair; Lykam and Soderberg.

House File 422

Commerce: Cownie, Chair; Lykam and Soderberg.

House File 426

Public Safety: Fry, Chair; Shaw and Wolfe.

House File 427

Public Safety: S. Olson, Chair; Berry and Fry.

House File 433

Economic Growth: Moore, Chair; Jacoby and Jorgensen.

House File 434

Education: L. Miller, Chair; Ruff and Stanerson.

House File 435

Education: L. Miller, Chair; Mascher and Stanerson.

House File 436

Education: L. Miller, Chair; Hanson and Stanerson.

House File 437

Education: L. Miller, Chair; Abdul-Samad and Stanerson.

House File 438

Education: L. Miller, Chair; Gaines and Stanerson.

House File 439

Human Resources: Forristall, Chair; Fry and Murphy.

House File 440

Human Resources: Forristall, Chair; Fry and Wessel-Kroeschell.

House File 441

Human Resources: Forristall, Chair; Fry and M. Smith.

House File 442

Human Resources: Forristall, Chair; Abdul-Samad and Fry.

House File 446

Public Safety: S. Olson, Chair; Fry and R. Olson.

House File 447

Public Safety: S. Olson, Chair; Fry and R. Olson.

House File 448

Public Safety: S. Olson, Chair; Fry and R. Olson.

House File 449

State Government: Watts, Chair; Grassley and Winckler.

House File 450

State Government: Watts, Chair; Grassley and Kajtazovic.

House File 451

State Government: Watts, Chair; Grassley and Winckler.

House File 452

State Government: Watts, Chair; Grassley and Steckman.

HOUSE STUDY BILL SUBCOMMITTEE ASSIGNMENTS**House Study Bill 203**

Ways and Means: Windschitl, Chair; Kelley and Stanerson.

House Study Bill 204

Ways and Means: Hein, Chair; Gaskill and Maxwell.

House Study Bill 205

Ways and Means: Hagenow, Chair; Isenhardt and Windschitl.

House Study Bill 205 Reassigned

Ways and Means: Byrnes, Chair; Isenhardt and Windschitl.

House Study Bill 209

Natural Resources: J. Smith, Chair; Bacon and Ourth.

House Study Bill 210

Judiciary: Baltimore, Chair; M. Smith and Worthan.

House Study Bill 211

Transportation: Byrnes, Chair; Lykam and Moore.

House Study Bill 212

State Government: Highfill, Chair; Cohoon and Koester.

House Study Bill 213

Education: Jorgensen, Chair; Dolecheck and Steckman.

House Study Bill 214

Appropriations: Huseman, Chair; Dunkel and Rogers.

House Study Bill 215

Judiciary: Baltimore, Chair; Hagenow and Lensing.

COMMITTEE RECOMMENDATIONS

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendations have been received and are on file in the office of the Chief Clerk:

CARMINE BOAL
Chief Clerk of the House

COMMITTEE ON ADMINISTRATION AND RULES

Senate Concurrent Resolution 4, a concurrent resolution relating to the compensation of chaplains, officers, and employees of the eighty-fifth general assembly.

Fiscal Note: **No**

Recommendation: **Do Pass** March 5, 2013.

COMMITTEE ON AGRICULTURE

Committee Bill (Formerly House File 376), providing for the blending of gasoline or diesel fuel by dealers or distributors, and including penalties.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 5, 2013.

Committee Bill (Formerly House Study Bill 166), exempting certain farm real estate from the inheritance tax, and including applicability provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** March 5, 2013.

COMMITTEE ON COMMERCE

Committee Bill (Formerly House File 84), relating to and requiring the return of stolen merchandise in the possession of a pawn shop owner or operator, and providing penalties.

Fiscal Note: **No**

Recommendation: **Do Pass** March 6, 2013.

Committee Bill (Formerly House File 88), relating to a right of subrogation by an insurer in a criminal case.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 6, 2013.

Committee Bill (Formerly House Study Bill 44), providing for immunity from civil liability for registered architects and professional engineers providing disaster emergency assistance under specified circumstances.

Fiscal Note: **No**

Recommendation: **Do Pass** March 6, 2013.

Committee Bill (Formerly House Study Bill 133), relating to enhanced E911 emergency communication systems, and providing penalties.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 6, 2013.

Committee Bill (Formerly House Study Bill 188), providing for the issuance of a ratemaking principles order when a rate-regulated public utility enters into a power purchase agreement under specified circumstances.

Fiscal Note: **No**

Recommendation: **Do Pass** March 6, 2013.

COMMITTEE ON ECONOMIC GROWTH

Committee Bill (Formerly House Study Bill 111), relating to rural water providers by making changes to water service requirements and changes related to compensation for the acquisition of certain facilities by a city.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 5, 2013.

Committee Bill (Formerly House Study Bill 132), relating to the economic development financial assistance duties and powers of the economic development authority by authorizing and creating fees and a tax rebate, affecting the aggregate tax credit limit for certain economic development programs and the tax credit for the endow Iowa tax credit, authorizing the diversion of withholding tax payments for certain programs, making an appropriation, and including effective date and retroactive applicability provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 5, 2013.

COMMITTEE ON EDUCATION

Committee Bill (Formerly House Study Bill 71), relating to certain responsibilities of the college student aid commission under the federal Higher Education Act of 1965.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 6, 2013.

COMMITTEE ON ENVIRONMENTAL PROTECTION

Committee Bill (Formerly House Study Bill 163), relating to dam reconstruction standards.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 5, 2013.

Committee Bill (Formerly House Study Bill 181), relating to certain title abstracts to property with private sewage disposal systems and providing effective date and retroactive applicability provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** March 5, 2013.

COMMITTEE ON HUMAN RESOURCES

Committee Bill (Formerly House File 256), relating to the membership requirements for early childhood Iowa area boards.

Fiscal Note: **No**

Recommendation: **Do Pass** March 5, 2013.

Committee Bill (Formerly House Study Bill 48), relating to the licensure of ambulatory surgical centers, providing fees and penalties, and including effective date provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 5, 2013.

Committee Bill (Formerly House Study Bill 110), relating to Medicaid program integrity, and providing penalties.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 5, 2013.

Committee Bill (Formerly House Study Bill 118), relating to vaccine administration by licensed pharmacists.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 5, 2013.

Committee Bill (Formerly House Study Bill 119), relating to service providers under Medicaid home and community-based services waivers.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 5, 2013.

COMMITTEE ON JUDICIARY

Committee Bill (Formerly House File 75), relating to the disposition of legal firearms and ammunition seized by a law enforcement agency.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 6, 2013.

Committee Bill (Formerly House File 81), concerning the confidentiality of certain information relating to holders of nonprofessional permits to carry weapons and permits to acquire pistols and revolvers.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 6, 2013.

Committee Bill (Formerly House Study Bill 174), authorizing alternate members of the board of parole.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 6, 2013.

Committee Bill (Formerly House Study Bill 176), relating to identity theft, and providing a penalty.

Fiscal Note: **No**

Recommendation: **Do Pass** March 6, 2013.

COMMITTEE ON NATURAL RESOURCES

Committee Bill (Formerly House Study Bill 65), relating to certain license requirements under the purview of the natural resource commission.

Fiscal Note: **No**

Recommendation: **Do Pass** March 6, 2013.

Committee Bill (Formerly House Study Bill 66), relating to matters under the purview of the department of natural resources, including the registration and titling of snowmobiles and all-terrain vehicles, the restore the outdoors program, and protected wetlands.

Fiscal Note: **No**

Recommendation: **Do Pass** March 6, 2013.

Committee Bill (Formerly House Study Bill 209), relating to the prevention and control of aquatic invasive species in the state and providing penalties.

Fiscal Note: **No**

Recommendation: **Do Pass** March 6, 2013.

COMMITTEE ON PUBLIC SAFETY

Committee Bill (Formerly House File 234), relating to the underage possession or consumption of alcohol and providing penalties.

Fiscal Note: **No**

Recommendation: **Do Pass** March 5, 2013.

Committee Bill (Formerly House Study Bill 51), requiring a person convicted of or receiving a deferred judgment for an aggravated misdemeanor to submit a DNA sample and including effective date provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 5, 2013.

Committee Bill (Formerly House Study Bill 68), relating to the governor's office of drug control policy and certain advisory councils.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 5, 2013.

Committee Bill (Formerly House Study Bill 90), relating to drug control, including the criminal offense of prohibited acts related to controlled substances and the information program for drug prescribing and dispensing, and providing a penalty.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 5, 2013.

Committee Bill (Formerly House Study Bill 128), modifying the criminal offense of interference with official acts.

Fiscal Note: **No**

Recommendation: **Do Pass** March 5, 2013.

COMMITTEE ON STATE GOVERNMENT

Committee Bill (Formerly House File 60), relating to the approval and imposition of local option taxes and including applicability provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 5, 2013.

Committee Bill (Formerly House File 259), modifying provisions applicable to electrician and electrical contractor licensing and regulation, including transition provisions, and including effective date provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 5, 2013.

Committee Bill (Formerly House File 260), relating to the authority of the plumbing and mechanical systems board.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 5, 2013.

Committee Bill (Formerly House File 332), concerning persons voluntarily excluded from gambling facilities.

Fiscal Note: **No**

Recommendation: **Do Pass** March 5, 2013.

Committee Bill (Formerly House Study Bill 22), relating to the policy administration of election and voter registration laws by the secretary of state, including the voter registration age, absentee voting, the provision of training space for election personnel, the candidate nomination filing requirements for merged area, school district, and city elections and related filing requirements, the filling of vacancies in city office, and

authorizing certain cities to conduct city elections by absentee ballot, and including effective date provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 5, 2013.

Committee Bill (Formerly House Study Bill 76), modifying provisions applicable to the propane education and research council and increasing an assessment.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 5, 2013.

Committee Bill (Formerly House Study Bill 190), concerning the municipal fire and police retirement system and including effective date and retroactive applicability provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** March 5, 2013.

Committee Bill (Formerly House Study Bill 191), relating to the Iowa finance authority and making an appropriation.

Fiscal Note: **No**

Recommendation: **Do Pass** March 5, 2013.

Committee Bill (Formerly House Study Bill 192), relating to the rulemaking process and state agency decision making.

Fiscal Note: **No**

Recommendation: **Do Pass** March 5, 2013.

COMMITTEE ON TRANSPORTATION

Committee Bill (Formerly House File 194), relating to the deadline for obtaining a registration fee credit for a vehicle that is sold, transferred, or junked or for a motor vehicle purchased by a lessee.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 6, 2013.

Committee Bill (Formerly House File 263), relating to the operation of all-terrain vehicles on highways upon registration with the department of transportation, providing a registration fee, and providing penalties.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 6, 2013.

Committee Bill (Formerly House Study Bill 78), relating to matters under the purview of the department of transportation, including the use of information contained in electronic driver and nonoperator identification records, grounds for disqualification of commercial vehicle operators, provisions for the issuance of temporary restricted licenses for persons convicted of operating while intoxicated, registration fees for electric vehicles, and the administration of highway contracts, and including applicability date provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 5, 2013.

Committee Bill (Formerly House Study Bill 92), relating to the period of validity of driver's licenses and nonoperator's identification cards, and including effective date and applicability provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 5, 2013.

Committee Bill (Formerly House Study Bill 135), relating to the regulation of vehicles of excessive size and weight, establishing fees, and providing penalties.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 5, 2013.

Committee Bill (Formerly House Study Bill 140), relating to the penalty for failing to return a persons with disabilities parking permit and using the permit to park illegally.

Fiscal Note: **No**

Recommendation: **Do Pass** March 5, 2013.

Committee Bill (Formerly House Study Bill 183), relating to the fee charged for the issuance of duplicate driver's licenses and nonoperator's identification cards.

Fiscal Note: **No**

Recommendation: **Do Pass** March 5, 2013.

Committee Bill (Formerly House Study Bill 211), providing for special vehicle registration plates displaying a decal designed and issued by a nonprofit organization, providing fees, making a penalty applicable, and including effective date provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** March 6, 2013.

COMMITTEE ON VETERANS AFFAIRS

Committee Bill (Formerly House File 348), creating a new category of allowable expenditures from the veterans trust fund.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 6, 2013.

Committee Bill (Formerly House Study Bill 98), relating to property taxes of veterans and members of the armed forces by modifying the military service property tax exemption and credit, providing an additional homestead credit for certain disabled veterans, making penalties applicable, and including applicability provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 5, 2013.

Committee Bill (Formerly House Study Bill 102), relating to county commissions of veteran affairs.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 6, 2013.

Committee Bill (Formerly House Study Bill 130), relating to the Iowa veterans home and providing for the consideration of contributions to support as repayment receipts.

Fiscal Note: **No**

Recommendation: **Do Pass** March 5, 2013.

COMMITTEE ON WAYS AND MEANS

Committee Bill (Formerly House Study Bill 160), relating to the technical administration of the tax and related laws of the department of revenue, including administration of income taxes, sales and use taxes, and the wireless surcharge for enhanced 911 emergency telephone systems, and including effective date and retroactive applicability provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 6, 2013.

RESOLUTION FILED

H.R. 25, by M. Smith, Murphy, L. Miller, Thede, Hanusa, Brandenburg, Moore, Kaufmann, R. Taylor, Landon, Jorgensen, Winckler, Hunter, Isenhardt, Forbes, Prichard, Lensing, Jacoby, Berry, T. Olson, R. Olson, Gaines, Stutsman, Beringer, and Kearns, a

resolution to honor the cities of Bettendorf, Council Bluffs, Davenport, Dubuque, and Marshalltown for their efforts to improve education.

Laid over under **Rule 25**.

On motion by Upmeyer of Cerro Gordo, the House adjourned at 4:24 p.m., until 8:30 a.m., Thursday, March 7, 2013.

JOURNAL OF THE HOUSE

Fifty-third Calendar Day - Thirty-fourth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Thursday, March 7, 2013

The House met pursuant to adjournment at 8:31 a.m., Speaker Paulsen in the chair.

Prayer was offered by Jackie Trca from Iowa Fraternalists. She was the guest of Representative Rayhons of Hancock County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Jacob Mayer, Page from Lake City.

The Journal of Wednesday, March 6, 2013, was approved.

INTRODUCTION OF BILLS

House File 474, by Koester, a bill for an act establishing a municipal youth sports injury prevention study and report.

Read first time and referred to committee on **Local Government**.

House File 475, by committee on Public Safety, a bill for an act relating to the issuance of a search warrant to authorize the placement, tracking, monitoring, and removal of a global positioning device.

Read first time and placed on the **calendar**.

House File 476, by committee on Human Resources, a bill for an act relating to the transfer of assets under the Medicaid program.

Read first time and placed on the **calendar**.

House File 477, by committee on Public Safety, a bill for an act relating to the sale, operation, and possession of speed detection jamming devices, and making penalties applicable.

Read first time and placed on the **calendar**.

House File 478, by committee on Ways and Means, a bill for an act relating to the individual income tax by creating an alternative base income tax and an alternative cumulative income surtax imposed at the election of the taxpayer and including effective date and retroactive applicability provisions.

Read first time and placed on the **Ways and Means calendar**.

On motion by Upmeyer of Cerro Gordo, the House was recessed at 8:36 a.m., until 5:00 p.m.

AFTERNOON SESSION

The House reconvened at 5:39 p.m., Speaker Paulsen in the chair.

INTRODUCTION OF BILLS

House Joint Resolution 13, by committee on State Government, a joint resolution relating to the location and exhibition of the statue of James Harlan, currently on display in the United States capitol.

Read first time and placed on the **calendar**.

House File 479, by T. Taylor, a bill for an act concerning the base salary of employees at board of regents institutions for retirement and insurance benefit purposes.

Read first time and referred to committee on **Education**.

House File 480, by Kelley, a bill for an act appropriating moneys to support soil and water conservation districts in this state, by funding secretary positions assigned to each district office.

Read first time and referred to committee on **Appropriations**.

House File 481, by committee on Local Government, a bill for an act requiring the county commissioner of elections to provide notice following receipt of a motion adopted by a local government requesting a ballot proposition concerning the imposition of the local sales and services tax.

Read first time and referred to committee on **Ways and Means**.

House File 482, by committee on Human Resources, a bill for an act relating to the membership requirements for early childhood Iowa area boards.

Read first time and placed on the **calendar**.

House File 483, by committee on Commerce, a bill for an act relating to employers seeking referrals for employment under the state unemployment compensation program.

Read first time and placed on the **calendar**.

House File 484, by committee on Commerce, a bill for an act relating to boiler inspections and including effective date provisions.

Read first time and placed on the **calendar**.

House File 485, by committee on State Government, a bill for an act relating to elections and voter registration by requiring proof of identification to vote, modifying in-person absentee registration procedures, modifying absentee voting procedures for eligible voters in assisted living programs, creating a criminal offense for falsely swearing certain oaths and affidavits, and including applicability provisions.

Read first time and placed on the **calendar**.

House File 486, by committee on State Government, a bill for an act relating to persons offering orthotic, prosthetic, and pedorthic services to the public, and relating to the scope of orthotic, prosthetic, and pedorthic services which may be ordered by certain health care providers, and including transition provisions.

Read first time and placed on the **calendar**.

House File 487, by committee on Local Government, a bill for an act relating to a manufactured or mobile home retailer's application to a county treasurer for a certificate of title for a used mobile home or manufactured home.

Read first time and placed on the **calendar**.

House File 488, by committee on Commerce, a bill for an act concerning the alcoholic beverages division of the department of commerce and alcoholic beverage control, and making penalties applicable.

Read first time and placed on the **calendar**.

House File 489, by committee on Commerce, a bill for an act relating to various matters under the purview of the insurance division of the department of commerce, providing penalties, and including applicability and effective date provisions.

Read first time and placed on the **calendar**.

House File 490, by committee on Commerce, a bill for an act concerning applications for liquor control licenses and micro-distilled spirits, beer, and wine permits.

Read first time and placed on the **calendar**.

House File 491, by committee on Environmental Protection, a bill for an act relating to certain title abstracts to property with private sewage disposal systems and providing effective date and retroactive applicability provisions.

Read first time and placed on the **calendar**.

House File 492, by committee on State Government, a bill for an act concerning persons voluntarily excluded from gambling facilities.

Read first time and placed on the **calendar**.

House File 493, by committee on Transportation, a bill for an act relating to the penalty for failing to return a persons with disabilities parking permit and using the permit to park illegally.

Read first time and placed on the **calendar**.

House File 494, by committee on Transportation, a bill for an act relating to the fee charged for the issuance of duplicate driver's licenses and nonoperator's identification cards.

Read first time and referred to committee on **Ways and Means**.

House File 495, by committee on Judiciary, a bill for an act relating to the residential landlord and tenant laws and making penalties applicable.

Read first time and placed on the **calendar**.

House File 496, by committee on Judiciary, a bill for an act relating to the service of notice of no-contact orders and protective orders, and including effective date provisions.

Read first time and placed on the **calendar**.

House File 497, by Kelley, a bill for an act relating to alternate and renewable energy by creating a school wind generation revolving loan and grant program and fund within the Iowa energy center to fund wind generation projects, expanding authorized uses of physical plant and equipment revenue, and making an appropriation.

Read first time and referred to committee on **Commerce**.

SUBCOMMITTEE ASSIGNMENT

House File 461

Human Resources: Forristall, Chair; Anderson and Fry.

COMMITTEE RECOMMENDATIONS

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendations have been received and are on file in the office of the Chief Clerk:

CARMINE BOAL
Chief Clerk of the House

COMMITTEE ON AGRICULTURE

Committee Bill (Formerly House Study Bill 162), relating to the state government, by providing for the transfer of powers and duties from the agricultural development authority to the Iowa finance authority, the composition of the Iowa finance authority board of directors, the administration of programs by the board, the implementation of law by the board, and including effective date provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 6, 2013.

Committee Bill (Formerly House Study Bill 201), related to the liability of a land holder for the public use of private lands and waters.

Fiscal Note: **No**

Recommendation: **Do Pass** March 6, 2013.

COMMITTEE ON ECONOMIC GROWTH

Committee Bill (Formerly House Study Bill 61), authorizing the secretary of state to modify fees for businesses newly organizing in this state during an Iowa start a business month.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 7, 2013.

Committee Bill (Formerly House Study Bill 156), creating the manufactured housing program fund.

Fiscal Note: **No**

Recommendation: **Do Pass** March 7, 2013.

Committee Bill (Formerly House Study Bill 198), relating to the innovation fund investment tax credit by modifying the tax credit and the authority and duties of the Iowa innovation corporation relating to the tax credit, and including effective date and retroactive applicability provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** March 7, 2013.

COMMITTEE ON EDUCATION

Committee Bill (Formerly House File 309), relating to the definition of resident for purposes of undergraduate tuition and fees at community colleges and institutions of higher learning governed by the state board of regents.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 7, 2013.

Committee Bill (Formerly House File 341), requiring the state's high school social studies curriculum to include instruction on the Declaration of Independence.

Fiscal Note: **No**

Recommendation: **Do Pass** March 7, 2013.

Committee Bill (Formerly House File 401), to provide that peace officers and retired peace officers qualify as classroom driver education instructors.

Fiscal Note: **No**

Recommendation: **Do Pass** March 7, 2013.

Committee Bill (Formerly House File 413), relating to career and technical programs offered by community colleges or administered by the department of education and making appropriations.

Fiscal Note: **No**

Recommendation: **Do Pass** March 7, 2013.

Committee Bill (Formerly House Study Bill 196), relating to state and school antiharassment and antibullying policies.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 7, 2013.

Committee Bill (Formerly House Study Bill 213), relating to education of students in residential placement settings.

Fiscal Note: **No**

Recommendation: **Do Pass** March 7, 2013.

COMMITTEE ON HUMAN RESOURCES

Committee Bill (Formerly House File 415), relating to child abuse reporting, assessment procedures, and placement on the central registry for child abuse, and including effective date and applicability provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 6, 2013.

Committee Bill (Formerly House Study Bill 96), relating to informal conferences on contested citations or regulatory insufficiencies in health care facilities or assisted living programs and including applicability provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 6, 2013.

Committee Bill (Formerly House Study Bill 152), relating to record checks of prospective and current health care employees and certain students.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 6, 2013.

Committee Bill (Formerly House Study Bill 185), relating to licensure of professionals practicing addiction counseling or providing addiction prevention services by the behavioral science board, making penalties applicable, and including effective date provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** March 6, 2013.

Committee Bill (Formerly House Study Bill 197), relating to child, adult, and family services under the purview of the department of human services, making penalties applicable, and including effective date provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 6, 2013.

COMMITTEE ON LOCAL GOVERNMENT

Committee Bill (Formerly House Study Bill 184), relating to the establishment and dissolution of rural improvement zones and including effective date provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 6, 2013.

Committee Bill (Formerly House Study Bill 200), relating to city utilities and city enterprises by making changes to requirements related to commercial rental property.

Fiscal Note: **No**

Recommendation: **Do Pass** March 6, 2013.

Committee Bill (Formerly House Study Bill 202), relating to the period of time for completing real property assessments and for filing property tax assessment protests to the local board of review and including applicability provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 6, 2013.

COMMITTEE ON STATE GOVERNMENT

Committee Bill (Formerly House Study Bill 75), relating to special assessments imposed by cities and counties and including applicability provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 7, 2013.

Committee Bill (Formerly House Study Bill 189), relating to the licensing of plumbing, mechanical, HVAC-refrigeration, sheet metal, or hydronic professionals and making penalties applicable.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 7, 2013.

Committee Bill (Formerly House Study Bill 212), eliminating the requirement for the racing and gaming commission to conduct a socioeconomic study on the impact of gambling.

Fiscal Note: **No**

Recommendation: **Do Pass** March 7, 2013.

AMENDMENT FILED

H-1058 H.F. 311 Schultz of Crawford

On motion by Upmeyer of Cerro Gordo, the House adjourned at 5:43 p.m., until 10:00 a.m., Friday, March 8, 2013.

JOURNAL OF THE HOUSE

Fifty-fourth Calendar Day - Thirty-fifth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Friday, March 8, 2013

The House met pursuant to adjournment at 10:01 a.m., Hagenow of Polk in the chair.

Prayer was offered by Representative Hagenow of Polk County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Representative Hagenow of Polk.

The Journal of Thursday, March 7, 2013, was approved.

COMMUNICATIONS RECEIVED

The following communications were received and filed in the office of the Chief Clerk:

COLLEGE STUDENT AID COMMISSION

Ethnic Diversity Report, pursuant to Iowa Code section 261.2.

DEPARTMENT OF MANAGEMENT

ICN Savings Report, pursuant to Iowa Code section 8D.10.

COMMITTEE RECOMMENDATIONS

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendations have been received and <is are> on file in the office of the Chief Clerk:

CARMINE BOAL
Chief Clerk of the House

COMMITTEE ON JUDICIARY

Committee Bill (Formerly House File 258), relating to mechanic's liens and the mechanics' notice and lien registry.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 7, 2013.

Committee Bill (Formerly House Study Bill 104), concerning prescription drug or controlled substance medication defenses in operating-while-intoxicated cases.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 7, 2013.

Committee Bill (Formerly House Study Bill 109), relating to mental health and disability services requirements involving the department of human services and including effective date and retroactive applicability provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** March 7, 2013.

Committee Bill (Formerly House Study Bill 142), enhancing the criminal penalty for an assault on a public transit bus operator, and providing penalties.

Fiscal Note: **No**

Recommendation: **Do Pass** March 7, 2013.

Committee Bill (Formerly House Study Bill 172), relating to the penalties for the criminal offense of sexual exploitation of a minor by the purchase or possession of child pornography.

Fiscal Note: **No**

Recommendation: **Do Pass** March 7, 2013.

Committee Bill (Formerly House Study Bill 173), relating to the statute of limitations period in an action arising out of the unsafe or defective condition of an improvement to real property.

Fiscal Note: **No**

Recommendation: **Do Pass** March 7, 2013.

Committee Bill (Formerly House Study Bill 193), relating to statutory corrections which may adjust language to reflect current practices, insert earlier omissions, delete redundancies and inaccuracies, delete temporary language, resolve inconsistencies and conflicts, update ongoing provisions, or remove ambiguities.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 7, 2013.

Committee Bill (Formerly House Study Bill 208), establish requirements relating to the transfer of an interest in real estate by or on behalf of certain entities formed or organized on a profit, cooperative, or not-for-profit basis, and including warranties and a limitation on actions.

Fiscal Note: **No**

Recommendation: **Do Pass** March 7, 2013.

Committee Bill (Formerly House Study Bill 210), relating to temporary restricted licenses and ignition interlock devices for operating-while-intoxicated offenses and providing penalties.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 7, 2013.

Committee Bill (Formerly House Study Bill 215), concerning mechanic's liens and the mechanics' notice and lien registry.

Fiscal Note: **No**

Recommendation: **Do Pass** March 7, 2013.

AMENDMENT FILED

H-1059 H.F. 352 Steckman of Cerro Gordo

On motion by R. Taylor of Dallas, the House adjourned at 10:03 a.m., until 1:00 p.m., Monday, March 11, 2013.

JOURNAL OF THE HOUSE

Fifty-seventh Calendar Day - Thirty-sixth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Monday, March 11, 2013

The House met pursuant to adjournment at 1:01 p.m., Speaker Paulsen in the chair.

Prayer was offered by Reverend Scott Lothe from Hope United Methodist Church, Marshalltown. He was the guest of Representative M. Smith of Marshall County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Mariah Keech, Page from Story City.

The Journal of Friday, March 8, 2013, was approved.

INTRODUCTION OF BILLS

House File 498, by T. Olson, a bill for an act requiring new electrical installations on farms to be subject to inspection.

Read first time and referred to committee on **Commerce**.

House File 499, by committee on Natural Resources, a bill for an act permitting the use of crossbows to hunt deer and providing penalties.

Read first time and placed on the **calendar**.

House File 500, by committee on Human Resources, a bill for an act relating to early childhood Iowa initiative requirements for area boards.

Read first time and placed on the **calendar**.

The House stood at ease at 1:07 p.m., until the fall of the gavel.

The House resumed session at 3:26 p.m., Speaker Paulsen in the chair.

CONSIDERATION OF BILLS
Regular Calendar

House File 168, a bill for an act relating to the controlled substance of marijuana, providing a penalty, and including an effective date provision, was taken up for consideration.

Klein of Washington moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 168)

The ayes were, 72:

Alons	Bacon	Baltimore	Baudler
Bearinger	Brandenburg	Byrnes	Cohoon
Costello	Cownie	Deyoe	Dolecheck
Drake	Fisher	Forbes	Forristall
Fry	Garrett	Gassman	Grassley
Hagenow	Hanson	Hanusa	Heartsill
Heaton	Heddens	Hein	Hess
Highfill	Huseman	Jacoby	Jorgensen
Kajtazovic	Kaufmann	Kelley	Klein
Koester	Kressig	Landon	Lofgren
Lykam	Maxwell	Miller, L.	Moore
Muhlbauer	Olson, S.	Olson, T.	Ourth
Pettengill	Prichard	Rayhons	Rogers
Ruff	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Smith, M.
Soderberg	Stanerson	Stutsman	Taylor, R.
Thede	Thomas	Upmeyer	Vander Linden
Watts	Windschitl	Worthan	Mr. Speaker Paulsen

The nays were, 27:

Abdul-Samad	Anderson	Berry	Dawson
Dunkel	Gaines	Gaskill	Hunter
Isenhardt	Kearns	Lensing	Lundby
Mascher	McCarthy	Miller, H.	Murphy
Oldson	Olson, R.	Riding	Running-Marquardt
Staed	Steckman	Taylor, T.	Wessel-Kroeschell
Winckler	Wolfe	Wood	

Absent or not voting, 1:

Hall

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

ADOPTION OF SENATE CONCURRENT RESOLUTION 4

Windschitl of Harrison called up for consideration **Senate Concurrent Resolution 4**, as follows, and moved its adoption:

SENATE CONCURRENT RESOLUTION 4

BY COMMITTEE ON RULES AND ADMINISTRATION

1 A concurrent resolution relating to the compensation
 2 of chaplains, officers, and employees of the
 3 eighty-fifth general assembly.
 4 WHEREAS, section 2.11 of the Code provides that "The
 5 compensation of the chaplains, officers, and employees
 6 of the general assembly shall be fixed by joint action
 7 of the house and senate by resolution at the opening of
 8 each session, or as soon thereafter as conveniently can
 9 be done."; NOW THEREFORE,
 10 BE IT RESOLVED BY THE SENATE, THE HOUSE OF
 11 REPRESENTATIVES CONCURRING, That the compensation of
 12 the employees of the eighty-fifth general assembly is
 13 set, effective from January 14, 2013, until January 12,
 14 2015, in accordance with the following salary schedule:
 15 #9
 16 \$18,179.20
 17 8.74
 18 #10 #11 #12 #13 #14
 19 \$19,177.60 \$20,196.80 \$21,174.40 \$22,235.20 \$23,400.00
 20 9.22 9.71 10.18 10.69 11.25
 21 #15 #16 #17 #18 #19
 22 \$24,648.00 \$25,916.80 \$27,019.20 \$28,392.00 \$29,660.80
 23 11.85 12.46 12.99 13.65 14.26
 24 #20 #21 #22 #23 #24
 25 \$31,200.00 \$32,572.80 \$34,195.20 \$35,880.00 \$37,481.60
 26 15.00 15.66 16.44 17.25 18.02
 27 #25 #26 #27 #28 #29
 28 \$39,395.20 \$41,225.60 \$43,222.40 \$45,344.00 \$47,486.40

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1	18.94	19.82	20.78	21.80	22.83
2	#30	#31	#32	#33	#34
3	\$49,774.40	\$52,249.60	\$54,662.40	\$57,324.80	\$59,987.20
4	23.93	25.12	26.28	27.56	28.84
5	#35	#36	#37	#38	#39
6	\$62,878.40	\$65,873.60	\$69,097.60	\$72,363.20	\$75,920.00
7	30.23	31.67	33.22	34.79	36.50
8	#40	#41	#42	#43	#44
9	\$79,560	\$83,387.20	\$87,464.00	\$91,520.00	\$96,012.80

10	38.25	40.09	42.05	44.00	46.16
11	#45	#46	#47	#48	#49
12	\$100,609.60	\$105,393.60	\$110,427.20	\$115,731.20	\$121,284.80
13	48.37	50.67	53.09	55.64	58.31
14	#50	#51			
15	\$127,192.00	\$133,265.60			
16	61.15	64.07			

17 In this schedule, each numbered block shall be
18 the yearly and hourly compensation for the pay grade
19 of the number heading the block. Within each grade
20 there shall be eight steps numbered "1" through "8".
21 In the above schedule the steps for all grades are
22 determined in the following manner. Each numbered
23 block is counted as the "1" step for that grade. The
24 next higher block is counted as the "2" step; the next
25 higher block is the "3" step; the next higher block is
26 the "4" step; the next higher block is the "5" step;
27 the next higher block is the "6" step; the next higher
28 block is the "7" step; and the next higher block plus
29 2.5% is the "8" step.
30 Alternatively, the senate rules and administration

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1 committee for senate employees, and the house
2 administration and rules committee for house employees
3 may allow their employees' compensation to be flexibly
4 set anywhere between steps "1" through "8" for an
5 employee's prescribed pay grade.
6 All employees shall be available to work daily
7 until completion of the senate's and house of
8 representatives' business. The employee's division
9 supervisor shall schedule all employees' working hours
10 to, as far as possible, maintain regular working hours.
11 All employees, other than those designated "part-
12 time", shall be compensated for 40 hours of work in
13 a one-week pay period. Secretaries to senators and
14 representatives are presumed to have 32 hours of work
15 each week the legislature is in session and shall
16 be paid only on that basis. Full-time employees
17 who are required to work in excess of 80 hours in a
18 two-week pay period shall be allowed compensatory time
19 off at a rate of one hour for each hour of overtime
20 up to a maximum of 120 hours of compensatory time.
21 Joint security employees of the senate and house of
22 representatives may be compensated for each hour of
23 overtime at a rate of pay equal to one-and-one-half
24 times the hourly pay provided.
25 BE IT FURTHER RESOLVED, That part-time employees
26 shall be compensated at the scheduled hourly rate for
27 their pay grade and step.
28 BE IT FURTHER RESOLVED, That in the event the

29 salary schedule for employees of the State of Iowa
30 as promulgated by the department of administrative

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1 services pursuant to section 8A.413, subsection 3, is
2 revised upward at any time during the eighty-fifth
3 general assembly, such revised schedule shall
4 simultaneously be adopted for the compensation of the
5 employees of the eighty-fifth general assembly assigned
6 a grade by this resolution, unless otherwise provided
7 by the senate and house of representatives.

8 BE IT FURTHER RESOLVED, That adjustments in
9 the positions and compensation listed in this
10 resolution may be made through an interim review of
11 all legislative employees for internal equity and to
12 assure compliance with appropriate legal standards
13 for granting of overtime and compensatory time off.
14 Such review shall be conducted by a legislative
15 committee made up of members of the service committee
16 of legislative council and the appropriate salary
17 subcommittees of the senate and house. Only one such
18 review may be done in any fiscal year and adjustments
19 suggested must be approved by the appropriate hiring
20 body.

21 BE IT FURTHER RESOLVED, That the employees of
22 the eighty-fifth general assembly be placed in the
23 following pay grades:

24 EMPLOYEES OF THE HOUSE

25 Chief Clerk of the House	Grade 44
26 Sr. Assistant Chief Clerk of the House.....	Grade 41
27 Assistant Chief Clerk of the House III.....	Grade 38
28 Assistant Chief Clerk of the House II.....	Grade 35
29 Assistant Chief Clerk of the House I.....	Grade 32
30 Legal Counsel II.....	Grade 35

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1 Legal Counsel I.....	Grade 32
2 Legal Counsel.....	Grade 30
3 Sr. Caucus Staff Director	Grade 41
4 Caucus Staff Director	Grade 38
5 Sr. Deputy Caucus Staff Director	Grade 39
6 Deputy Caucus Staff Director	Grade 36
7 Administrative Assistant to Leader or	
8 Speaker.....	Grade 27
9 Administrative Assistant I to Leader or	
10 Speaker.....	Grade 29
11 Administrative Assistant II to Leader or	
12 Speaker.....	Grade 32
13 Administrative Assistant III to Leader or	
14 Speaker.....	Grade 35

15 Sr. Administrative Assistant to Leader or	
16 Speaker I	Grade 38
17 Sr. Administrative Assistant to Leader or	
18 Speaker II.....	Grade 41
19 Research Assistant	Grade 24
20 Legislative Research Analyst.....	Grade 27
21 Legislative Research Analyst I.....	Grade 29
22 Legislative Research Analyst II.....	Grade 32
23 Legislative Research Analyst III	Grade 35
24 Sr. Legislative Research Analyst.....	Grade 38
25 Assistant Secretary to Leader or Speaker.....	Grade 18
26 Secretary to Leader or Speaker	Grade 19
27 Caucus Secretary	Grade 21
28 Senior Caucus Secretary	Grade 24
29 Administrative Secretary to Leader, Speaker,	
30 or Chief Clerk.....	Grade 21

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1 Executive Secretary to Leader, Speaker or	
2 Chief Clerk	Grade 24
3 Confidential Secretary to Leader, Speaker,	
4 or Chief Clerk.....	Grade 27
5 Clerk to Chief Clerk.....	Grade 16
6 Supervisor of Secretaries.....	Grade 21
7 Supervisor of Secretaries I.....	Grade 24
8 Supervisor of Secretaries II.....	Grade 27
9 Sr. Administrative Services Officer	Grade 35
10 Administrative Services Officer III	Grade 32
11 Administrative Services Officer II.....	Grade 29
12 Administrative Services Officer I	Grade 26
13 Administrative Services Officer.....	Grade 23
14 Administrative Services Assistant	Grade 20
15 Senior Editor	Grade 30
16 Editor II.....	Grade 25
17 Editor I	Grade 22
18 Assistant Editor	Grade 19
19 Compositor/Desk Top Specialist	Grade 17
20 Sr. Text Processor.....	Grade 25
21 Text Processor II.....	Grade 22
22 Text Processor I	Grade 19
23 Senior Finance Officer III	Grade 38
24 Senior Finance Officer II.....	Grade 35
25 Senior Finance Officer I	Grade 31
26 Finance Officer II.....	Grade 27
27 Finance Officer I	Grade 24
28 Assistant Finance Officer.....	Grade 21
29 Recording Clerk II	Grade 24
30 Recording Clerk I.....	Grade 21

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- 1 Assistant Legal Counsel I Grade 30
- 2 Assistant Legal Counsel..... Grade 27
- 3 Engrossing & Enrolling Processor Grade 27
- 4 Assistant to the Legal Counsel Grade 19
- 5 Senior Indexer..... Grade 28
- 6 Indexer II Grade 25
- 7 Indexer I..... Grade 22
- 8 Indexing Assistant..... Grade 19
- 9 Supply Clerk Grade 16
- 10 Switchboard Operator Grade 14
- 11 Legislative Secretary..... Grade 15
- 12 Legislative Committee Secretary..... Grade 17
- 13 Bill Clerk Grade 14
- 14 Assistant Bill Clerk Grade 12
- 15 Postmaster Grade 12
- 16 Sergeant-at-Arms II Grade 20
- 17 Sergeant-at-Arms I..... Grade 17
- 18 Assistant Sergeant-at-Arms..... Grade 14
- 19 Chief Doorkeeper Grade 12
- 20 Doorkeepers Grade 11
- 21 Pages Grade 9
- 22 EMPLOYEES OF THE SENATE
- 23 Secretary of the Senate Grade 44
- 24 Sr. Assistant Secretary of the Senate..... Grade 41
- 25 Assistant Secretary of the Senate III Grade 38
- 26 Assistant Secretary of the Senate II..... Grade 35
- 27 Assistant Secretary of the Senate I..... Grade 32
- 28 Legal Counsel II..... Grade 35
- 29 Legal Counsel I..... Grade 32
- 30 Legal Counsel..... Grade 30

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- 1 Sr. Caucus Staff Director Grade 41
- 2 Caucus Staff Director Grade 38
- 3 Sr. Deputy Caucus Staff Director Grade 39
- 4 Deputy Caucus Staff Director Grade 36
- 5 Administrative Assistant to Leader
6 or President..... Grade 27
- 7 Administrative Assistant I to Leader
8 or President..... Grade 29
- 9 Administrative Assistant II to Leader
10 or President..... Grade 32
- 11 Administrative Assistant III to Leader
12 or President..... Grade 35
- 13 Sr. Administrative Assistant to Leader
14 or President I Grade 38
- 15 Sr. Administrative Assistant to Leader
16 or President II..... Grade 41
- 17 Research Assistant Grade 24

18	Legislative Research Analyst.....	Grade 27
19	Legislative Research Analyst I.....	Grade 29
20	Legislative Research Analyst II.....	Grade 32
21	Legislative Research Analyst III.....	Grade 35
22	Sr. Legislative Research Analyst.....	Grade 38
23	Caucus Secretary II.....	Grade 21
24	Senior Caucus Secretary.....	Grade 24
25	Secretary to Leader, President, or	
26	Caucus.....	Grade 18
27	Administrative Secretary to Leader,	
28	President, or Secretary of the Senate.....	Grade 21
29	Executive Secretary to Leader, President,	
30	or Secretary of the Senate.....	Grade 24

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1	Confidential Secretary to Leader, President,	
2	or Secretary of the Senate.....	Grade 27
3	Supervisor of Secretaries.....	Grade 21
4	Supervisor of Secretaries I.....	Grade 24
5	Supervisor of Secretaries II.....	Grade 27
6	Sr. Administrative Services Officer.....	Grade 35
7	Administrative Services Officer III.....	Grade 32
8	Administrative Services Officer II.....	Grade 29
9	Administrative Services Officer I.....	Grade 26
10	Administrative Services Officer.....	Grade 23
11	Administrative Services Assistant.....	Grade 20
12	Senior Editor.....	Grade 30
13	Editor II.....	Grade 25
14	Editor I.....	Grade 22
15	Assistant Editor.....	Grade 19
16	Compositor/Desk Top Specialist.....	Grade 17
17	Assistant Legal Counsel I.....	Grade 30
18	Assistant Legal Counsel.....	Grade 27
19	Assistant to the Legal Counsel.....	Grade 19
20	Proofreader.....	Grade 16
21	Senior Finance Officer III.....	Grade 38
22	Senior Finance Officer II.....	Grade 35
23	Senior Finance Officer I.....	Grade 13
24	Finance Officer II.....	Grade 27
25	Finance Officer I.....	Grade 24
26	Assistant Finance Officer.....	Grade 21
27	Recording Clerk II.....	Grade 24
28	Recording Clerk I.....	Grade 21
29	Senior Indexer.....	Grade 28
30	Indexer II.....	Grade 25

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1	Indexer I.....	Grade 22
2	Indexing Assistant.....	Grade 19
3	Records and Supply Clerk.....	Grade 18

4 Switchboard Operator Grade 14
5 Legislative Secretary Grade 15
6 Legislative Committee Secretary Grade 17
7 Bill Clerk Grade 14
8 Assistant Bill Clerk Grade 12
9 Postmaster Grade 12
10 Sergeant-at-Arms II Grade 20
11 Sergeant-at-Arms I Grade 17
12 Assistant Sergeant-at-Arms Grade 14
13 Chief Doorkeeper Grade 12
14 Doorkeepers Grade 11
15 Pages Grade 9
16 JOINT SENATE/HOUSE EMPLOYEES
17 Facilities Manager I Grade 35
18 Facilities Manager II Grade 38
19 Sr. Facilities Manager Grade 41
20 Legislative Security Coordinator I Grade 23
21 Legislative Security Coordinator II Grade 26
22 Legislative Security Officer I Grade 20
23 Legislative Security Officer II Grade 23
24 Conservation/Restoration Specialist I Grade 28
25 Conservation/Restoration Specialist II Grade 31
26 Sr. Legislative Lobbyist Clerk Grade 24
27 Legislative Lobbyist Clerk Grade 21
28 Sr. Copy Center Operator Grade 21
29 Copy Center Operator Grade 18
30 BE IT FURTHER RESOLVED, That there shall be four

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1 classes of appointments as employees of the general
2 assembly:
3 A "permanent full-time" or "permanent part-time"
4 employee is one who is employed the year around and
5 eligible to receive state benefits.
6 An "exempt full-time" employee is one who is
7 employed for only a portion of the year, usually the
8 period of the legislative sessions with extensions
9 post-session and pre-session as scheduled. This class
10 is eligible to receive state benefits with the cost of
11 benefits to the state to be paid, using accrued leave
12 if authorized, by the employee when not on the payroll.
13 A "session-only" employee is one who is employed for
14 only a portion of the year, usually the legislative
15 session. This class is not eligible for state
16 benefits, except IPERS, and insurance as provided in
17 section 2.40.
18 A "part-time" employee is one who is employed to
19 work less than 40 hours per week. This class is not
20 eligible for state benefits, except IPERS if eligible.
21 BE IT FURTHER RESOLVED, That the exact
22 classification for individuals in a job series

23 created by this resolution shall be set or changed for
 24 senate employees by the senate rules and administration
 25 committee and for the house employees by the house
 26 administration and rules committee. The committees
 27 shall base the classification upon the following
 28 factors:
 29 1. The extent of formal education required of the
 30 position; and,

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1 2. The extent of the responsibilities to be
 2 assigned to the position; and,
 3 3. The amount of supervision placed over the
 4 position; and,
 5 4. The number of persons the position is assigned
 6 to supervise and skills and responsibilities of those
 7 positions supervised.
 8 The committees shall report the exact
 9 classifications assigned to each individual on the
 10 next legislative day, or, if such action is during
 11 the interim, on the first day the senate or house
 12 shall convene. Any action by the senate or house to
 13 disapprove a report or a portion of a report shall be
 14 effective the day after the action.
 15 Recommendations for a pay grade for a new position
 16 shall be developed in accordance with the factor scores
 17 in the comparable worth report. Every four years the
 18 senate rules and administration committee, the house
 19 administration and rules committee, and the legislative
 20 council may review all positions in the legislative
 21 branch to assure conformity to comparable worth.
 22 BE IT FURTHER RESOLVED, That a senator or
 23 representative may employ a secretary who in the
 24 judgment of the senator or representative employing
 25 such person, possesses the necessary skills to perform
 26 the duties such senator or representative shall
 27 designate, under the administrative direction, as
 28 appropriate, of the secretary of the senate or the
 29 chief clerk of the house.
 30 Each standing committee chairperson, ethics

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1 committee chairperson, and each appropriations
 2 subcommittee chairperson shall designate a secretary
 3 who is competent to perform the following duties:
 4 prepare committee minutes, committee reports, type
 5 committee correspondence, maintain committee records,
 6 and otherwise assist the committee. Such duties
 7 shall be performed in accordance with standards which
 8 shall be provided by the secretary of the senate and

9 chief clerk of the house. In making the designation,
10 chairpersons shall consider persons for possible
11 designation as the secretary to the committee in the
12 following order:

13 First: The secretary to the chairperson.

14 Second: The secretary to the committee's
15 vice-chairperson.

16 Third: The secretary to any other member of the
17 committee.

18 Fourth: The secretary to any other member in the
19 same house as the committee.

20 BE IT FURTHER RESOLVED, That a Legal Counsel II
21 shall be a person who has graduated from an accredited
22 school of law and is admitted to practice in Iowa as
23 an Attorney and Counselor at Law and possesses either
24 a Masters of Law degree or has at least two years of
25 legal experience after admission to practice.

26 A Legal Counsel I shall be a person who has
27 graduated from an accredited school of law and is
28 admitted to practice in Iowa as an Attorney and
29 Counselor at Law.

30 BE IT FURTHER RESOLVED, That employees of the

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1 general assembly may be eligible for either:

2 1. Increases in salary grade or step based on
3 evaluation of their job performance and recommendations
4 of their administrative officers, subject to approval
5 of the senate committee on rules and administration
6 or the house committee on administration and rules, as
7 appropriate or

8 2. Mobility within a pay grade at the discretion
9 of the chief clerk of the house upon recommendation by
10 the employee's division supervisor on the part of the
11 house, and the discretion of the employee's division
12 supervisor on the part of the senate, subject to the
13 approval of the house committee on administration
14 and rules or the senate committee on rules and
15 administration, as appropriate - either in accord with
16 a flexible pay plan approved by the senate rules and
17 administration committee or the house administration
18 and rules committee, or in accord with the following
19 schedule:

20 (a) Progression from step "1" to "2" for a newly
21 hired employee - six months of actual employment.

22 (b) Progression from step "1" to "2" following
23 promotion within a job series - twelve months of
24 actual employment in that position.

25 (c) Progression from step "2" to "3", and step "3"
26 to "4", and step "4" to "5", and step "5" to "6", and
27 step "6" to "7", and step "7" to "8" - twelve months

28 of actual employment at the lower step.

29 BE IT FURTHER RESOLVED, That in addition to the
30 steps provided in the preceding paragraph, that

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1 secretaries to senators and representatives who were
2 employees of the senate or house of representatives
3 during any general assembly prior to January 9, 1989,
4 and who have received certification for passing a
5 typing and shorthand performance examination shall be
6 eligible for two additional steps.

7 BE IT FURTHER RESOLVED, That in addition to the
8 steps provided in the preceding paragraph, that
9 secretaries to senators and representatives shall
10 be eligible for a maximum of three additional grades
11 beyond grade 15, in any combination, as provided in
12 this paragraph:

13 1. One additional grade for a secretary to a
14 standing committee chair, ethics committee chair
15 or appropriations subcommittee chair who is not the
16 designated committee secretary.

17 2. One additional grade for a secretary to a vice-
18 chairperson or ranking member of a standing committee,
19 ethics committee or appropriations subcommittee.

20 3. One additional grade for a secretary to the
21 chairperson of the chaplain's committee.

22 4. Two additional grades for a secretary to an
23 assistant floor leader or speaker pro tempore or
24 president pro tempore.

25 5. One additional grade for a designated committee
26 secretary who is also the designated committee
27 secretary for an additional standing committee, ethics
28 committee, or appropriations subcommittee.

29 BE IT FURTHER RESOLVED, That in the event the
30 secretary to the chairperson of the chaplain's

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1 committee is the secretary to the president, president
2 pro tempore, speaker, speaker pro tempore, or the
3 majority or minority leader, such secretary shall
4 receive one additional step.

5 BE IT FURTHER RESOLVED, That the entrance salary for
6 employees of the general assembly shall be at step 1 in
7 the grade of the position held. Such employee may be
8 hired above the entrance step if possessing outstanding
9 and unusual experience for the position. Such employee
10 who is hired above the entrance step shall be mobile
11 above that step in the same period of time as other
12 employees in that same step. An officer or employee
13 who is moved to another position may be considered for

14 partial or full credit for their experience in the
15 former position in determining the step in the new
16 grade.
17 The entry level for the position of research
18 analyst shall be Legislative Research Analyst, unless
19 extraordinary conditions justify increasing that entry
20 level.

21 BE IT FURTHER RESOLVED, That a pay increase for
22 employees of one step within the pay grade for the
23 position may be made for exceptionally meritorious
24 service in addition to step increases provided
25 for in this resolution, at the discretion of the
26 chief clerk upon recommendation by the employee's
27 division supervisor on the part of the house, and upon
28 recommendation by the employee's division supervisor on
29 the part of the senate, and the approval of the senate
30 committee on rules and administration or the house

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1 committee on administration and rules. Exceptionally
2 meritorious service pay increases shall be governed by
3 the following:

4 a. The employee must have served in the position
5 for at least twelve months;

6 b. Written justification, setting forth in detail
7 the nature of the exceptionally meritorious service
8 rendered, must be submitted to the senate rules and
9 administration committee or house administration and
10 rules committee and approved in advance of granting the
11 pay increase;

12 c. No more than one exceptionally meritorious
13 service pay increase may be granted in any twelve-
14 month period.

15 d. Such meritorious service pay increase shall
16 not be granted beyond the eight-step maximum for that
17 position.

18 BE IT FURTHER RESOLVED, That the senate rules and
19 administration committee and the house administration
20 and rules committee shall both hire officers and
21 employees for their respective bodies and fill any
22 vacancies which may occur, to be effective at such time
23 as they shall set. The committee shall report the
24 names of those it has hired for the positions specified
25 in this resolution or the filling of any vacancies on
26 the next legislative day or, if such action is during
27 the interim, on the first day the senate or house shall
28 convene. Any action by the senate or house to amend or
29 disapprove a report or a portion of a report shall be
30 effective the day after the action.

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1 The chief clerk of the house shall submit to the
2 house committee on administration and rules and
3 the secretary of the senate shall submit to the
4 senate committee on rules and administration the
5 list of names, or amendments thereto, of employee
6 classifications and recommended pay step for each
7 officer and employee. Such list shall include
8 recommendations for the pay step for all employees.
9 Each respective committee shall approve or amend the
10 list of recommended classifications and pay steps and
11 publish said list in the journal.
12 BE IT FURTHER RESOLVED, That permanent employees of
13 the general assembly shall receive vacation allowances,
14 sick leave, health and accident insurance, life
15 insurance, and disability income insurance as are
16 comparably provided for full-time permanent state
17 employees. The computations shall be maintained by the
18 finance officers in each house and coordinated with the
19 department of administrative services.
20 BE IT FURTHER RESOLVED, That should any employee
21 have a grievance, the grievance shall be resolved as
22 provided by procedures determined by the senate rules
23 and administration committee for senate employees or
24 the house administration and rules committee for house
25 employees.
26 BE IT FURTHER RESOLVED, That the legislative
27 council take action to provide the same compensation
28 and benefits to all legislative central staff agency
29 employees for the eighty-fifth general assembly as
30 is provided by this resolution. The director of

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1 each legislative central staff agency shall report
2 to the chief clerk of the house and the secretary
3 of the senate the list of approved positions for
4 their agencies and the names, grades and steps of
5 each employee. Such lists shall be published in the
6 journals of the house and the senate within two weeks
7 after the adoption of this resolution by both houses.
8 BE IT FURTHER RESOLVED, That the compensation of
9 chaplains officiating at the opening of the daily
10 sessions of the house of representatives and the
11 senate of the eighty-fifth general assembly be fixed
12 at ten dollars for each house of the general assembly,
13 and that mileage to and from the State Capitol for
14 chaplains be fixed at the rate established for members
15 of the general assembly.

The motion prevailed and the resolution was adopted.

House File 210, a bill for an act relating to the practices and procedures of the state public defender, was taken up for consideration.

Garrett of Warren moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 210)

The ayes were, 92:

Alons	Anderson	Bacon	Baltimore
Baudler	Bearinger	Brandenburg	Byrnes
Cohoon	Costello	Cownie	Dawson
Deyoe	Dolecheck	Drake	Dunkel
Fisher	Forbes	Forristall	Fry
Garrett	Gaskill	Gassman	Grassley
Hagenow	Hall	Hanson	Hanusa
Heartsill	Heaton	Heddens	Hein
Hess	Highfill	Huseman	Isenhardt
Jacoby	Jorgensen	Kajtazovic	Kaufmann
Kearns	Kelley	Klein	Koester
Kressig	Landon	Lensing	Lofgren
Lundby	Lykam	Maxwell	Miller, H.
Miller, L.	Moore	Muhlbauer	Murphy
Oldson	Olson, S.	Olson, T.	Ourth
Pettengill	Prichard	Rayhons	Riding
Rogers	Ruff	Running-Marquardt	Salmon
Sands	Schultz	Shaw	Sheets
Smith, J.	Smith, M.	Soderberg	Staed
Stanerson	Steckman	Stutsman	Taylor, R.
Thede	Thomas	Upmeyer	Vander Linden
Watts	Wessel-Kroeschell	Winckler	Windschitl
Wolfe	Wood	Worthan	Mr. Speaker Paulsen

The nays were, 8:

Abdul-Samad	Berry	Gaines	Hunter
Mascher	McCarthy	Olson, R.	Taylor, T.

Absent or not voting, none.

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 219, a bill for an act relating to eminent domain authority and procedures and including effective date and applicability provisions, with report of committee recommending amendment and passage, was taken up for consideration.

Kaufmann of Cedar offered amendment H-1057 filed by the committee on Judiciary.

Kaufmann of Cedar asked and received unanimous consent to withdraw amendment H-1061, to the committee amendment H-1057, filed by him from the floor.

Kaufmann of Cedar offered amendment H-1062, to the committee amendment H-1057, filed by him from the floor and moved its adoption.

Amendment H-1062, to the committee amendment H-1057, was adopted.

Kaufmann of Cedar moved the adoption of the committee amendment H-1057, as amended.

The committee amendment H-1057, as amended, was adopted.

Kaufmann of Cedar moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 219)

The ayes were, 93:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cohoon	Costello
Cownie	Deyoe	Dolecheck	Drake
Dunkel	Fisher	Forbes	Forristall
Garrett	Gaskill	Gassman	Grassley
Hagenow	Hall	Hanson	Hanusa
Heartsill	Heaton	Heddens	Hein
Hess	Highfill	Huseman	Jacoby
Jorgensen	Kajtazovic	Kaufmann	Kearns
Kelley	Klein	Koester	Kressig
Landon	Lensing	Lofgren	Lundby

Lykam	Maxwell	McCarthy	Miller, H.
Miller, L.	Moore	Muhlbauer	Murphy
Oldson	Olson, R.	Olson, S.	Olson, T.
Ourth	Pettengill	Prichard	Rayhons
Riding	Rogers	Ruff	Running-Marquardt
Salmon	Sands	Schultz	Shaw
Sheets	Smith, J.	Soderberg	Staed
Stanerson	Steckman	Stutsman	Taylor, R.
Taylor, T.	Thede	Thomas	Upmeyer
Vander Linden	Watts	Wessel-Kroeschell	Winckler
Windschitl	Wolfe	Wood	Worthan
Mr. Speaker Paulsen			

The nays were, 6:

Dawson	Gaines	Hunter	Isenhart
Mascher	Smith, M.		

Absent or not voting, none.

Under the provision of Rule 76, conflict of interest, Fry of Clarke refrained from voting.

The bill having received a constitutional majority was declared to have passed the House and the title, as amended, was agreed to.

S. Olson of Clinton in the chair at 3:48 p.m.

House File 236, a bill for an act relating to the operation of golf carts on the streets of an established community within an unincorporated area and making a penalty applicable, was taken up for consideration.

Pettengill of Benton moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 236)

The ayes were, 100:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cohoon	Costello
Cownie	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Fry	Gaines	Garrett
Gaskill	Gassman	Grassley	Hagenow

Hall	Hanson	Hanusa	Heartsill
Heaton	Heddens	Hein	Hess
Highfill	Hunter	Huseman	Isenhart
Jacoby	Jorgensen	Kajtazovic	Kaufmann
Kearns	Kelley	Klein	Koester
Kressig	Landon	Lensing	Lofgren
Lundby	Lykam	Mascher	Maxwell
McCarthy	Miller, H.	Miller, L.	Moore
Muhlbauer	Murphy	Oldson	Olson, R.
Olson, T.	Ourth	Paulsen, Spkr.	Pettengill
Prichard	Rayhons	Riding	Rogers
Ruff	Running-Marquardt	Salmon	Sands
Schultz	Shaw	Sheets	Smith, J.
Smith, M.	Soderberg	Staed	Stanerson
Steckman	Stutsman	Taylor, R.	Taylor, T.
Thede	Thomas	Upmeyer	Vander Linden
Watts	Wessel-Kroeschell	Winckler	Windschitl
Wolfe	Wood	Worthan	Olson, S., Presiding

The nays were, none.

Absent or not voting, none.

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

HOUSE FILE 24 WITHDRAWN

Pettengill of Benton asked and received unanimous consent to withdraw House File 24 from further consideration by the House.

Appropriations Calendar

House File 245, a bill for an act appropriating moneys in the cigarette fire safety standard fund and including effective date and retroactive applicability provisions, was taken up for consideration.

Worthan of Buena Vista offered amendment H-1055 filed by him and moved its adoption.

Amendment H-1055 was adopted.

Worthan of Buena Vista moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 245)

The ayes were, 99:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cohoon	Costello
Cownie	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Fry	Gaines	Garrett
Gaskill	Gassman	Grassley	Hagenow
Hall	Hanson	Hanusa	Heartsill
Heaton	Heddens	Hein	Hess
Highfill	Huseman	Isenhart	Jacoby
Jorgensen	Kajtazovic	Kaufmann	Kearns
Kelley	Klein	Koester	Kressig
Landon	Lensing	Lofgren	Lundby
Lykam	Mascher	Maxwell	McCarthy
Miller, H.	Miller, L.	Moore	Muhlbauer
Murphy	Oldson	Olson, R.	Olson, T.
Ourth	Paulsen, Spkr.	Pettengill	Prichard
Rayhons	Riding	Rogers	Ruff
Running-Marquardt	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Smith, M.
Soderberg	Staed	Stanerson	Steckman
Stutsman	Taylor, R.	Taylor, T.	Thede
Thomas	Upmeyer	Vander Linden	Watts
Wessel-Kroeschell	Winckler	Windschitl	Wolfe
Wood	Worthan	Olson, S., Presiding	

The nays were, 1:

Hunter

Absent or not voting, none.

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

HOUSE FILE 8 WITHDRAWN

Worthan of Buena Vista asked and received unanimous consent to withdraw House File 8 from further consideration by the House.

Regular Calendar

House File 308, a bill for an act modifying certain duties of the county commissioner of elections and voter registration deadlines, was taken up for consideration.

Koester of Polk moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 308)

The ayes were, 87:

Alons	Bacon	Baltimore	Baudler
Bearinger	Brandenburg	Byrnes	Cohoon
Costello	Cownie	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Fry	Gaines	Garrett
Gaskill	Gassman	Grassley	Hagenow
Hall	Hanson	Hanusa	Heartsill
Heaton	Heddens	Hein	Hess
Highfill	Huseman	Isenhart	Jacoby
Jorgensen	Kajtazovic	Kaufmann	Kelley
Klein	Koester	Kressig	Landon
Lensing	Lofgren	Lykam	Mascher
Maxwell	McCarthy	Miller, H.	Miller, L.
Moore	Muhlbauer	Oldson	Olson, T.
Ourth	Paulsen, Spkr.	Pettengill	Prichard
Rayhons	Riding	Rogers	Ruff
Running-Marquardt	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Soderberg
Stanerson	Steckman	Stutsman	Taylor, R.
Thomas	Upmeyer	Vander Linden	Watts
Wessel-Kroeschell	Winckler	Windschitl	Wolfe
Wood	Worthan	Olson, S., Presiding	

The nays were, 13:

Abdul-Samad	Anderson	Berry	Dawson
Hunter	Kearns	Lundby	Murphy
Olson, R.	Smith, M.	Staed	Taylor, T.
Thede			

Absent or not voting, none.

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 311, a bill for an act relating to water quality, was taken up for consideration.

Kelley of Jasper asked and received unanimous consent to withdraw amendment H-1053 filed by him on February 27, 2013.

Schultz of Crawford offered amendment H-1058 filed by him.

Isenhart of Dubuque offered amendment H-1063, to amendment H-1058, filed by him from the floor.

R. Taylor of Dallas rose on a point of order that amendment H-1063 was not germane, to amendment H-1058.

The Speaker ruled the point well taken and amendment H-1063 not germane, to amendment H-1058.

Schultz of Crawford moved the adoption of amendment H-1058.

Amendment H-1058 was adopted.

R. Taylor of Dallas moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 311)

The ayes were, 88:

Alons	Bacon	Baltimore	Baudler
Bearinger	Berry	Brandenburg	Byrnes
Cohoon	Costello	Cownie	Dawson
Deyoe	Dolecheck	Drake	Dunkel
Fisher	Forbes	Forristall	Fry
Gaines	Garrett	Gaskill	Gassman
Grassley	Hagenow	Hall	Hanson
Hanusa	Heartsill	Heaton	Heddens
Hein	Hess	Highfill	Huseman
Jacoby	Jorgensen	Kajtazovic	Kaufmann
Kelley	Klein	Koester	Kressig
Landon	Lensing	Lofgren	Lykam

Mascher	Maxwell	Miller, H.	Miller, L.
Moore	Muhlbauer	Oldson	Olson, R.
Olson, T.	Ourth	Paulsen, Spkr.	Pettengill
Prichard	Rayhons	Riding	Rogers
Ruff	Running-Marquardt	Salmon	Sands
Schultz	Shaw	Sheets	Smith, J.
Soderberg	Stanerson	Steckman	Stutsman
Taylor, R.	Thede	Thomas	Upmeyer
Vander Linden	Watts	Winckler	Windschitl
Wolfe	Wood	Worthan	Olson, S., Presiding

The nays were, 12:

Abdul-Samad	Anderson	Hunter	Isenhart
Kearns	Lundby	McCarthy	Murphy
Smith, M.	Staed	Taylor, T.	Wessel-Kroeschell

Absent or not voting, none.

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 324, a bill for an act relating to the termination of the targeted small business financial assistance program and transferring funds for assistance to targeted small businesses, was taken up for consideration.

Rogers of Black Hawk moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 324)

The ayes were, 100:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cohoon	Costello
Cownie	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Fry	Gaines	Garrett
Gaskill	Gassman	Grassley	Hagenow
Hall	Hanson	Hanusa	Heartsill
Heaton	Heddens	Hein	Hess
Highfill	Hunter	Huseman	Isenhart
Jacoby	Jorgensen	Kajtazovic	Kaufmann
Kearns	Kelley	Klein	Koester

Kressig	Landon	Lensing	Lofgren
Lundby	Lykam	Mascher	Maxwell
McCarthy	Miller, H.	Miller, L.	Moore
Muhlbauer	Murphy	Oldson	Olson, R.
Olson, T.	Ourth	Paulsen, Spkr.	Pettengill
Prichard	Rayhons	Riding	Rogers
Ruff	Running-Marquardt	Salmon	Sands
Schultz	Shaw	Sheets	Smith, J.
Smith, M.	Soderberg	Staed	Stanerson
Steckman	Stutsman	Taylor, R.	Taylor, T.
Thede	Thomas	Upmeyer	Vander Linden
Watts	Wessel-Kroeschell	Winckler	Windschitl
Wolfe	Wood	Worthan	Olson, S., Presiding

The nays were, none.

Absent or not voting, none.

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 350, a bill for an act relating to absentee voting at the office of the county commissioner of elections, was taken up for consideration.

Costello of Mills moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question “Shall the bill pass?” (H.F. 350)

The ayes were, 91:

Alons	Bacon	Baltimore	Baudler
Bearinger	Berry	Brandenburg	Byrnes
Cohoon	Costello	Cownie	Dawson
Deyoe	Dolecheck	Drake	Dunkel
Fisher	Forbes	Forristall	Fry
Gaines	Garrett	Gaskill	Gassman
Grassley	Hagenow	Hall	Hanson
Hanusa	Heartsill	Heaton	Heddens
Hein	Hess	Highfill	Huseman
Isenhart	Jacoby	Jorgensen	Kajtazovic
Kaufmann	Kelley	Klein	Koester
Kressig	Landon	Lensing	Lofgren
Lundby	Lykam	Mascher	Maxwell
McCarthy	Miller, H.	Miller, L.	Moore
Muhlbauer	Oldson	Olson, T.	Ourth

Paulsen, Spkr.	Pettengill	Prichard	Rayhons
Riding	Rogers	Ruff	Running-Marquardt
Salmon	Sands	Schultz	Shaw
Sheets	Smith, J.	Soderberg	Stanerson
Steckman	Stutsman	Taylor, R.	Thede
Thomas	Upmeyer	Vander Linden	Watts
Wessel-Kroeschell	Winckler	Windschitl	Wolfe
Wood	Worthan	Olson, S., Presiding	

The nays were, 9:

Abdul-Samad	Anderson	Hunter	Kearns
Murphy	Olson, R.	Smith, M.	Staed
Taylor, T.			

Absent or not voting, none.

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 351, a bill for an act providing that children who are enrolled in the statewide preschool program are of compulsory attendance age, was taken up for consideration.

Hanusa of Pottawattamie moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 351)

The ayes were, 97:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cphoon	Costello
Cownie	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Fry	Gaines	Garrett
Gaskill	Gassman	Grassley	Hagenow
Hall	Hanson	Hanusa	Heaton
Heddens	Hein	Hess	Highfill
Hunter	Huseman	Isenhart	Jacoby
Jorgensen	Kajtazovic	Kaufmann	Kearns
Kelley	Klein	Koester	Kressig
Landon	Lensing	Lofgren	Lundby
Lykam	Mascher	Maxwell	McCarthy
Miller, H.	Miller, L.	Moore	Muhlbauer

Murphy	Oldson	Olson, R.	Olson, T.
Ourth	Paulsen, Spkr.	Pettengill	Prichard
Rayhons	Riding	Rogers	Ruff
Running-Marquardt	Sands	Schultz	Shaw
Sheets	Smith, J.	Smith, M.	Soderberg
Staed	Stanerson	Steckman	Stutsman
Taylor, R.	Taylor, T.	Thede	Thomas
Upmeyer	Vander Linden	Wessel-Kroeschell	Winckler
Windschitl	Wolfe	Wood	Worthan
Olson, S., Presiding			

The nays were, 3:

Heartsill	Salmon	Watts
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Absent or not voting, none.

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

HOUSE FILE 144 WITHDRAWN

Hanusa of Pottawattamie asked and received unanimous consent to withdraw House File 144 from further consideration by the House.

House File 357, a bill for an act relating to the nomination and appointment of district judges, was taken up for consideration.

Hagenow of Polk moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 357)

The ayes were, 100:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cphoon	Costello
Cownie	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Fry	Gaines	Garrett
Gaskill	Gassman	Grassley	Hagenow
Hall	Hanson	Hanusa	Heartsill
Heaton	Heddens	Hein	Hess
Highfill	Hunter	Huseman	Isenhardt
Jacoby	Jorgensen	Kajtazovic	Kaufmann

Kearns	Kelley	Klein	Koester
Kressig	Landon	Lensing	Lofgren
Lundby	Lykam	Mascher	Maxwell
McCarthy	Miller, H.	Miller, L.	Moore
Muhlbauer	Murphy	Oldson	Olson, R.
Olson, T.	Ourth	Paulsen, Spkr.	Pettengill
Prichard	Rayhons	Riding	Rogers
Ruff	Running-Marquardt	Salmon	Sands
Schultz	Shaw	Sheets	Smith, J.
Smith, M.	Soderberg	Staed	Stanerson
Steckman	Stutsman	Taylor, R.	Taylor, T.
Thede	Thomas	Upmeyer	Vander Linden
Watts	Wessel-Kroeschell	Winckler	Windschitl
Wolfe	Wood	Worthan	Olson, S., Presiding

The nays were, none.

Absent or not voting, none.

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Speaker Paulsen in the chair at 4:52 p.m.

House File 358, a bill for an act relating to the boards of directors of public corporations, was taken up for consideration.

Hagenow of Polk moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 358)

The ayes were, 99:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cphoon	Costello
Cownie	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Fry	Gaines	Garrett
Gaskill	Gassman	Grassley	Hagenow
Hall	Hanson	Hanusa	Heartsill
Heaton	Heddens	Hein	Hess
Highfill	Hunter	Huseman	Isenhardt
Jacoby	Jorgensen	Kajtazovic	Kaufmann
Kearns	Kelley	Klein	Koester

Kressig	Landon	Lensing	Lofgren
Lundby	Lykam	Mascher	Maxwell
Miller, H.	Miller, L.	Moore	Muhlbauer
Murphy	Oldson	Olson, R.	Olson, S.
Olson, T.	Ourth	Pettengill	Prichard
Rayhons	Riding	Rogers	Ruff
Running-Marquardt	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Smith, M.
Soderberg	Staed	Stanerson	Steckman
Stutsman	Taylor, R.	Taylor, T.	Thede
Thomas	Upmeyer	Vander Linden	Watts
Wessel-Kroeschell	Winckler	Windschitl	Wolfe
Wood	Worthan	Mr. Speaker	
		Paulsen	

The nays were, 1:

McCarthy

Absent or not voting, none.

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 359, a bill for an act relating to obscene material by modifying the definition of material and authorizing local regulation of certain live acts, performances, and exhibitions, was taken up for consideration.

Garrett of Warren moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 359)

The ayes were, 90:

Alons	Bacon	Baltimore	Baudler
Bearinger	Berry	Brandenburg	Byrnes
Cohoon	Costello	Cownie	Dawson
Deyoe	Dolecheck	Drake	Dunkel
Fisher	Forbes	Forristall	Fry
Garrett	Gaskill	Gassman	Grassley
Hagenow	Hall	Hanson	Hanusa
Heartsill	Heaton	Heddens	Hein
Hess	Highfill	Huseman	Isenhardt
Jacoby	Jorgensen	Kajtazovic	Kaufmann

Kearns	Klein	Koester	Kressig
Landon	Lensing	Lofgren	Lundby
Lykam	Maxwell	Miller, H.	Miller, L.
Moore	Muhlbauer	Murphy	Oldson
Olson, R.	Olson, S.	Olson, T.	Ourth
Pettengill	Prichard	Rayhons	Riding
Rogers	Ruff	Salmon	Sands
Schultz	Shaw	Sheets	Smith, J.
Smith, M.	Soderberg	Stanerson	Steckman
Stutsman	Taylor, R.	Taylor, T.	Thede
Thomas	Upmeyer	Vander Linden	Watts
Winckler	Windschitl	Wolfe	Wood
Worthan	Mr. Speaker		
	Paulsen		

The nays were, 10:

Abdul-Samad	Anderson	Gaines	Hunter
Kelley	Mascher	McCarthy	Running-Marquardt
Staed	Wessel-Kroeschell		

Absent or not voting, none.

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 394, a bill for an act establishing a lifetime fur harvester license for residents who are sixty-five years of age or older, was taken up for consideration.

Hanson of Jefferson moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 394)

The ayes were, 100:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cphoon	Costello
Cownie	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Fry	Gaines	Garrett
Gaskill	Gassman	Grassley	Hagenow
Hall	Hanson	Hanusa	Heartsill
Heaton	Heddens	Hein	Hess
Highfill	Hunter	Huseman	Isenhart
Jacoby	Jorgensen	Kajtazovic	Kaufmann

Kearns	Kelley	Klein	Koester
Kressig	Landon	Lensing	Lofgren
Lundby	Lykam	Mascher	Maxwell
McCarthy	Miller, H.	Miller, L.	Moore
Muhlbauer	Murphy	Oldson	Olson, R.
Olson, S.	Olson, T.	Ourth	Pettengill
Prichard	Rayhons	Riding	Rogers
Ruff	Running-Marquardt	Salmon	Sands
Schultz	Shaw	Sheets	Smith, J.
Smith, M.	Soderberg	Staed	Stanerson
Steckman	Stutsman	Taylor, R.	Taylor, T.
Thede	Thomas	Upmeyer	Vander Linden
Watts	Wessel-Kroeschell	Winckler	Windschitl
Wolfe	Wood	Worthan	Mr. Speaker Paulsen

The nays were, none.

Absent or not voting, none.

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

HOUSE FILE 82 WITHDRAWN

Hanson of Jefferson asked and received unanimous consent to withdraw House File 82 from further consideration by the House.

House File 398, a bill for an act relating to the duties and responsibilities of insurance producers under insurance policies or contracts, was taken up for consideration.

Baltimore of Boone moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 398)

The ayes were, 56:

Alons	Bacon	Baltimore	Baudler
Brandenburg	Byrnes	Costello	Cownie
Dawson	Deyoe	Dolecheck	Drake
Fisher	Forristall	Fry	Gassman
Grassley	Hagenow	Hanusa	Heartsill
Heaton	Hein	Hess	Highfill
Huseman	Jacoby	Jorgensen	Kaufmann

Klein	Koester	Landon	Lofgren
Maxwell	Miller, L.	Moore	Muhlbauer
Olson, S.	Pettengill	Rayhons	Rogers
Salmon	Sands	Schultz	Shaw
Sheets	Smith, J.	Soderberg	Stanerson
Stutsman	Taylor, R.	Upmeyer	Vander Linden
Watts	Windschitl	Worthan	Mr. Speaker Paulsen

The nays were, 44:

Abdul-Samad	Anderson	Bearinger	Berry
Cohoon	Dunkel	Forbes	Gaines
Garrett	Gaskill	Hall	Hanson
Heddens	Hunter	Isenhart	Kajtazovic
Kearns	Kelley	Kressig	Lensing
Lundby	Lykam	Mascher	McCarthy
Miller, H.	Murphy	Oldson	Olson, R.
Olson, T.	Ourth	Prichard	Riding
Ruff	Running-Marquardt	Smith, M.	Staed
Steckman	Taylor, T.	Thede	Thomas
Wessel-Kroeschell	Winckler	Wolfe	Wood

Absent or not voting, none.

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 417, a bill for an act relating to nonsubstantive Code corrections, was taken up for consideration.

Kaufmann of Cedar offered amendment H-1056 filed by the committee on Judiciary and moved its adoption.

The committee amendment H-1056 was adopted.

Kaufmann of Cedar moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 417)

The ayes were, 100:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cohoon	Costello
Cownie	Dawson	Deyoe	Dolecheck

Drake	Dunkel	Fisher	Forbes
Forristall	Fry	Gaines	Garrett
Gaskill	Gassman	Grassley	Hagenow
Hall	Hanson	Hanusa	Heartsill
Heaton	Heddens	Hein	Hess
Highfill	Hunter	Huseman	Isenhart
Jacoby	Jorgensen	Kajtazovic	Kaufmann
Kearns	Kelley	Klein	Koester
Kressig	Landon	Lensing	Lofgren
Lundby	Lykam	Mascher	Maxwell
McCarthy	Miller, H.	Miller, L.	Moore
Muhlbauer	Murphy	Oldson	Olson, R.
Olson, S.	Olson, T.	Ourth	Pettengill
Prichard	Rayhons	Riding	Rogers
Ruff	Running-Marquardt	Salmon	Sands
Schultz	Shaw	Sheets	Smith, J.
Smith, M.	Soderberg	Staed	Stanerson
Steckman	Stutsman	Taylor, R.	Taylor, T.
Thede	Thomas	Upmeyer	Vander Linden
Watts	Wessel-Kroeschell	Winckler	Windschitl
Wolfe	Wood	Worthan	Mr. Speaker Paulsen

The nays were, none.

Absent or not voting, none.

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 458, a bill for an act providing for the department of agriculture and land stewardship's administration of programs regarding a conservation practices revolving loan fund, the state metrologist, pesticide regulation, and motor fuel standards, and including effective date provisions, was taken up for consideration.

Klein of Washington moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 458)

The ayes were, 100:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cphoon	Costello
Cownie	Dawson	Deyoe	Dolecheck

Drake	Dunkel	Fisher	Forbes
Forristall	Fry	Gaines	Garrett
Gaskill	Gassman	Grassley	Hagenow
Hall	Hanson	Hanusa	Heartsill
Heaton	Heddens	Hein	Hess
Highfill	Hunter	Huseman	Isenhart
Jacoby	Jorgensen	Kajtazovic	Kaufmann
Kearns	Kelley	Klein	Koester
Kressig	Landon	Lensing	Lofgren
Lundby	Lykam	Mascher	Maxwell
McCarthy	Miller, H.	Miller, L.	Moore
Muhlbauer	Murphy	Oldson	Olson, R.
Olson, S.	Olson, T.	Ourth	Pettengill
Prichard	Rayhons	Riding	Rogers
Ruff	Running-Marquardt	Salmon	Sands
Schultz	Shaw	Sheets	Smith, J.
Smith, M.	Soderberg	Staed	Stanerson
Steckman	Stutsman	Taylor, R.	Taylor, T.
Thede	Thomas	Upmeyer	Vander Linden
Watts	Wessel-Kroeschell	Winckler	Windschitl
Wolfe	Wood	Worthan	Mr. Speaker Paulsen

The nays were, none.

Absent or not voting, none.

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

IMMEDIATE MESSAGES

Upmeyer of Cerro Gordo asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Files 168, 210, 219, 236, 245, 308, 311, 324, 350, 351, 357, 358, 359, 394, 398, 417, 458** and **Senate Concurrent Resolution 4.**

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on March 11, 2013, passed the following bill in which the concurrence of the Senate was asked:

House File 185, a bill for an act relating to the title of the office of citizens' aide.

Also: That the Senate has on March 11, 2013, passed the following bill in which the concurrence of the House is asked:

Senate File 145, a bill for an act relating to the confidentiality of information filed with the court for the purpose of securing an arrest warrant.

Also: That the Senate has on March 11, 2013, passed the following bill in which the concurrence of the House is asked:

Senate File 146, a bill for an act extending a provision relating to the use of certain increases in watercraft registration fees by the natural resource commission.

Also: That the Senate has on March 11, 2013, passed the following bill in which the concurrence of the House is asked:

Senate File 181, a bill for an act relating to matters under the purview of the banking division of the department of commerce.

Also: That the Senate has on March 11, 2013, passed the following bill in which the concurrence of the House is asked:

Senate File 182, a bill for an act relating to credit for reinsurance, including transition, applicability, and effective date provisions.

Also: That the Senate has on March 11, 2013, passed the following bill in which the concurrence of the House is asked:

Senate File 183, a bill for an act relating to matters under the purview of the credit union division of the department of commerce, and making penalties applicable.

Also: That the Senate has on March 11, 2013, passed the following bill in which the concurrence of the House is asked:

Senate File 184, a bill for an act relating to programs and services under the purview of the department on aging.

Also: That the Senate has on March 11, 2013, passed the following bill in which the concurrence of the House is asked:

Senate File 186, a bill for an act relating to funds transfers under the uniform commercial code, and including effective date provisions.

Also: That the Senate has on March 11, 2013, passed the following bill in which the concurrence of the House is asked:

Senate File 187, a bill for an act relating to the transmission of court records by the clerk of the district court to the clerk of the supreme court in an appeal.

Also: That the Senate has on March 11, 2013, passed the following bill in which the concurrence of the House is asked:

Senate File 188, a bill for an act relating to an application for the immediate return of seized property.

MICHAEL E. MARSHALL, Secretary

HOUSE FILE 473 REFERRED

The Speaker announced that House File 473, previously placed on the **calendar** was referred to committee on **Ways and Means**.

SUBCOMMITTEE ASSIGNMENT

Senate File 114

Transportation: Landon, Chair; Kaufmann and Riding.

AMENDMENTS FILED

H-1060	H.F.	307	Hagenow of Polk
H-1061	H.F.	219	Kaufmann of Cedar
H-1062	H.F.	219	Kaufmann of Cedar
H-1063	H.F.	311	Isenhart of Dubuque
H-1064	H.F.	381	Stanerson of Linn
H-1065	H.F.	167	Wolfe of Clinton
H-1066	H.F.	355	Kaufmann of Cedar
H-1067	H.F.	478	Cownie of Polk
H-1068	H.F.	454	Pettengill of Benton
H-1069	H.F.	312	Klein of Washington

On motion by Upmeyer of Cerro Gordo, the House adjourned at 5:46 p.m., until 8:30 a.m., Tuesday, March 12, 2013.

JOURNAL OF THE HOUSE

Fifty-eighth Calendar Day - Thirty-seventh Session Day

Hall of the House of Representatives
Des Moines, Iowa, Tuesday, March 12, 2013

The House met pursuant to adjournment at 8:32 a.m., Speaker Paulsen in the chair.

Prayer was offered by Pastor Ron Wheeler from Community Chapel, Lakota. He was the guest of Representative Gassman of Winnebago County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Greg Windeknecht, Page from Blue Grass.

The Journal of Monday, March 11, 2013, was approved.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on March 11, 2013, passed the following bill in which the concurrence of the Senate was asked:

House File 133, a bill for an act relating to the discharge of a firearm near buildings or feedlots by certified law enforcement officers for training purposes, providing penalties, and including effective date provisions.

Also: That the Senate has on March 11, 2013, passed the following bill in which the concurrence of the Senate was asked:

House File 225, a bill for an act relating to pollution prevention and waste management assistance.

Also: That the Senate has on March 11, 2013, passed the following bill in which the concurrence of the House is asked:

Senate File 121, a bill for an act relating to public disclosure of the receipt of certain gifts, bequests, and honoraria and making penalties applicable.

Also: That the Senate has on March 11, 2013, passed the following bill in which the concurrence of the House is asked:

Senate File 142, a bill for an act providing that certain activities relating to business opportunity promotions are unlawful practices punishable as consumer fraud and making a penalty applicable.

Also: That the Senate has on March 11, 2013, passed the following bill in which the concurrence of the House is asked:

Senate File 143, a bill for an act concerning applications for liquor control licenses and micro-distilled spirits, beer, and wine permits.

MICHAEL E. MARSHALL, Secretary

INTRODUCTION OF BILLS

House File 501, by committee on Education, a bill for an act relating to career and technical programs offered by community colleges or administered by the department of education and making appropriations.

Read first time and referred to committee on **Appropriations**.

House File 502, by committee on Commerce, a bill for an act relating to real estate broker and real estate salesperson licensing fees and allocations from those fees, and making an appropriation.

Read first time and referred to committee on **Appropriations**.

House File 503, by Hall, a bill for an act providing for a study and report on establishing an online curriculum for uniform transfer of academic credit for certain children under the responsibility of the department of human services.

Read first time and referred to committee on **Human Resources**.

House File 504, by M. Smith and Murphy, a bill for an act relating to access to and disclosure of information concerning mental health treatment or services involving a minor fourteen years of age or older who seeks treatment or services due to the minor's thoughts of causing injury to self or others.

Read first time and referred to committee on **Human Resources**.

House File 505, by committee on State Government, a bill for an act relating to the approval and imposition of local option taxes and including applicability provisions.

Read first time and referred to committee on **Ways and Means**.

House File 506, by committee on Veterans Affairs, a bill for an act relating to property taxes of veterans and members of the armed forces by modifying the military service property tax exemption and credit, providing an additional homestead credit for certain disabled veterans, making penalties applicable, and including applicability provisions.

Read first time and referred to committee on **Ways and Means**.

House File 507, by committee on Transportation, a bill for an act relating to the operation of all-terrain vehicles on highways upon registration with the department of transportation, providing a registration fee, and providing penalties.

Read first time and referred to committee on **Ways and Means**.

House File 508, by committee on Local Government, a bill for an act relating to the period of time for completing real property assessments and to the period of time and method for filing property tax assessment protests to the local board of review and including applicability provisions.

Read first time and referred to committee on **Ways and Means**.

House File 509, by committee on Transportation, a bill for an act providing for special vehicle registration plates displaying a decal designed and issued by a nonprofit organization, providing fees, making a penalty applicable, and including effective date provisions.

Read first time and referred to committee on **Ways and Means**.

House File 510, by committee on Commerce, a bill for an act relating to enhanced E911 emergency communication systems, and providing penalties.

Read first time and referred to committee on **Ways and Means**.

House File 511, by committee on Agriculture, a bill for an act exempting certain farm real estate from the inheritance tax, and including applicability provisions.

Read first time and referred to committee on **Ways and Means**.

House File 512, by committee on Agriculture, a bill for an act providing for the determination of animal units which are part of confinement feeding operations, and making penalties applicable.

Read first time and placed on the **calendar**.

House File 513, by committee on Commerce, a bill for an act providing for the issuance of a ratemaking principles order when a rate-regulated public utility enters into a power purchase agreement under specified circumstances.

Read first time and placed on the **calendar**.

House File 514, by committee on Commerce, a bill for an act relating to and requiring the return of stolen merchandise in the possession of a pawn shop owner or operator, and providing penalties.

Read first time and placed on the **calendar**.

House File 515, by committee on Education, a bill for an act requiring the state's high school social studies curriculum to include instruction on the Declaration of Independence.

Read first time and placed on the **calendar**.

House File 516, by committee on Economic Growth, a bill for an act relating to rural water providers by making changes to water service requirements and changes related to compensation for the acquisition of certain facilities by a city.

Read first time and placed on the **calendar**.

House File 517, by committee on Economic Growth, a bill for an act relating to the implementation of federal statute, regulation, or policy by state administrative agencies.

Read first time and placed on the **calendar**.

House File 518, by committee on Economic Growth, a bill for an act creating the manufactured housing program fund.

Read first time and placed on the **calendar**.

House File 519, by committee on State Government, a bill for an act to allow the office of the citizens' aide access to the minutes and audio recording of a closed session of a meeting of the plumbing and mechanical systems board.

Read first time and placed on the **calendar**.

House File 520, by committee on State Government, a bill for an act relating to the policy administration of election and voter registration laws by the secretary of state, including the voter registration age, absentee voting, the provision of training space for election personnel, the candidate nomination filing requirements for merged area, school district, and city elections and related filing requirements, the filling of vacancies in certain city, county, and school district offices, and authorizing certain cities to conduct city elections by absentee ballot, and including effective date provisions.

Read first time and placed on the **calendar**.

House File 521, by committee on Natural Resources, a bill for an act relating to certain license requirements under the purview of the natural resource commission.

Read first time and placed on the **calendar**.

House File 522, by committee on Natural Resources, a bill for an act relating to the prevention and control of aquatic invasive species in the state and providing penalties.

Read first time and placed on the **calendar**.

House File 523, by committee on Natural Resources, a bill for an act relating to matters under the purview of the department of natural resources, including the registration and titling of snowmobiles and all-terrain vehicles, the restore the outdoors program, and protected wetlands.

Read first time and placed on the **calendar**.

House File 524, by committee on Local Government, a bill for an act relating to city utilities and city enterprises by making changes to requirements related to commercial rental property.

Read first time and placed on the **calendar**.

House File 525, by committee on Transportation, a bill for an act relating to the period of validity of driver's licenses and nonoperator's identification cards, and including effective date provisions.

Read first time and placed on the **calendar**.

House File 526, by committee on Transportation, a bill for an act relating to the deadline for obtaining a registration fee credit for a vehicle that is sold, transferred, or junked or for a motor vehicle purchased by a lessee, and including effective date provisions.

Read first time and placed on the **calendar**.

House File 527, by committee on Public Safety, a bill for an act requiring a person other than a juvenile convicted of or receiving a deferred judgment for an aggravated misdemeanor to submit a DNA sample and including effective date provisions.

Read first time and placed on the **calendar**.

House File 528, by committee on Public Safety, a bill for an act modifying the criminal offense of interference with official acts.

Read first time and placed on the **calendar**.

House File 529, by committee on Public Safety, a bill for an act relating to the underage possession or consumption of alcohol and providing penalties.

Read first time and placed on the **calendar**.

House File 530, by committee on Public Safety, a bill for an act relating to the governor's office of drug control policy and certain advisory councils.

Read first time and placed on the **calendar**.

House File 531, by committee on Education, a bill for an act relating to programs and accounts administered by the college student aid commission.

Read first time and placed on the **calendar**.

House File 532, by committee on Education, a bill for an act to provide that peace officers and retired peace officers qualify as classroom driver education instructors.

Read first time and placed on the **calendar**.

House File 533, by committee on Education, a bill for an act providing for entrepreneurial education funds for student organizations and clubs and including effective date and applicability provisions.

Read first time and placed on the **calendar**.

House File 534, by committee on Judiciary, a bill for an act relating to identity theft, and providing a penalty.

Read first time and placed on the **calendar**.

House File 535, by committee on Judiciary, a bill for an act relating to firearms, including certain confidentiality and purchasing provisions, providing penalties, and including effective date and applicability provisions.

Read first time and placed on the **calendar**.

House File 536, by committee on Judiciary, a bill for an act relating to the disposition of legal firearms and ammunition seized by a law enforcement agency.

Read first time and placed on the **calendar**.

House File 537, by committee on Judiciary, a bill for an act relating to consideration of the educational setting of a minor child in a child custody proceeding.

Read first time and placed on the **calendar**.

House File 538, by committee on Judiciary, a bill for an act relating to the board of parole.

Read first time and placed on the **calendar**.

House File 539, by committee on Commerce, a bill for an act providing for immunity from civil liability for registered architects and professional engineers providing disaster emergency assistance under specified circumstances.

Read first time and placed on the **calendar**.

House File 540, by committee on Commerce, a bill for an act allowing criminal history and abuse registry background checks for certain food vendors.

Read first time and placed on the **calendar**.

House File 541, by committee on Environmental Protection, a bill for an act relating to dam reconstruction standards.

Read first time and placed on the **calendar**.

House File 542, by committee on State Government, a bill for an act modifying provisions applicable to electrician and electrical contractor licensing and regulation.

Read first time and placed on the **calendar**.

House File 543, by committee on State Government, a bill for an act modifying provisions applicable to the propane education and research council.

Read first time and placed on the **calendar**.

House File 544, by committee on Veterans Affairs, a bill for an act relating to the Iowa veterans home and providing for the consideration of contributions to support as repayment receipts.

Read first time and placed on the **calendar**.

House File 545, by committee on Veterans Affairs, a bill for an act creating a new category of allowable expenditures from the veterans trust fund.

Read first time and placed on the **calendar**.

House File 546, by committee on Judiciary, a bill for an act relating to marital agreements, and including effective date and applicability provisions.

Read first time and placed on the **calendar**.

House File 547, by committee on Labor, a bill for an act relating to the use of child labor in laundry occupations.

Read first time and placed on the **calendar**.

House File 548, by committee on Human Resources, a bill for an act providing for vision screening for school children.

Read first time and placed on the **calendar**.

House File 549, by committee on Human Resources, a bill for an act relating to vaccine administration by licensed pharmacists.

Read first time and placed on the **calendar**.

House File 550, by committee on Human Resources, a bill for an act relating to record checks of prospective and current health care employees and certain students.

Read first time and placed on the **calendar**.

House File 551, by committee on Human Resources, a bill for an act concerning the administration of epinephrine in public and nonpublic schools, and including effective date and applicability provisions.

Read first time and placed on the **calendar**.

House File 552, by committee on Human Resources, a bill for an act providing for placement, release, notice, and safety procedures relating to sex offenders and nursing facilities, residential care facilities, and assisted living programs, and providing penalties and including effective date provisions.

Read first time and placed on the **calendar**.

House File 553, by committee on Human Resources, a bill for an act relating to Medicaid program integrity, and providing penalties.

Read first time and placed on the **calendar**.

House File 554, by committee on Human Resources, a bill for an act relating to service providers under Medicaid home and community-based services waivers.

Read first time and placed on the **calendar**.

SENATE MESSAGES CONSIDERED

Senate File 121, by committee on State Government, a bill for an act relating to public disclosure of the receipt of certain gifts, bequests, and honoraria and making penalties applicable.

Read first time and referred to committee on **State Government**.

Senate File 142, by committee on Judiciary, a bill for an act providing that certain activities relating to business opportunity promotions are unlawful practices punishable as consumer fraud and making a penalty applicable.

Read first time and referred to committee on **Judiciary**.

Senate File 143, by committee on Commerce, a bill for an act concerning applications for liquor control licenses and micro-distilled spirits, beer, and wine permits.

Read a first time and **passed on file**.

Senate File 145, by committee on Judiciary, a bill for an act relating to the confidentiality of information filed with the court for the purpose of securing an arrest warrant.

Read a first time and **passed on file**.

Senate File 146, by committee on Natural Resources and Environment, a bill for an act extending a provision relating to the use of certain increases in watercraft registration fees by the natural resource commission.

Read a first time and **passed on file**.

Senate File 181, by committee on Commerce, a bill for an act relating to matters under the purview of the banking division of the department of commerce.

Read a first time and **passed on file**.

Senate File 182, by committee on Commerce, a bill for an act relating to credit for reinsurance, including transition, applicability, and effective date provisions.

Read first time and referred to committee on **Commerce**.

Senate File 183, by committee on Commerce, a bill for an act relating to matters under the purview of the credit union division of the department of commerce, and making penalties applicable.

Read a first time and **passed on file**.

Senate File 184, by committee on Human Resources, a bill for an act relating to programs and services under the purview of the department on aging.

Read a first time and **passed on file**.

Senate File 186, by committee on Judiciary, a bill for an act relating to funds transfers under the uniform commercial code, and including effective date provisions.

Read first time and referred to committee on **Judiciary**.

Senate File 187, by committee on Judiciary, a bill for an act relating to the transmission of court records by the clerk of the district court to the clerk of the supreme court in an appeal.

Read a first time and **passed on file**.

Senate File 188, by committee on Judiciary, a bill for an act relating to an application for the immediate return of seized property.

Read a first time and **passed on file**.

REPORTS OF ADMINISTRATION AND RULES COMMITTEE

March 11, 2013

To: Administration & Rules Committee

From: Carmine Boal, Chief Clerk

Pursuant to Senate Concurrent Resolution 4, the following is a list of officers and employees of the House for the Eighty-Fifth General Assembly, 2013 Session, and their respective classification, grades and steps:

<u>Position</u>	<u>Name</u>	<u>Grade- Step</u>	<u>Class of Appoint- ment</u>
Chief Clerk	Carmine Boal	44-3	P-FT
Assist. Chief Clerk II	Meghan J. Van Wyk	35-3	P-FT
Sr. Caucus Staff Director	Jeffrey G. Mitchell	41-7	P-FT
Sr. Caucus Staff Director	Joseph P. Romano	41-7	P-FT
Sr. Deputy Caucus Staff Director	Mary C. Braun	39-7	P-FT
Admin. Assist. II to Speaker	Josie L. Albrecht	32-6	P-FT
Admin. Assist. III to Leader	Anthony D. Phillips	35-7	P-FT
Sr. Admin. Assist. to Leader I	Brian J. Meyer	38-5	P-FT
Sr. Admin. Assist. to Leader I	David F. Schrader	38-6	P-FT
Sr. Admin. Assist. to Speaker I	Douglas L. Struyk	38-7	P-FT
Legis. Research Analyst	Amanda J. Freel	27-5	P-FT
Legis. Research Analyst	Kristi L. Kielhorn	27-7	P-FT
Legis. Research Analyst	Carrie L. Kobrinetz	27-3	P-FT
Legis. Research Analyst	Louis A. Vander Streek	27-4	P-FT
Legis. Research Analyst I	Jason M. Chapman	29-7	P-FT
Legis. Research Analyst I	Rachelle D. Thomas	29-5	P-FT
Legis. Research Analyst II	William T.D. Freeland	32-5	P-FT
Legis. Research Analyst II	Dustin W. Blythe	32-6	P-FT
Legis. Research Analyst III	Ezekiel L. Furlong	35-4	P-FT
Sr. Legis. Research Analyst	David L. Epley	38-4	P-FT
Sr. Legis. Research Analyst	Dwayne Dean Fiihr, Jr.	38-7	P-FT
Sr. Legis. Research Analyst	Anna M. Hyatt-Crozier	38-7	P-FT
Sr. Legis. Research Analyst	Lewis E. Olson	38-7	P-FT

<u>Position</u>	<u>Name</u>	<u>Grade- Step</u>	<u>Class of Appoint- ment</u>
Sr. Legis. Research Analyst	Bradley A. Trow	38-7	P-FT
Caucus Secretary	Colin M. Tadlock	21-2	P-FT
Sr. Caucus Secretary	Joseph M. Gilde	24-7	P-FT
Conf. Secretary to Leader	Angela M. Hughes	27-6	P-FT
Conf. Secretary to Speaker	Terri P. Steinke	27-2	P-FT
Supervisor of Secretaries I	Sarah E. Vanderploeg	24-3	P-FT
Sr. Admin. Services Officer	Susan K. Jennings	35-4	P-FT
Admin. Services Officer III	Doreen R. Terrell	32-8	P-FT
Admin. Services Officer III	Kristin L. Wentz	32-7	P-FT
Admin. Services Officer	Molly M. Dolan	23-2	P-FT
Admin. Services Officer	Robin L. Bennett	23-5	P-FT
Admin. Services Officer	Katherine G. Kenline	23-4	P-FT
Sr. Finance Officer III	Debra K. Rex	38-8	P-FT
Sr. Finance Officer III	Kelly M. Bronsink	38-6	P-FT
Recording Clerk II	Diane K. Burget	24-5	E-FT
Switchboard Operator	Georgia A. O'Meara	14-1	S-O
Legis. Secretary	Mary Ann Ahrens	17-2	S-O
Legis. Secretary	Ashley C. Baker	17-1	S-O
Legis. Secretary	Emma L. Barden	16-2	S-O
Legis. Secretary	Mark W. Brandsgard	16-8	S-O
Legis. Secretary	Andrew M. Brau	16-1	S-O
Legis. Secretary	Jenna S. Brownell	16-3	S-O
Legis. Secretary	Beverly A. Burns	16-3	S-O
Legis. Secretary	Thomas P. Cory	17-1	S-O
Legis. Secretary	Jacob P. Dagle	16-1	S-O
Legis. Secretary	Kaitlin E. Dagle	18-1	S-O
Legis. Secretary	Robert E. Davis	15-1	S-O
Legis. Secretary	Nicholas J. Deaver	16-1	S-O
Legis. Secretary	Matthew E. Denner	16-1	S-O
Legis. Secretary	Sophia T. Douglas	15-1	S-O
Legis. Secretary	Bruce H. Droessler	16-2	S-O
Legis. Secretary	Alex M. Drzycimski	15-1	S-O
Legis. Secretary	Ann M. Dvorsky	15-1	S-O
Legis. Secretary	M. Kathy Ellett	16-3	S-O
Legis. Secretary	Wesley E. Enos	15-1	S-O
Legis. Secretary	Patricia Ann Ferin	16-2	S-O
Legis. Secretary	Abby L. Finkenauer	16-1	S-O
Legis. Secretary	Nancy P. Garrett	16-1	S-O
Legis. Secretary	Carolyn McNeill Gaukel	15-8+2	S-O
Legis. Secretary	Tyler J. Heeren	16-1	S-O
Legis. Secretary	Erin K. Hogan	15-1	S-O
Legis. Secretary	Nathan S. Hohnstein	16-1	S-O
Legis. Secretary	Juwan Hughes	16-1	S-O
Legis. Secretary	Charles A. Johnson	16-1	S-O
Legis. Secretary	Catherine S. Jury	16-8	S-O
Legis. Secretary	H. Jacob Kaufmann	17-1	S-O
Legis. Secretary	Johnathan W.H. Kaufmann	15-1	S-O
Legis. Secretary	John P. Keane	15-1	S-O

<u>Position</u>	<u>Name</u>	<u>Grade- Step</u>	<u>Class of Appoint- ment</u>
Legis. Secretary	Diana C. Kearns	16-2	S-O
Legis. Secretary	Terry D. Kerger, Jr.	15-1	S-O
Legis. Secretary	Karah A. Kruger	16-1	S-O
Legis. Secretary	Carol J. Lamb	16-3	S-O
Legis. Secretary	Marvis L. Landon	16-1	S-O
Legis. Secretary	Karen A. Lischer	17-2	S-O
Legis. Secretary	Annabelle M. Mack	15-1	S-O
Legis. Secretary	Debra A. Madison-Levi	16-1	S-O
Legis. Secretary	Carole I. Martin	17-3	S-O
Legis. Secretary	Emily K. Massie	17-1	S-O
Legis. Secretary	Kathleen K. McKnight	16-2	S-O
Legis. Secretary	Susan G. Meimann	16-3	S-O
Legis. Secretary	Kirsten A. Meyers	16-1	S-O
Legis. Secretary	Devin J. Miller	16-1	S-O
Legis. Secretary	Patricia R. Muhlbauer	16-2	S-O
Legis. Secretary	Melba K. Murken	16-5	S-O
Legis. Secretary	Neil A. Nelsen	17-2	S-O
Legis. Secretary	Lucas C. Oglesbee	15-1	S-O
Legis. Secretary	Brenda R. Olson	15-3	S-O
Legis. Secretary	Eunice A. Olson	17-1	S-O
Legis. Secretary	Jordan E. Oster	16-1	S-O
Legis. Secretary	Lauren E.J. Page	16-2	S-O
Legis. Secretary	Samuel K. Parker	15-1	S-O
Legis. Secretary	Kinsey Poulos	16-1	S-O
Legis. Secretary	Rose Mary V. Pratt	16-2	S-O
Legis. Secretary	Erika K. Rasey	15-1	S-O
Legis. Secretary	Austin P. Reed	15-1	S-O
Legis. Secretary	Majda Sarkic	15-1	S-O
Legis. Secretary	Taylor J. Schipper	16-1	S-O
Legis. Secretary	Alex M. Schuring	16-1	S-O
Legis. Secretary	Fran D. Smith	16-3	S-O
Legis. Secretary	Heidi M. Sorensen-Sloth	16-1	S-O
Legis. Secretary	Susan E. Staed	16-1	S-O
Legis. Secretary	Vicki M. Stogdill	16-1	S-O
Legis. Secretary	Melani M. Taylor	17-1	S-O
Legis. Secretary	Rosemary G. Thomas	16-4	S-O
Legis. Secretary	Christian J. Ucles	15-1	S-O
Legis. Secretary	Patricia J. Van Cleave	16-2	S-O
Legis. Secretary	Adam W. Wachholz	16-1	S-O
Legis. Secretary	Arica C. Wright	17-1	S-O
Legis. Committee Secretary	Clarice E. Alons	17-4	S-O
Legis. Committee Secretary	Jennifer Bergmann	17-2	S-O
Legis. Committee Secretary	Stephanie N. Crowley	17-1	S-O
Legis. Committee Secretary	Zachary C. Dalluge	18-2	S-O
Legis. Committee Secretary	Shirley J. Drake	17-7	S-O
Legis. Committee Secretary	Carol J. Forristall	17-2	S-O
Legis. Committee Secretary	Jared N. Godby	17-1	S-O
Legis. Committee Secretary	Angela J. Goodale	17-1	S-O

<u>Position</u>	<u>Name</u>	<u>Grade- Step</u>	<u>Class of Appoint- ment</u>
Legis. Committee Secretary	Michelle Halverson-Haupts	17-1	S-O
Legis. Committee Secretary	Kathryn M. Hancock	17-2	S-O
Legis. Committee Secretary	Caytlin G. Hentzel	17-1	S-O
Legis. Committee Secretary	Jane M. Hughes	17-3	S-O
Legis. Committee Secretary	Jeremy B. Hulshizer	17-1	S-O
Legis. Committee Secretary	Dillon D. Malone	17-1	S-O
Legis. Committee Secretary	Marlene J. Martens	17-6	S-O
Legis. Committee Secretary	Charity McCauley Andeweg	18-5	S-O
Legis. Committee Secretary	Catherine J. Miller-Sands	17-2	S-O
Legis. Committee Secretary	Charlotte M. Mosher	17-8	S-O
Legis. Committee Secretary	Daxton C. Oberreuter	17-1	S-O
Legis. Committee Secretary	Koby M. Pritchard	17-1	S-O
Legis. Committee Secretary	Martha S. Raecker	17-4	S-O
Legis. Committee Secretary	Ashley N. Runge	17-1	S-O
Legis. Committee Secretary	Haley L. Smith	18-2	S-O
Legis. Committee Secretary	Phyllis M. Toy	17-2	S-O
Legis. Committee Secretary	Darlene A. VanOort	17-5	S-O
Legis. Committee Secretary	Carla J. Wood	17-1	S-O
Bill Clerk	Joan E. Skeffington	14-1	S-O
Sergeant-at-Arms I	Donald L. Wederquist	17-1	S-O
Assist. Sergeant-at-Arms	Stephen J. Balderson	14-2	S-O
Chief Doorkeeper	Jack R. Hall	12-2	S-O
Doorkeeper	Clyde A. Brown	11-1	S-O
Doorkeeper	Darrell E. Brown	11-3	S-O
Doorkeeper	Frank P. Mauro	11-2	S-O
Doorkeeper	Alvin L. Thrasher	11-1	S-O
Doorkeeper	Paul R. Whitmore	11-1	S-O

PAGES

Speaker's Page	Keith F. Paulsen	9-1	S-O
Chief Clerk's Page	Anna E. Determann	9-1	S-O
Chief Clerk's Page	Bailey A. Tripp	9-1	S-O
Page	Cole A. Button	9-1	S-O
Page	Earl S. Cheatheum, Jr.	9-1	S-O
Page	Matthew A. Cole	9-1	S-O
Page	Alex C. Conover	9-1	S-O
Page	Drew W. Cooper	9-1	S-O
Page	Traycee S. Earls	9-1	S-O
Page	Abigail R. Flanders	9-1	S-O
Page	Talynn D. Griggs	9-1	S-O
Page	Mariah E. Keech	9-1	S-O
Page	Noah J. Kirschbaum	9-1	S-O
Page	Aubrey J. Kohl	9-1	S-O
Page	Joshua J. Larson	9-1	S-O
Page	Jake M. Mathahs	9-1	S-O
Page	Jacob S. Mayer	9-1	S-O
Page	Casandra Morales	9-1	S-O

<u>Position</u>	<u>Name</u>	<u>Grade- Step</u>	<u>Class of Appoint- ment</u>
Page	John E. Munford	9-1	S-O
Page	Emily M. Norton	9-1	S-O
Page	Sidney A. Snyder	9-1	S-O
Page	Gregory T. Windeknecht	9-1	S-O
Page	Carter W. Yerkes	9-1	S-O

March 11, 2013

To: Administration & Rules Committee

From: Carmine Boal, Chief Clerk

Pursuant to Senate Concurrent Resolution 4, the following is a list of officers and Joint Senate/House employees for the Eighty-Fifth General Assembly, 2013 Session, and their respective classification, grades and steps:

<u>Position</u>	<u>Name</u>	<u>Grade- Step</u>	<u>Class of Appoint- ment</u>
Sr. Facilities Mgr.	Mark L. Willemsen	41-8	P-FT
Legislative Security Coordinator II	Shawna S. Ferguson	26-8	P-FT
Legislative Security Officer I	Kathleen C. Bacus	20-6	P-FT
Legislative Security Officer I	Robert W. Cornwell	20-8	P-FT
Legislative Security Officer I	Samuel L. Groves	20-5	P-FT
Legislative Security Officer I	Barbara A. Malone	20-3	P-FT
Legislative Security Officer I	Gerald L. McCurdy, Jr.	20-2	P-FT
Legislative Security Officer I	Kert J. Schnell	20-8	P-FT
Legislative Security Officer I	Curtis L. Scott	20-8	P-FT
Legislative Security Officer I	Gordon M. Skeffington	20-7	P-FT
Legislative Security Officer I	Leo R. Skeffington	20-8	P-FT
Legislative Security Officer I	Richard D. Taylor	20-6	P-FT
Legislative Security Officer I	Gabriel S. Wilson	20-3	P-FT
Conservation/Restoration Specialist II	Zachary L. Bunkers	31-4	P-FT
Conservation/Restoration Specialist II	Mark S. Lundberg	31-8	P-FT
Sr. Copy Center Operator	Shirley M. Roach	21-8	E-FT
Copy Center Operator	Hannah L. Mahan	18-2	S-O

On motion by Upmeyer of Cerro Gordo, the House was recessed at 8:49 a.m., until 2:00 p.m.

AFTERNOON SESSION

The House reconvened at 2:04 p.m., S. Olson of Clinton in the chair.

QUORUM CALL

A non-record roll call was requested to determine that a quorum was present. The vote revealed ninety-eight members present, two absent.

CONSIDERATION OF BILLS

Regular Calendar

House File 132, a bill for an act relating to an application for the immediate return of seized property, was taken up for consideration.

SENATE FILE 188 SUBSTITUTED FOR HOUSE FILE 132

Hess of Clay asked and received unanimous consent to substitute Senate File 188 for House File 132.

Senate File 188, a bill for an act relating to an application for the immediate return of seized property, was taken up for consideration.

Hess of Clay moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 188)

The ayes were, 98:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cohoon	Costello
Cownie	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Fry	Gaines	Garrett
Gaskill	Gassman	Grassley	Hagenow
Hall	Hanson	Hanusa	Heartsill
Heaton	Hein	Hess	Highfill
Hunter	Huseman	Isenhardt	Jacoby
Jorgensen	Kajtazovic	Kaufmann	Kearns
Kelley	Klein	Koester	Kressig

Landon	Lensing	Lofgren	Lundby
Lykam	Mascher	Maxwell	Miller, H.
Miller, L.	Moore	Muhlbauer	Murphy
Oldson	Olson, R.	Olson, T.	Ourth
Paulsen, Spkr.	Pettengill	Prichard	Rayhons
Riding	Rogers	Ruff	Running-Marquardt
Salmon	Sands	Schultz	Shaw
Sheets	Smith, J.	Smith, M.	Soderberg
Staed	Stanerson	Steckman	Stutsman
Taylor, R.	Taylor, T.	Thede	Thomas
Upmeyer	Vander Linden	Watts	Wessel-Kroeschell
Winckler	Windschitl	Wolfe	Wood
Worthan	Olson, S., Presiding		

The nays were, 1:

McCarthy

Absent or not voting, 1:

Heddens

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

HOUSE FILE 132 WITHDRAWN

Hess of Clay asked and received unanimous consent to withdraw House File 132 from further consideration by the House.

House File 213, a bill for an act relating to the transmission of court records by the clerk of the district court to the clerk of the supreme court in an appeal, was taken up for consideration.

SENATE FILE 187 SUBSTITUTED FOR HOUSE FILE 213

Brandenburg of Pottawattamie asked and received unanimous consent to substitute Senate File 187 for House File 213.

Senate File 187, a bill for an act relating to the transmission of court records by the clerk of the district court to the clerk of the supreme court in an appeal, was taken up for consideration.

Brandenburg of Pottawattamie moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 187)

The ayes were, 99:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cphoon	Costello
Cownie	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Fry	Gaines	Garrett
Gaskill	Gassman	Grassley	Hagenow
Hall	Hanson	Hanusa	Heartsill
Heaton	Hein	Hess	Highfill
Hunter	Huseman	Isenhardt	Jacoby
Jorgensen	Kajtazovic	Kaufmann	Kearns
Kelley	Klein	Koester	Kressig
Landon	Lensing	Lofgren	Lundby
Lykam	Mascher	Maxwell	McCarthy
Miller, H.	Miller, L.	Moore	Muhlbauer
Murphy	Oldson	Olson, R.	Olson, T.
Ourth	Paulsen, Spkr.	Pettengill	Prichard
Rayhons	Riding	Rogers	Ruff
Running-Marquardt	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Smith, M.
Soderberg	Staed	Stanerson	Steckman
Stutsman	Taylor, R.	Taylor, T.	Thede
Thomas	Upmeyer	Vander Linden	Watts
Wessel-Kroeschell	Winckler	Windschitl	Wolfe
Wood	Worthan	Olson, S., Presiding	

The nays were, none.

Absent or not voting, 1:

Heddens

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

HOUSE FILE 213 WITHDRAWN

Brandenburg of Pottawattamie asked and received unanimous consent to withdraw House File 213 from further consideration by the House.

House File 279, a bill for an act relating to complaints filed with the board of educational examiners, was taken up for consideration.

Rogers of Black Hawk moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 279)

The ayes were, 53:

Alons	Bacon	Baltimore	Baudler
Brandenburg	Byrnes	Costello	Cownie
Deyoe	Dolecheck	Drake	Fisher
Forristall	Fry	Garrett	Gassman
Grassley	Hagenow	Hanusa	Heartsill
Heaton	Hein	Hess	Highfill
Huseman	Jorgensen	Kaufmann	Klein
Koester	Landon	Lofgren	Maxwell
Miller, L.	Moore	Paulsen, Spkr.	Pettengill
Rayhons	Rogers	Salmon	Sands
Schultz	Shaw	Sheets	Smith, J.
Soderberg	Stanerson	Taylor, R.	Upmeyer
Vander Linden	Watts	Windschitl	Worthan
Olson, S., Presiding			

The nays were, 46:

Abdul-Samad	Anderson	Bearinger	Berry
Cohoon	Dawson	Dunkel	Forbes
Gaines	Gaskill	Hall	Hanson
Hunter	Isenhart	Jacoby	Kajtažovic
Kearns	Kelley	Kressig	Lensing
Lundby	Lykam	Mascher	McCarthy
Miller, H.	Muhlbauer	Murphy	Oldson
Olson, R.	Olson, T.	Ourth	Prichard
Riding	Ruff	Running-Marquardt	Smith, M.
Staed	Steckman	Stutsman	Taylor, T.
Thede	Thomas	Wessel-Kroeschell	Winckler
Wolfe	Wood		

Absent or not voting, 1:

Heddens

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 222, a bill for an act relating to the confidentiality of information filed with the court for the purpose of securing an arrest warrant, was taken up for consideration.

SENATE FILE 145 SUBSTITUTED FOR HOUSE FILE 222

Salmon of Black Hawk asked and received unanimous consent to substitute Senate File 145 for House File 222.

Senate File 145, a bill for an act relating to the confidentiality of information filed with the court for the purpose of securing an arrest warrant, was taken up for consideration.

Salmon of Black Hawk moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 145)

The ayes were, 99:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cohoon	Costello
Cownie	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Fry	Gaines	Garrett
Gaskill	Gassman	Grassley	Hagenow
Hall	Hanson	Hanusa	Heartsill
Heaton	Hein	Hess	Highfill
Hunter	Huseman	Isenhardt	Jacoby
Jorgensen	Kajtazovic	Kaufmann	Kearns
Kelley	Klein	Koester	Kressig
Landon	Lensing	Lofgren	Lundby
Lykam	Mascher	Maxwell	McCarthy
Miller, H.	Miller, L.	Moore	Muhlbauer
Murphy	Oldson	Olson, R.	Olson, T.
Ourth	Paulsen, Spkr.	Pettengill	Prichard
Rayhons	Riding	Rogers	Ruff
Running-Marquardt	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Smith, M.
Soderberg	Staed	Stanerson	Steckman
Stutsman	Taylor, R.	Taylor, T.	Thede

Thomas	Upmeyer	Vander Linden	Watts
Wessel-Kroeschell	Winckler	Windschitl	Wolfe
Wood	Worthan	Olson, S., Presiding	

The nays were, none.

Absent or not voting, 1:

Heddens

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

HOUSE FILE 222 WITHDRAWN

Salmon of Black Hawk asked and received unanimous consent to withdraw House File 222 from further consideration by the House.

House File 312, a bill for an act providing for certification requirements by persons involved in the management of manure, and including provisions for contingent implementation, was taken up for consideration.

Klein of Washington offered amendment H-1069 filed by him.

Klein of Washington offered amendment H-1071, to amendment H-1069, filed by him from the floor and moved its adoption.

Amendment H-1071, to amendment H-1069, was adopted.

Klein of Washington moved the adoption of amendment H-1069, as amended.

Amendment H-1069, as amended, was adopted.

Klein of Washington moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 312)

The ayes were, 99:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cphoon	Costello
Cownie	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Fry	Gaines	Garrett
Gaskill	Gassman	Grassley	Hagenow
Hall	Hanson	Hanusa	Heartsill
Heaton	Hein	Hess	Highfill
Hunter	Huseman	Isenhart	Jacoby
Jorgensen	Kajtazovic	Kaufmann	Kearns
Kelley	Klein	Koester	Kressig
Landon	Lensing	Lofgren	Lundby
Lykam	Mascher	Maxwell	McCarthy
Miller, H.	Miller, L.	Moore	Muhlbauer
Murphy	Oldson	Olson, R.	Olson, T.
Ourth	Paulsen, Spkr.	Pettengill	Prichard
Rayhons	Riding	Rogers	Ruff
Running-Marquardt	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Smith, M.
Soderberg	Staed	Stanerson	Steckman
Stutsman	Taylor, R.	Taylor, T.	Thede
Thomas	Upmeyer	Vander Linden	Watts
Wessel-Kroeschell	Winckler	Windschitl	Wolfe
Wood	Worthan	Olson, S., Presiding	

The nays were, none.

Absent or not voting, 1:

Heddens

The bill having received a constitutional majority was declared to have passed the House and the title, as amended, was agreed to.

Speaker Paulsen in the chair at 2:40 p.m.

House File 353, a bill for an act relating to matters under the purview of the banking division of the department of commerce, was taken up for consideration.

SENATE FILE 181 SUBSTITUTED FOR HOUSE FILE 353

J. Smith of Dickinson asked and received unanimous consent to substitute Senate File 181 for House File 353.

Senate File 181, a bill for an act relating to matters under the purview of the banking division of the department of commerce, was taken up for consideration.

J. Smith of Dickinson moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 181)

The ayes were, 98:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cohoon	Costello
Cownie	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Fry	Gaines	Garrett
Gaskill	Gassman	Grassley	Hagenow
Hall	Hanson	Hanusa	Heartsill
Heaton	Hein	Hess	Highfill
Hunter	Huseman	Isenhart	Jacoby
Jorgensen	Kajtazovic	Kaufmann	Kearns
Kelley	Klein	Koester	Kressig
Landon	Lensing	Lofgren	Lundby
Lykam	Mascher	Maxwell	McCarthy
Miller, H.	Miller, L.	Moore	Muhlbauer
Murphy	Oldson	Olson, R.	Olson, S.
Olson, T.	Ourth	Pettengill	Prichard
Rayhons	Riding	Rogers	Ruff
Running-Marquardt	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Soderberg
Staed	Stanerson	Steckman	Stutsman
Taylor, R.	Taylor, T.	Thede	Thomas
Upmeyer	Vander Linden	Watts	Wessel-Kroeschell
Winckler	Windschitl	Wolfe	Wood
Worthan	Mr. Speaker		
	Paulsen		

The nays were, none.

Absent or not voting, 2:

Heddens Smith, M.

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

HOUSE FILE 353 WITHDRAWN

J. Smith of Dickinson asked and received unanimous consent to withdraw House File 353 from further consideration by the House.

House File 360, a bill for an act relating to matters under the purview of the credit union division of the department of commerce, and making penalties applicable, was taken up for consideration.

SENATE FILE 183 SUBSTITUTED FOR HOUSE FILE 360

Brandenburg of Pottawattamie asked and received unanimous consent to substitute Senate File 183 for House File 360.

Senate File 183, a bill for an act relating to matters under the purview of the credit union division of the department of commerce, and making penalties applicable, was taken up for consideration.

Brandenburg of Pottawattamie moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 183)

The ayes were, 98:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cphoon	Costello
Cownie	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Fry	Gaines	Garrett
Gaskill	Gassman	Grassley	Hagenow
Hall	Hanson	Hanusa	Heartsill
Heaton	Hein	Hess	Highfill
Huseman	Isenhardt	Jacoby	Jorgensen
Kajtaovic	Kaufmann	Kearns	Kelley
Klein	Koester	Kressig	Landon
Lensing	Lofgren	Lundby	Lykam
Mascher	Maxwell	McCarthy	Miller, H.
Miller, L.	Moore	Muhlbauer	Murphy
Oldson	Olson, R.	Olson, S.	Olson, T.
Ourth	Pettengill	Prichard	Rayhons
Riding	Rogers	Ruff	Running-Marquardt
Salmon	Sands	Schultz	Shaw
Sheets	Smith, J.	Smith, M.	Soderberg

Staed	Stanerson	Steckman	Stutsman
Taylor, R.	Taylor, T.	Thede	Thomas
Upmeyer	Vander Linden	Watts	Wessel-Kroeschell
Winckler	Windschitl	Wolfe	Wood
Worthan	Mr. Speaker		
	Paulsen		

The nays were, none.

Absent or not voting, 2:

Heddens	Hunter
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The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

HOUSE FILE 360 WITHDRAWN

Brandenburg of Pottawattamie asked and received unanimous consent to withdraw House File 360 from further consideration by the House.

House File 381, a bill for an act concerning restrictions on dosage amounts for phenylbutazone in certain horse races, was taken up for consideration.

Stanerson of Linn offered amendment H-1064 filed by him and moved its adoption.

Amendment H-1064 was adopted.

Stanerson of Linn moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 381)

The ayes were, 98:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cohoon	Costello
Cownie	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Fry	Gaines	Garrett
Gaskill	Gassman	Grassley	Hagenow

Hall	Hanson	Hanusa	Heartsill
Heaton	Hein	Hess	Highfill
Hunter	Huseman	Isenhart	Jacoby
Jorgensen	Kajtazovic	Kaufmann	Kearns
Kelley	Klein	Koester	Kressig
Landon	Lensing	Lofgren	Lundby
Lykam	Mascher	Maxwell	McCarthy
Miller, H.	Miller, L.	Moore	Muhlbauer
Murphy	Oldson	Olson, R.	Olson, S.
Olson, T.	Ourth	Pettengill	Prichard
Rayhons	Riding	Rogers	Ruff
Running-Marquardt	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Smith, M.
Soderberg	Staed	Stanerson	Steckman
Stutsman	Taylor, R.	Taylor, T.	Thede
Thomas	Upmeyer	Vander Linden	Watts
Wessel-Kroeschell	Windschitl	Wolfe	Wood
Worthan	Mr. Speaker		
	Paulsen		

The nays were, none.

Absent or not voting, 2:

Heddens Winckler

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 396, a bill for an act concerning the review, approval, and establishment of county supervisor districting plans, was taken up for consideration.

Gassman of Winnebago moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 396)

The ayes were, 54:

Alons	Bacon	Baltimore	Baudler
Brandenburg	Byrnes	Costello	Cownie
Deyoe	Dolecheck	Drake	Fisher
Forristall	Fry	Garrett	Gassman
Grassley	Hagenow	Hanusa	Heartsill
Heaton	Hein	Hess	Highfill
Huseman	Jorgensen	Kaufmann	Klein

Koester	Landon	Lofgren	Maxwell
Miller, L.	Moore	Olson, S.	Pettengill
Rayhons	Riding	Rogers	Salmon
Sands	Schultz	Shaw	Sheets
Smith, J.	Soderberg	Stanerson	Taylor, R.
Upmeyer	Vander Linden	Watts	Windschitl
Worthan	Mr. Speaker		
	Paulsen		

The nays were, 45:

Abdul-Samad	Anderson	Bearinger	Berry
Cohoon	Dawson	Dunkel	Forbes
Gaines	Gaskill	Hall	Hanson
Hunter	Isenhart	Jacoby	Kajtazovic
Kearns	Kelley	Kressig	Lensing
Lundby	Lykam	Mascher	McCarthy
Miller, H.	Muhlbauer	Murphy	Oldson
Olson, R.	Olson, T.	Ourth	Prichard
Ruff	Running-Marquardt	Smith, M.	Staed
Steckman	Stutsman	Taylor, T.	Thede
Thomas	Wessel-Kroeschell	Winckler	Wolfe
Wood			

Absent or not voting, 1:

Heddens

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 397, a bill for an act relating to the administration of duties and programs by the economic development authority, was taken up for consideration.

Lofgren of Muscatine moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 397)

The ayes were, 99:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cohoon	Costello
Cownie	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Fry	Gaines	Garrett

Gaskill	Gassman	Grassley	Hagenow
Hall	Hanson	Hanusa	Heartsill
Heaton	Hein	Hess	Highfill
Hunter	Huseman	Isenhardt	Jacoby
Jorgensen	Kajtazovic	Kaufmann	Kearns
Kelley	Klein	Koester	Kressig
Landon	Lensing	Lofgren	Lundby
Lykam	Mascher	Maxwell	McCarthy
Miller, H.	Miller, L.	Moore	Muhlbauer
Murphy	Oldson	Olson, R.	Olson, S.
Olson, T.	Ourth	Pettengill	Prichard
Rayhons	Riding	Rogers	Ruff
Running-Marquardt	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Smith, M.
Soderberg	Staed	Stanerson	Steckman
Stutsman	Taylor, R.	Taylor, T.	Thede
Thomas	Upmeyer	Vander Linden	Watts
Wessel-Kroeschell	Winckler	Windschitl	Wolfe
Wood	Worthan	Mr. Speaker	
		Paulsen	

The nays were, none.

Absent or not voting, 1:

Heddens

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 475, a bill for an act relating to the issuance of a search warrant to authorize the placement, tracking, monitoring, and removal of a global positioning device, was taken up for consideration.

Worthan of Buena Vista moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 475)

The ayes were, 76:

Alons	Anderson	Bacon	Baltimore
Baudler	Bearinger	Brandenburg	Byrnes
Costello	Cownie	Dawson	Deyoe
Dolecheck	Drake	Dunkel	Fisher
Forbes	Forristall	Fry	Garrett
Gaskill	Gassman	Grassley	Hagenow
Hall	Hanson	Hanusa	Heartsill

Heaton	Hein	Hess	Highfill
Huseman	Jacoby	Jorgensen	Kajtazovic
Kaufmann	Klein	Koester	Kressig
Landon	Lofgren	Lykam	Maxwell
Miller, H.	Miller, L.	Moore	Muhlbauer
Olson, R.	Olson, S.	Olson, T.	Pettengill
Prichard	Rayhons	Riding	Rogers
Ruff	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Smith, M.
Soderberg	Staed	Stanerson	Taylor, R.
Thomas	Upmeyer	Vander Linden	Watts
Windschitl	Wood	Worthan	Mr. Speaker Paulsen

The nays were, 23:

Abdul-Samad	Berry	Cphoon	Gaines
Hunter	Isenhart	Kearns	Kelley
Lensing	Lundby	Mascher	McCarthy
Murphy	Oldson	Ourth	Running-Marquardt
Steckman	Stutsman	Taylor, T.	Thede
Wessel-Kroeschell	Winckler	Wolfe	

Absent or not voting, 1:

Heddens

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 477, a bill for an act relating to the sale, operation, and possession of speed detection jamming devices, and making penalties applicable, was taken up for consideration.

Heartsill of Marion moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 477)

The ayes were, 99:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cphoon	Costello
Cownie	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Fry	Gaines	Garrett
Gaskill	Gassman	Grassley	Hagenow

Hall	Hanson	Hanusa	Heartsill
Heaton	Hein	Hess	Highfill
Hunter	Huseman	Isenhart	Jacoby
Jorgensen	Kajtazovic	Kaufmann	Kearns
Kelley	Klein	Koester	Kressig
Landon	Lensing	Lofgren	Lundby
Lykam	Mascher	Maxwell	McCarthy
Miller, H.	Miller, L.	Moore	Muhlbauer
Murphy	Oldson	Olson, R.	Olson, S.
Olson, T.	Ourth	Pettengill	Prichard
Rayhons	Riding	Rogers	Ruff
Running-Marquardt	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Smith, M.
Soderberg	Staed	Stanerson	Steckman
Stutsman	Taylor, R.	Taylor, T.	Thede
Thomas	Upmeyer	Vander Linden	Watts
Wessel-Kroeschell	Winckler	Windschitl	Wolfe
Wood	Worthan	Mr. Speaker	
		Paulsen	

The nays were, none.

Absent or not voting, 1:

Heddens

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 488, a bill for an act concerning the alcoholic beverages division of the department of commerce and alcoholic beverage control, and making penalties applicable, was taken up for consideration.

R. Taylor of Dallas moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 488)

The ayes were, 99:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cohoon	Costello
Cownie	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Fry	Gaines	Garrett

Gaskill	Gassman	Grassley	Hagenow
Hall	Hanson	Hanusa	Heartsill
Heaton	Hein	Hess	Highfill
Hunter	Huseman	Isenhart	Jacoby
Jorgensen	Kajtazovic	Kaufmann	Kearns
Kelley	Klein	Koester	Kressig
Landon	Lensing	Lofgren	Lundby
Lykam	Mascher	Maxwell	McCarthy
Miller, H.	Miller, L.	Moore	Muhlbauer
Murphy	Oldson	Olson, R.	Olson, S.
Olson, T.	Ourth	Pettengill	Prichard
Rayhons	Riding	Rogers	Ruff
Running-Marquardt	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Smith, M.
Soderberg	Staed	Stanerson	Steckman
Stutsman	Taylor, R.	Taylor, T.	Thede
Thomas	Upmeyer	Vander Linden	Watts
Wessel-Kroeschell	Winckler	Windschitl	Wolfe
Wood	Worthan	Mr. Speaker	
		Paulsen	

The nays were, none.

Absent or not voting, 1:

Heddens

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 489, a bill for an act relating to various matters under the purview of the insurance division of the department of commerce, providing penalties, and including applicability and effective date provisions, was taken up for consideration.

RULE 31.8 SUSPENDED

Pettengill of Benton asked and received unanimous consent to suspend Rule 31.8 related to the timely filing of amendments, for the immediate consideration of amendment H-1072, filed by her from the floor and moved its adoption.

Amendment H-1072 was adopted.

Pettengill of Benton moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 489)

The ayes were, 99:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cohoon	Costello
Cownie	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Fry	Gaines	Garrett
Gaskill	Gassman	Grassley	Hagenow
Hall	Hanson	Hanusa	Heartsill
Heaton	Hein	Hess	Highfill
Hunter	Huseman	Isenhart	Jacoby
Jorgensen	Kajtazovic	Kaufmann	Kearns
Kelley	Klein	Koester	Kressig
Landon	Lensing	Lofgren	Lundby
Lykam	Mascher	Maxwell	McCarthy
Miller, H.	Miller, L.	Moore	Muhlbauer
Murphy	Oldson	Olson, R.	Olson, S.
Olson, T.	Ourth	Pettengill	Prichard
Rayhons	Riding	Rogers	Ruff
Running-Marquardt	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Smith, M.
Soderberg	Staed	Stanerson	Steckman
Stutsman	Taylor, R.	Taylor, T.	Thede
Thomas	Upmeyer	Vander Linden	Watts
Wessel-Kroeschell	Winckler	Windschitl	Wolfe
Wood	Worthan	Mr. Speaker	
		Paulsen	

The nays were, none.

Absent or not voting, 1:

Heddens

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 496, a bill for an act relating to the service of notice of no-contact orders and protective orders, and including effective date provisions, was taken up for consideration.

Kaufmann of Cedar moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 496)

The ayes were, 98:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cohoon	Costello
Cownie	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Fry	Gaines	Garrett
Gassman	Grassley	Hagenow	Hall
Hanson	Hanusa	Heartsill	Heaton
Hein	Hess	Highfill	Hunter
Huseman	Isenhardt	Jacoby	Jorgensen
Kajtazovic	Kaufmann	Kearns	Kelley
Klein	Koester	Kressig	Landon
Lensing	Lofgren	Lundby	Lykam
Mascher	Maxwell	McCarthy	Miller, H.
Miller, L.	Moore	Muhlbauer	Murphy
Oldson	Olson, R.	Olson, S.	Olson, T.
Ourth	Pettengill	Prichard	Rayhons
Riding	Rogers	Ruff	Running-Marquardt
Salmon	Sands	Schultz	Shaw
Sheets	Smith, J.	Smith, M.	Soderberg
Staed	Stanerson	Steckman	Stutsman
Taylor, R.	Taylor, T.	Thede	Thomas
Upmeyer	Vander Linden	Watts	Wessel-Kroeschell
Winckler	Windschitl	Wolfe	Wood
Worthan	Mr. Speaker		
	Paulsen		

The nays were, 1:

Gaskill

Absent or not voting, 1:

Heddens

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

LEAVE OF ABSENCE

Leave of absence was granted during voting as follows:

Heddens of Story

IMMEDIATE MESSAGES

Upmeyer of Cerro Gordo asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Files 279, 312, 381, 396, 397, 475, 477, 488, 489, 496** and **Senate Files 145, 181, 183, 187** and **188**.

INTRODUCTION OF BILLS

House File 555, by committee on Judiciary, a bill for an act relating to the sentencing of a minor who commits murder in the first degree, providing penalties, and including effective date and applicability provisions.

Read first time and placed on the **calendar**.

House File 556, by committee on Judiciary, a bill for an act relating to statutory corrections which may adjust language to reflect current practices, insert earlier omissions, delete redundancies and inaccuracies, delete temporary language, resolve inconsistencies and conflicts, update ongoing provisions, or remove ambiguities.

Read first time and placed on the **calendar**.

The House stood at ease at 3:29 p.m., until the fall of the gavel.

The House resumed session at 4:41 p.m., Speaker Paulsen in the chair.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on March 12, 2013, passed the following bill in which the concurrence of the Senate was asked:

House File 358, a bill for an act relating to the boards of directors of public corporations.

Also: That the Senate has on March 12, 2013, passed the following bill in which the concurrence of the Senate was asked:

House File 417, a bill for an act relating to nonsubstantive Code corrections.

Also: That the Senate has on March 12, 2013, passed the following bill in which the concurrence of the House is asked:

Senate File 300, a bill for an act increasing the annual aggregate tax credit authorization limit for the endow Iowa tax credit and eliminating the use of wagering tax revenues for the credit, and including effective date and retroactive applicability provisions.

Also: That the Senate has on March 12, 2013, passed the following bill in which the concurrence of the House is asked:

Senate File 316, a bill for an act relating to farm tenancies of less than forty acres by providing procedures for termination.

Also: That the Senate has on March 12, 2013, passed the following bill in which the concurrence of the House is asked:

Senate File 317, a bill for an act prohibiting the disbursement of a certain plant, including its seeds, commonly classified as garlic mustard, oriental bittersweet, Japanese knotweed, and Japanese hop within this state, and making penalties applicable.

MICHAEL E. MARSHALL, Secretary

INTRODUCTION OF BILLS

House File 557, by committee on Public Safety, a bill for an act establishing a criminal offense for removing or attempting to remove a communication device from the possession of a peace officer, reserve peace officer, jailer, or correctional officer.

Read first time and placed on the **calendar**.

House File 558, by committee on Public Safety, a bill for an act relating to drug control, including the criminal offense of prohibited acts related to controlled substances and the information program for drug prescribing and dispensing, and providing a penalty.

Read first time and placed on the **calendar**.

SUBCOMMITTEE ASSIGNMENTS

House File 445

Local Government: Rayhons, Chair; Forbes and Stanerson.

House File 465

Local Government: Schultz, Chair; Highfill and Thede.

House File 474

Local Government: Stanerson, Chair; Highfill and Riding.

House File 503

Human Resources: Forristall, Chair; Fry and Wessel-Kroeschell.

House File 504

Human Resources: Forristall, Chair; Fry and M. Smith.

COMMITTEE RECOMMENDATIONS

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendations have been received and are on file in the office of the Chief Clerk:

CARMINE BOAL
Chief Clerk of the House

COMMITTEE ON APPROPRIATIONS

House Joint Resolution 2, a joint resolution proposing amendments to the Constitution of the State of Iowa relating to state budgeting by creating a state general fund expenditure limitation, providing for a taxpayers trust fund, requiring authorization for certain bonds, and restricting certain state revenue changes.

Fiscal Note: **No**

Recommendation: **Do Pass** March 12, 2013.

COMMITTEE ON WAYS AND MEANS

Committee Bill (Formerly House File 111), exempting the sales price of all-terrain vehicles used in agricultural production from the sales and use tax.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 12, 2013.

Committee Bill (Formerly House File 235), repealing a requirement that taxpayers indicate on their tax returns the presence or absence of health care coverage for their dependent children and apply for certain public health care coverage, and including effective date and retroactive applicability provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** March 12, 2013.

Committee Bill (Formerly House File 252), relating to beginning farmers by modifying the agricultural assets transfer tax credit, providing a custom farming contract tax credit, and terminating the agricultural loan assistance program, and including effective date and retroactive applicability provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 12, 2013.

AMENDMENTS FILED

H-1070	H.F.	184	Salmon of Black Hawk
H-1071	H.F.	312	Klein of Washington
H-1072	H.F.	489	Pettengill of Benton
H-1073	H.F.	469	Hagenow of Polk
H-1074	H.J.R.	2	Hall of Woodbury
H-1075	H.F.	184	Brandenburg of Pottawattamie
H-1076	H.F.	352	Ruff of Clayton
H-1077	H.F.	515	Heartsill of Marion
H-1078	H.F.	478	Cownie of Polk
H-1079	H.F.	520	Hunter of Polk

On motion by Upmeyer of Cerro Gordo, the House adjourned at 4:42 p.m., until 8:30 a.m., Wednesday, March 13, 2013.

JOURNAL OF THE HOUSE

Fifty-ninth Calendar Day - Thirty-eighth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Wednesday, March 13, 2013

The House met pursuant to adjournment at 8:32 a.m., Speaker Paulsen in the chair.

Prayer was offered by Father Gehling from Mercy Health, Mason City. He was the guest of Representatives Steckman and Upmeyer of Cerro Gordo County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Katie Prichard. She is the daughter of Representative Prichard of Floyd.

The Journal of Tuesday, March 12, 2013, was approved.

SPECIAL PRESENTATION

Hess of Clay introduced to the House Deputy Marcella Corcoran-Kennedy, Fine Gael member of the Irish Parliament.

The House rose and expressed its welcome.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on March 12, 2013, passed the following bill in which the concurrence of the Senate was asked:

House File 199, a bill for an act relating to the administration of the streamlined sales and use tax agreement by the department of revenue.

Also: That the Senate has on March 12, 2013, passed the following bill in which the concurrence of the Senate was asked:

House File 458, a bill for an act providing for the department of agriculture and land stewardship's administration of programs regarding a conservation practices

revolving loan fund, the state metrologist, pesticide regulation, and motor fuel standards, and including effective date provisions.

Also: That the Senate has on March 12, 2013, passed the following bill in which the concurrence of the House is asked:

Senate File 189, a bill for an act relating to a risk management framework for insurers and insurance groups and including penalty and applicability provisions.

Also: That the Senate has on March 12, 2013, passed the following bill in which the concurrence of the House is asked:

Senate File 198, a bill for an act relating to elderly persons with aggressive or psychiatric behaviors in long-term care facilities.

Also: That the Senate has on March 12, 2013, passed the following bill in which the concurrence of the House is asked:

Senate File 203, a bill for an act relating to mental health and disability services requirements involving the department of human services and including effective date and retroactive applicability provisions.

Also: That the Senate has on March 12, 2013, passed the following bill in which the concurrence of the House is asked:

Senate File 219, a bill for an act relating to the authorized use of revenues from the physical plant and equipment levy and including applicability provisions.

Also: That the Senate has on March 12, 2013, passed the following bill in which the concurrence of the House is asked:

Senate File 220, a bill for an act relating to funding for retirement incentive programs offered by school districts and including applicability provisions.

Also: That the Senate has on March 12, 2013, passed the following bill in which the concurrence of the House is asked:

Senate File 224, a bill for an act relating to the fee charged for the issuance of duplicate driver's licenses and nonoperator's identification cards.

Also: That the Senate has on March 12, 2013, passed the following bill in which the concurrence of the House is asked:

Senate File 231, a bill for an act relating to the requirement that creditors provide notice of the availability of counseling and mediation services to homeowners facing foreclosure.

Also: That the Senate has on March 12, 2013, passed the following bill in which the concurrence of the House is asked:

Senate File 282, a bill for an act relating to procedural requirements in in rem forfeiture proceedings.

Also: That the Senate has on March 12, 2013, passed the following bill in which the concurrence of the House is asked:

Senate File 288, a bill for an act relating to the placement of a juvenile on youthful offender status and the prosecution of a juvenile in juvenile or district court, and access to child abuse records by a juvenile court intake officer.

MICHAEL E. MARSHALL, Secretary

SENATE MESSAGES CONSIDERED

Senate File 300, by committee on Ways and Means, a bill for an act increasing the annual aggregate tax credit authorization limit for the endow Iowa tax credit and eliminating the use of wagering tax revenues for the credit, and including effective date and retroactive applicability provisions.

Read first time and referred to committee on **Ways and Means**.

Senate File 316, by committee on Agriculture, a bill for an act relating to farm tenancies of less than forty acres by providing procedures for termination.

Read first time and referred to committee on **Agriculture**.

Senate File 317, by committee on Natural Resources and Environment, a bill for an act prohibiting the disbursement of a certain plant, including its seeds, commonly classified as garlic mustard, oriental bittersweet, Japanese knotweed, and Japanese hop within this state, and making penalties applicable.

Read first time and referred to committee on **Natural Resources**.

On motion by Upmeyer of Cerro Gordo, the House was recessed at 8:42 a.m., until 2:00 p.m.

AFTERNOON SESSION

The House reconvened at 2:02 p.m., Speaker Paulsen in the chair.

CONSIDERATION OF BILLS
Regular Calendar

House File 278, a bill for an act relating to programs and services under the purview of the department on aging, was taken up for consideration.

Garrett of Warren moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 278)

The ayes were, 53:

Alons	Bacon	Baltimore	Baudler
Brandenburg	Byrnes	Costello	Cownie
Deyoe	Dolecheck	Drake	Fisher
Forristall	Fry	Garrett	Gassman
Grassley	Hagenow	Hanusa	Heartsill
Heaton	Hein	Hess	Highfill
Huseman	Jorgensen	Kaufmann	Klein
Koester	Landon	Lofgren	Maxwell
Miller, L.	Moore	Olson, S.	Pettengill
Rayhons	Rogers	Salmon	Sands
Schultz	Shaw	Sheets	Smith, J.
Soderberg	Stanerson	Taylor, R.	Upmeyer
Vander Linden	Watts	Windschitl	Worthan
Mr. Speaker Paulsen			

The nays were, 47:

Abdul-Samad	Anderson	Bearinger	Berry
Cohoon	Dawson	Dunkel	Forbes
Gaines	Gaskill	Hall	Hanson
Heddens	Hunter	Isenhardt	Jacoby
Kajtazovic	Kearns	Kelley	Kressig
Lensing	Lundby	Lykam	Mascher
McCarthy	Miller, H.	Muhlbauer	Murphy
Oldson	Olson, R.	Olson, T.	Ourth
Prichard	Riding	Ruff	Running-Marquardt
Smith, M.	Staed	Steckman	Stutsman
Taylor, T.	Thede	Thomas	Wessel-Kroeschell
Winckler	Wolfe	Wood	

Absent or not voting, none.

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Windschitl of Harrison in the chair at 2:08 p.m.

House File 307, a bill for an act establishing the department of homeland security and emergency management, was taken up for consideration.

Hagenow of Polk offered amendment H-1060 filed by him.

Hall of Woodbury offered amendment H-1082, to amendment H-1060, filed by him from the floor.

Hagenow of Polk rose on a point of order that amendment H-1082 was not germane, to amendment H-1060.

The Speaker ruled the point well taken and amendment H-1082 not germane, to amendment H-1060.

Hagenow of Polk moved the adoption of amendment H-1060.

Amendment H-1060 was adopted.

Hagenow of Polk moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 307)

The ayes were, 100:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cohoon	Costello
Cownie	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Fry	Gaines	Garrett
Gaskill	Gassman	Grassley	Hagenow
Hall	Hanson	Hanusa	Heartsill
Heaton	Heddens	Hein	Hess
Highfill	Hunter	Huseman	Isenhardt
Jacoby	Jorgensen	Kajtazovic	Kaufmann
Kearns	Kelley	Klein	Koester

Kressig	Landon	Lensing	Lofgren
Lundby	Lykam	Mascher	Maxwell
McCarthy	Miller, H.	Miller, L.	Moore
Muhlbauer	Murphy	Oldson	Olson, R.
Olson, S.	Olson, T.	Ourth	Paulsen, Spkr.
Pettengill	Prichard	Rayhons	Riding
Rogers	Ruff	Running-Marquardt	Salmon
Sands	Schultz	Shaw	Sheets
Smith, J.	Smith, M.	Soderberg	Staed
Stanerson	Steckman	Stutsman	Taylor, R.
Taylor, T.	Thede	Thomas	Upmeyer
Vander Linden	Watts	Wessel-Kroeschell	Winckler
Wolfe	Wood	Worthan	Windschitl, Presiding

The nays were, none.

Absent or not voting, none.

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 352, a bill for an act relating to school instructional hours and school instructional days and including effective date provisions, was taken up for consideration.

Steckman of Cerro Gordo asked and received unanimous consent to withdraw amendment H-1059 filed by her on March 8, 2013.

Ruff of Clayton offered amendment H-1076 filed by her and moved its adoption.

Amendment H-1076 was adopted.

Fry of Clarke moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 352)

The ayes were, 84:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cohoon	Costello
Cownie	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forristall

Fry	Garrett	Gaskill	Gassman
Grassley	Hagenow	Hall	Hanson
Hanusa	Heartsill	Heaton	Heddens
Hein	Hess	Highfill	Hunter
Huseman	Isenhardt	Jorgensen	Kajtazovic
Kaufmann	Klein	Koester	Landon
Lofgren	Maxwell	McCarthy	Miller, H.
Miller, L.	Moore	Muhlbauer	Murphy
Oldson	Olson, R.	Olson, S.	Olson, T.
Ourth	Paulsen, Spkr.	Pettengill	Prichard
Rayhons	Rogers	Ruff	Running-Marquardt
Salmon	Sands	Schultz	Shaw
Sheets	Smith, J.	Smith, M.	Soderberg
Staed	Stanerson	Steckman	Taylor, R.
Thomas	Upmeyer	Vander Linden	Watts
Wolfe	Wood	Worthan	Windschitl, Presiding

The nays were, 16:

Forbes	Gaines	Jacoby	Kearns
Kelley	Kressig	Lensing	Lundby
Lykam	Mascher	Riding	Stutsman
Taylor, T.	Thede	Wessel-Kroeschell	Winckler

Absent or not voting, none.

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 355, a bill for an act relating to the renewal of driver's licenses electronically and including effective date provisions, was taken up for consideration.

Kaufmann of Cedar asked and received unanimous consent to withdraw amendment H-1066 filed by him on March 11, 2013.

Kaufmann of Cedar moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 355)

The ayes were, 86:

Alons	Anderson	Bacon	Baltimore
Baudler	Berry	Brandenburg	Byrnes
Cohoon	Costello	Cownie	Dawson

Deyoe	Dolecheck	Drake	Dunkel
Fisher	Forbes	Forristall	Fry
Garrett	Gaskill	Gassman	Grassley
Hagenow	Hall	Hanson	Hanusa
Heartsill	Heddens	Hein	Hess
Highfill	Huseman	Isenhart	Jorgensen
Kajtazovic	Kaufmann	Kearns	Klein
Koester	Kressig	Landon	Lofgren
Lundby	Lykam	Maxwell	McCarthy
Miller, H.	Miller, L.	Moore	Murphy
Oldson	Olson, R.	Olson, S.	Olson, T.
Ourth	Paulsen, Spkr.	Prichard	Rayhons
Riding	Rogers	Ruff	Running-Marquardt
Salmon	Sands	Schultz	Shaw
Sheets	Smith, J.	Soderberg	Staed
Stanerson	Steckman	Stutsman	Taylor, R.
Taylor, T.	Thede	Upmeyer	Vander Linden
Watts	Wessel-Kroeschell	Wolfe	Wood
Worthan	Windschitl, Presiding		

The nays were, 14:

Abdul-Samad	Bearinger	Gaines	Heaton
Hunter	Jacoby	Kelley	Lensing
Mascher	Muhlbauer	Pettengill	Smith, M.
Thomas	Winckler		

Absent or not voting, none.

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 361, a bill for an act providing for the issuance of special hunting licenses to certain nonresident disabled veterans and disabled members of the armed forces serving on active federal service, was taken up for consideration.

L. Miller of Scott moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 361)

The ayes were, 100:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry

Brandenburg	Byrnes	Cohoon	Costello
Cownie	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Fry	Gaines	Garrett
Gaskill	Gassman	Grassley	Hagenow
Hall	Hanson	Hanusa	Heartsill
Heaton	Heddens	Hein	Hess
Highfill	Hunter	Huseman	Isenhart
Jacoby	Jorgensen	Kajtazovic	Kaufmann
Kearns	Kelley	Klein	Koester
Kressig	Landon	Lensing	Lofgren
Lundby	Lykam	Mascher	Maxwell
McCarthy	Miller, H.	Miller, L.	Moore
Muhlbauer	Murphy	Oldson	Olson, R.
Olson, S.	Olson, T.	Ourth	Paulsen, Spkr.
Pettengill	Prichard	Rayhons	Riding
Rogers	Ruff	Running-Marquardt	Salmon
Sands	Schultz	Shaw	Sheets
Smith, J.	Smith, M.	Soderberg	Staed
Stanerson	Steckman	Stutsman	Taylor, R.
Taylor, T.	Thede	Thomas	Upmeyer
Vander Linden	Watts	Wessel-Kroeschell	Winckler
Wolfe	Wood	Worthan	Windschitl, Presiding

The nays were, none.

Absent or not voting, none.

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 453, a bill for an act relating to veterans preferences in certain appointments made by counties and cities and making penalties applicable, was taken up for consideration.

Bacon of Story moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 453)

The ayes were, 100:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cohoon	Costello
Cownie	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes

Forristall	Fry	Gaines	Garrett
Gaskill	Gassman	Grassley	Hagenow
Hall	Hanson	Hanusa	Heartsill
Heaton	Heddens	Hein	Hess
Highfill	Hunter	Huseman	Isenhart
Jacoby	Jorgensen	Kajtazovic	Kaufmann
Kearns	Kelley	Klein	Koester
Kressig	Landon	Lensing	Lofgren
Lundby	Lykam	Mascher	Maxwell
McCarthy	Miller, H.	Miller, L.	Moore
Muhlbauer	Murphy	Oldson	Olson, R.
Olson, S.	Olson, T.	Ourth	Paulsen, Spkr.
Pettengill	Prichard	Rayhons	Riding
Rogers	Ruff	Running-Marquardt	Salmon
Sands	Schultz	Shaw	Sheets
Smith, J.	Smith, M.	Soderberg	Staed
Stanerson	Steckman	Stutsman	Taylor, R.
Taylor, T.	Thede	Thomas	Upmeyer
Vander Linden	Watts	Wessel-Kroeschell	Winckler
Wolfe	Wood	Worthan	Windschitl, Presiding

The nays were, none.

Absent or not voting, none.

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 469, a bill for an act relating to business corporations, including by providing for their organization and operation; providing for the relationship between shareholders, directors, and officers; and including effective date provisions, was taken up for consideration.

Hagenow of Polk offered amendment H-1073 filed by him and moved its adoption.

Amendment H-1073 was adopted.

Hagenow of Polk moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 469)

The ayes were, 100:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cohoon	Costello
Cownie	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Fry	Gaines	Garrett
Gaskill	Gassman	Grassley	Hagenow
Hall	Hanson	Hanusa	Heartsill
Heaton	Heddens	Hein	Hess
Highfill	Hunter	Huseman	Isenhart
Jacoby	Jorgensen	Kajtazovic	Kaufmann
Kearns	Kelley	Klein	Koester
Kressig	Landon	Lensing	Lofgren
Lundby	Lykam	Mascher	Maxwell
McCarthy	Miller, H.	Miller, L.	Moore
Muhlbauer	Murphy	Oldson	Olson, R.
Olson, S.	Olson, T.	Ourth	Paulsen, Spkr.
Pettengill	Prichard	Rayhons	Riding
Rogers	Ruff	Running-Marquardt	Salmon
Sands	Schultz	Shaw	Sheets
Smith, J.	Smith, M.	Soderberg	Staed
Stanerson	Steckman	Stutsman	Taylor, R.
Taylor, T.	Thede	Thomas	Upmeyer
Vander Linden	Watts	Wessel-Kroeschell	Winckler
Wolfe	Wood	Worthan	Windschitl, Presiding

The nays were, none.

Absent or not voting, none.

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Speaker Paulsen in the chair at 3:12 p.m.

House File 472, a bill for an act relating to school district funding by establishing a supplementary weighting program for shared operational functions of school districts and area education agencies, was taken up for consideration.

Dolecheck of Ringgold moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 472)

The ayes were, 100:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cphoon	Costello
Cownie	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Fry	Gaines	Garrett
Gaskill	Gassman	Grassley	Hagenow
Hall	Hanson	Hanusa	Heartsill
Heaton	Heddens	Hein	Hess
Highfill	Hunter	Huseman	Isenhart
Jacoby	Jorgensen	Kajtazovic	Kaufmann
Kearns	Kelley	Klein	Koester
Kressig	Landon	Lensing	Lofgren
Lundby	Lykam	Mascher	Maxwell
McCarthy	Miller, H.	Miller, L.	Moore
Muhlbauer	Murphy	Oldson	Olson, R.
Olson, S.	Olson, T.	Ourth	Pettengill
Prichard	Rayhons	Riding	Rogers
Ruff	Running-Marquardt	Salmon	Sands
Schultz	Shaw	Sheets	Smith, J.
Smith, M.	Soderberg	Staed	Stanerson
Steckman	Stutsman	Taylor, R.	Taylor, T.
Thede	Thomas	Upmeyer	Vander Linden
Watts	Wessel-Kroeschell	Winckler	Windschitl
Wolfe	Wood	Worthan	Mr. Speaker Paulsen

The nays were, none.

Absent or not voting, none.

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

The House stood at ease at 3:17 p.m., until the fall of the gavel.

The House resumed session at 3:59 p.m., Speaker Paulsen in the chair.

MOTION TO RECONSIDER
(House File 278)

I move to reconsider the vote by which House File 278 passed the House on March 13, 2013.

GARRETT of Warren

MOTION TO RECONSIDER PREVAILED

Garrett of Warren called up for consideration the motion to reconsider House File 278, filed on March 13, 2013, and moved to reconsider the vote by which House File 278, passed the House and was placed on its last reading on March 13, 2013.

The motion prevailed and the House reconsidered House File 278.

House File 278, a bill for an act relating to programs and services under the purview of the department on aging, was taken up for consideration.

SENATE FILE 184 SUBSTITUTED FOR HOUSE FILE 278

Garrett of Warren asked and received unanimous consent to substitute Senate File 184 for House File 278.

Senate File 184, a bill for an act relating to programs and services under the purview of the department on aging, was taken up for consideration.

Garrett of Warren moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 184)

The ayes were, 53:

Alons	Bacon	Baltimore	Baudler
Brandenburg	Byrnes	Costello	Cownie
Deyoe	Dolecheck	Drake	Fisher
Forristall	Fry	Garrett	Gassman
Grassley	Hagenow	Hanusa	Heartsill
Heaton	Hein	Hess	Highfill
Huseman	Jorgensen	Kaufmann	Klein
Koester	Landon	Lofgren	Maxwell
Miller, L.	Moore	Olson, S.	Pettengill
Rayhons	Rogers	Salmon	Sands
Schultz	Shaw	Sheets	Smith, J.
Soderberg	Stanerson	Taylor, R.	Upmeyer
Vander Linden	Watts	Windschitl	Worthan
Mr. Speaker			
Paulsen			

The nays were, 47:

Abdul-Samad	Anderson	Bearinger	Berry
Cohoon	Dawson	Dunkel	Forbes
Gaines	Gaskill	Hall	Hanson
Heddens	Hunter	Isenhart	Jacoby
Kajtazovic	Kearns	Kelley	Kressig
Lensing	Lundby	Lykam	Mascher
McCarthy	Miller, H.	Muhlbauer	Murphy
Oldson	Olson, R.	Olson, T.	Ourth
Prichard	Riding	Ruff	Running-Marquardt
Smith, M.	Staed	Steckman	Stutsman
Taylor, T.	Thede	Thomas	Wessel-Kroeschell
Winckler	Wolfe	Wood	

Absent or not voting, none.

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Ways and Means Calendar

House File 478, a bill for an act relating to the individual income tax by creating an alternative base income tax and an alternative cumulative income surtax imposed at the election of the taxpayer and including effective date and retroactive applicability provisions, was taken up for consideration.

Cownie of Polk asked and received unanimous consent to withdraw amendment H-1067 filed by him on March 11, 2013.

Cownie of Polk offered amendment H-1078 filed by him and moved its adoption.

Roll call was requested by Cownie of Polk and Kaufmann of Cedar.

On the question "Shall amendment H-1078 be adopted?" (H.F. 478)

The ayes were, 53:

Alons	Bacon	Baltimore	Baudler
Brandenburg	Byrnes	Costello	Cownie
Deyoe	Dolecheck	Drake	Fisher
Forristall	Fry	Garrett	Gassman
Grassley	Hagenow	Hanusa	Heartsill
Heaton	Hein	Hess	Highfill
Huseman	Jorgensen	Kaufmann	Klein

Koester	Landon	Lofgren	Maxwell
Miller, L.	Moore	Olson, S.	Pettengill
Rayhons	Rogers	Salmon	Sands
Schultz	Shaw	Sheets	Smith, J.
Soderberg	Stanerson	Taylor, R.	Upmeyer
Vander Linden	Watts	Windschitl	Worthan
Mr. Speaker			
Paulsen			

The nays were, 46:

Abdul-Samad	Anderson	Bearinger	Berry
Cohoon	Dawson	Dunkel	Forbes
Gaines	Gaskill	Hall	Hanson
Heddens	Hunter	Jacoby	Kajtazovic
Kearns	Kelley	Kressig	Lensing
Lundby	Lykam	Mascher	McCarthy
Miller, H.	Muhlbauer	Murphy	Oldson
Olson, R.	Olson, T.	Ourth	Prichard
Riding	Ruff	Running-Marquardt	Smith, M.
Staed	Steckman	Stutsman	Taylor, T.
Thede	Thomas	Wessel-Kroeschell	Winckler
Wolfe	Wood		

Absent or not voting, 1:

Isenhardt

Amendment H-1078 was adopted.

Baltimore of Boone moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 478)

The ayes were, 53:

Alons	Bacon	Baltimore	Baudler
Brandenburg	Byrnes	Costello	Cownie
Deyoe	Dolecheck	Drake	Fisher
Forristall	Fry	Garrett	Gassman
Grassley	Hagenow	Hanusa	Heartsill
Heaton	Hein	Hess	Highfill
Huseman	Jorgensen	Kaufmann	Klein
Koester	Landon	Lofgren	Maxwell
Miller, L.	Moore	Olson, S.	Pettengill
Rayhons	Rogers	Salmon	Sands
Schultz	Shaw	Sheets	Smith, J.
Soderberg	Stanerson	Taylor, R.	Upmeyer

Vander Linden Mr. Speaker Paulsen	Watts	Windschitl	Worthan
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The nays were, 47:

Abdul-Samad	Anderson	Bearinger	Berry
Cohoon	Dawson	Dunkel	Forbes
Gaines	Gaskill	Hall	Hanson
Heddens	Hunter	Isenhart	Jacoby
Kajtazovic	Kearns	Kelley	Kressig
Lensing	Lundby	Lykam	Mascher
McCarthy	Miller, H.	Muhlbauer	Murphy
Oldson	Olson, R.	Olson, T.	Ourth
Prichard	Riding	Ruff	Running-Marquardt
Smith, M.	Staed	Steckman	Stutsman
Taylor, T.	Thede	Thomas	Wessel-Kroeschell
Winckler	Wolfe	Wood	

Absent or not voting, none.

The bill having received a constitutional majority was declared to have passed the House and the title, as amended, was agreed to.

House Joint Resolution 13, a joint resolution relating to the location and exhibition of the statue of James Harlan, currently on display in the United States capitol, was taken up for consideration.

Stanerson of Linn moved that the joint resolution be read a last time now and placed upon its adoption and the joint resolution was read a last time.

On the question "Shall the joint resolution be adopted and agreed to?" (H.J.R. 13)

The yeas were, 99:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cohoon	Costello
Cownie	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Fry	Gaines	Garrett
Gaskill	Gassman	Grassley	Hagenow
Hall	Hanson	Hanusa	Heartsill
Heaton	Heddens	Hein	Hess
Highfill	Hunter	Huseman	Isenhart
Jacoby	Jorgensen	Kajtazovic	Kaufmann

Kearns	Kelley	Klein	Koester
Kressig	Landon	Lensing	Lofgren
Lykam	Mascher	Maxwell	McCarthy
Miller, H.	Miller, L.	Moore	Muhlbauer
Murphy	Oldson	Olson, R.	Olson, S.
Olson, T.	Ourth	Pettengill	Prichard
Rayhons	Riding	Rogers	Ruff
Running-Marquardt	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Smith, M.
Soderberg	Staed	Stanerson	Steckman
Stutsman	Taylor, R.	Taylor, T.	Thede
Thomas	Upmeyer	Vander Linden	Watts
Wessel-Kroeschell	Winckler	Windschitl	Wolfe
Wood	Worthan	Mr. Speaker	
		Paulsen	

The nays were, 1:

Lundby

Absent or not voting, none.

The joint resolution having received a constitutional majority was declared to have been adopted and agreed to by the House.

IMMEDIATE MESSAGES

Upmeyer of Cerro Gordo asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Joint Resolution 13, House Files 307, 352, 355, 361, 453, 469, 472, 478, and Senate File 184.**

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on March 13, 2013, passed the following bill in which the concurrence of the Senate was asked:

House File 160, a bill for an act relating to mental health and disability services by making transfers and appropriations for the fiscal year beginning July 1, 2012, and including related changes and effective date provisions.

Also: That the Senate has on March 13, 2013, passed the following bill in which the concurrence of the Senate was asked:

House File 324, a bill for an act relating to the termination of the targeted small business financial assistance program and transferring funds for assistance to targeted small businesses.

Also: That the Senate has on March 13, 2013, passed the following bill in which the concurrence of the Senate was asked:

House File 496, a bill for an act relating to the service of notice of no-contact orders and protective orders, and including effective date provisions.

Also: That the Senate has on March 13, 2013, passed the following bill in which the concurrence of the House is asked:

Senate File 293, a bill for an act relating to the sale of services by an official, a state employee, a member of the general assembly, or a legislative employee.

Also: That the Senate has on March 13, 2013, passed the following bill in which the concurrence of the House is asked:

Senate File 298, a bill for an act relating to the definition of the term "sex act" in the criminal code, lascivious acts with a child, and providing penalties.

Also: That the Senate has on March 13, 2013, passed the following bill in which the concurrence of the House is asked:

Senate File 318, a bill for an act relating to the administration of the judicial branch including provisions pertaining to shorthand reporters and the practice of law, and making appropriations.

Also: That the Senate has on March 13, 2013, passed the following bill in which the concurrence of the House is asked:

Senate File 321, a bill for an act modifying the funding requirements for whole grade sharing agreements and including applicability provisions.

Also: That the Senate has on March 13, 2013, passed the following bill in which the concurrence of the House is asked:

Senate File 327, a bill for an act concerning the municipal fire and police retirement system and including effective date and retroactive applicability provisions.

Also: That the Senate has on March 13, 2013, passed the following bill in which the concurrence of the House is asked:

Senate File 332, a bill for an act related to the administration of the national guard educational assistance program.

Also: That the Senate has on March 13, 2013, passed the following bill in which the concurrence of the House is asked:

Senate File 337, a bill for an act providing for training on suicide prevention and trauma-informed care for school personnel.

Also: That the Senate has on March 13, 2013, passed the following bill in which the concurrence of the House is asked:

Senate File 355, a bill for an act relating to the regulation of vehicles of excessive size and weight, establishing fees, and providing penalties.

Also: That the Senate has on March 13, 2013, passed the following bill in which the concurrence of the House is asked:

Senate File 357, a bill for an act relating to Medicaid program integrity, and providing penalties.

Also: That the Senate has on March 13, 2013, passed the following bill in which the concurrence of the House is asked:

Senate File 362, a bill for an act relating to the use of the term relative in child in need of assistance and termination of parental rights proceedings.

Also: That the Senate has on March 13, 2013, passed the following bill in which the concurrence of the House is asked:

Senate File 368, a bill for an act relating to the consumer credit code by modifying a reference to the federal Truth in Lending Act.

MICHAEL E. MARSHALL, Secretary

INTRODUCTION OF BILLS

House File 559, by Sheets, a bill for an act relating to school district funding by modifying school budget review committee authority to recommend fiscal reviews and to provide transportation assistance aid, specifying uses of the district management levy, authorizing school districts to levy for transportation costs, and including applicability provisions.

Read first time and referred to committee on **Education**.

House File 560, by Kelley, a bill for an act relating to a sales tax holiday for instructional materials sold to college students.

Read first time and referred to committee on **Education**.

House File 561, by Kelley, a bill for an act establishing a property tax exemption for property used for certain gardening activities within a city and including applicability provisions.

Read first time and referred to committee on **Ways and Means**.

House File 562, by committee on Judiciary, a bill for an act concerning prescription drug or controlled substance medication defenses in operating-while-intoxicated cases.

Read first time and placed on the **calendar**.

House File 563, by committee on Judiciary, a bill for an act relating to the penalties for the criminal offense of sexual exploitation of a minor by the purchase or possession of child pornography.

Read first time and placed on the **calendar**.

House File 564, by committee on Judiciary, a bill for an act concerning mechanic's liens and the mechanics' notice and lien registry.

Read first time and placed on the **calendar**.

House File 565, by committee on Judiciary, a bill for an act relating to mechanic's liens and the mechanics' notice and lien registry.

Read first time and placed on the **calendar**.

House File 566, by committee on Judiciary, a bill for an act to establish requirements relating to the transfer of an interest in real estate by or on behalf of certain entities formed or organized on a profit, cooperative, or not-for-profit basis, and including warranties and a limitation on actions.

Read first time and placed on the **calendar**.

House File 567, by committee on State Government, a bill for an act eliminating the requirement for the racing and gaming commission to conduct a socioeconomic study on the impact of gambling.

Read first time and placed on the **calendar**.

House File 568, by committee on Human Resources, a bill for an act relating to child, adult, and family services under the purview of the department of human services, making penalties applicable, and including effective date provisions.

Read first time and placed on the **calendar**.

House File 569, by committee on Human Resources, a bill for an act relating to licensure of professionals practicing addiction counseling or providing addiction prevention services by the behavioral science board, making penalties applicable, and including effective date provisions.

Read first time and placed on the **calendar**.

House File 570, by committee on Human Resources, a bill for an act relating to informal conferences on contested citations or regulatory insufficiencies in health care facilities or assisted living programs and including applicability provisions.

Read first time and placed on the **calendar**.

House File 571, by committee on Judiciary, a bill for an act relating to temporary restricted licenses and ignition interlock devices for operating-while-intoxicated offenses and providing penalties.

Read first time and placed on the **calendar**.

House File 572, by committee on Judiciary, a bill for an act relating to the statute of limitations period in an action arising out of the unsafe or defective condition of an improvement to real property.

Read first time and placed on the **calendar**.

House File 573, by committee on Judiciary, a bill for an act enhancing the criminal penalty for an assault on a public transit bus operator, and providing penalties.

Read first time and placed on the **calendar**.

House File 574, by committee on Ways and Means, a bill for an act repealing a requirement that taxpayers indicate on their tax returns the presence or absence of health care coverage for their dependent children and apply for certain public health care coverage, and including effective date and retroactive applicability provisions.

Read first time and placed on the **Ways and Means calendar**.

House File 575, by committee on Ways and Means, a bill for an act relating to the technical administration of state financial and regulatory matters, including administration of income taxes, sales and use taxes, currency exchange licenses, and the wireless surcharge for enhanced 911 emergency telephone systems, and including effective date and retroactive applicability provisions.

Read first time and placed on the **Ways and Means calendar**.

SENATE MESSAGES CONSIDERED

Senate File 189, by committee on Commerce, a bill for an act relating to a risk management framework for insurers and insurance groups and including penalty and applicability provisions.

Read first time and referred to committee on **Commerce**.

Senate File 198, by committee on Human Resources, a bill for an act relating to elderly persons with aggressive or psychiatric behaviors in long-term care facilities.

Read first time and referred to committee on **Human Resources**.

Senate File 203, by committee on Human Resources, a bill for an act relating to mental health and disability services requirements involving the department of human services and including effective date and retroactive applicability provisions.

Read a first time and **passed on file**.

Senate File 219, by committee on Education, a bill for an act relating to the authorized use of revenues from the physical plant and equipment levy and including applicability provisions.

Read first time and referred to committee on **Ways and Means**.

Senate File 220, by committee on Education, a bill for an act relating to funding for retirement incentive programs offered by school districts and including applicability provisions.

Read first time and referred to committee on **Ways and Means**.

Senate File 224, by committee on Transportation, a bill for an act relating to the fee charged for the issuance of duplicate driver's licenses and nonoperator's identification cards.

Read first time and referred to committee on **Ways and Means**.

Senate File 231, by committee on Judiciary, a bill for an act relating to the requirement that creditors provide notice of the availability of counseling and mediation services to homeowners facing foreclosure.

Read first time and referred to committee on **Judiciary**.

Senate File 282, by committee on Judiciary, a bill for an act relating to procedural requirements in in rem forfeiture proceedings.

Read first time and referred to committee on **Judiciary**.

Senate File 288, by committee on Judiciary, a bill for an act relating to the placement of a juvenile on youthful offender status and the prosecution of a juvenile in juvenile or district court, and access to child abuse records by a juvenile court intake officer.

Read a first time and **passed on file**.

The House stood at ease at 4:59 p.m., until the fall of the gavel.

The House resumed session at 5:10 p.m., Speaker Paulsen in the chair.

INTRODUCTION OF BILLS

House File 576, by committee on State Government, a bill for an act relating to the Iowa finance authority and making an appropriation.

Read first time and referred to committee on **Appropriations**.

House File 577, by Worthan, a bill for an act exempting from the sales and use tax the sales price of all-terrain vehicles and off-road utility vehicles exempt from registration with the department of natural resources and sold to certain eligible businesses.

Read first time and referred to committee on **Natural Resources**.

House File 578, by committee on Judiciary, a bill for an act relating to the transfer of real estate and the filing of a mortgage release certificate, providing for a fee and making remedies applicable, and including effective date provisions.

Read first time and referred to committee on **Ways and Means**.

House File 579, by committee on Judiciary, a bill for an act relating to medical malpractice actions including expert witness testimony, evidence-based medical practice guidelines, and medical malpractice review panels, and providing for fees.

Read first time and referred to committee on **Ways and Means**.

House File 580, by committee on Economic Growth, a bill for an act providing for business entities qualifying for Iowa start-up businesses, including the payment of fees by persons forming or organizing such entities.

Read first time and referred to committee on **Ways and Means**.

House File 581, by committee on Human Resources, a bill for an act relating to the licensure of ambulatory surgical centers, providing for fees to be considered repayment receipts, providing penalties, and including effective date provisions.

Read first time and referred to committee on **Ways and Means**.

House File 582, by committee on Transportation, a bill for an act relating to matters under the purview of the department of transportation, including the use of information contained in electronic driver and nonoperator identification records, the form of motor vehicle financial liability coverage cards, motor truck registration periods, grounds for disqualification of commercial vehicle operators, provisions for the issuance of temporary restricted licenses for persons convicted of operating while intoxicated, registration fees for electric vehicles, and the administration of highway contracts, and including applicability date provisions.

Read first time and referred to committee on **Ways and Means**.

House File 583, by committee on Transportation, a bill for an act relating to the regulation of vehicles of excessive size and weight, establishing fees, and providing penalties.

Read first time and referred to committee on **Ways and Means**.

House File 584, by committee on Economic Growth, a bill for an act relating to the economic development financial assistance duties and powers of the economic development authority by authorizing and creating fees, affecting the aggregate tax credit limit for certain economic development programs and the tax credit for the endow Iowa tax credit, authorizing the diversion of withholding tax payments for certain programs, making an appropriation, and including effective date and retroactive applicability provisions.

Read first time and referred to committee on **Ways and Means**.

House File 585, by committee on Economic Growth, a bill for an act relating to the innovation fund investment tax credit by modifying the tax credit and the authority and duties of the Iowa innovation corporation relating to the tax credit, and including effective date and retroactive applicability provisions.

Read first time and referred to committee on **Ways and Means**.

House File 586, by committee on State Government, a bill for an act relating to the rulemaking process and state agency decision making.

Read first time and placed on the **calendar**.

House File 587, by committee on State Government, a bill for an act relating to the licensing of plumbing, mechanical, HVAC-refrigeration, sheet metal, or hydronic professionals, including transition provisions, including effective date provisions, and making penalties applicable.

Read first time and placed on the **calendar**.

House File 588, by committee on State Government, a bill for an act relating to special assessments imposed by cities and counties and including applicability provisions.

Read first time and placed on the **calendar**.

House File 589, by committee on State Government, a bill for an act concerning the municipal fire and police retirement system and including effective date and retroactive applicability provisions.

Read first time and placed on the **calendar**.

House File 590, by committee on Human Resources, a bill for an act relating to child abuse reporting, assessment procedures, and placement on the central registry for child abuse, and including effective date and applicability provisions.

Read first time and placed on the **calendar**.

House File 591, by committee on Judiciary, a bill for an act relating to estates and trusts and including retroactive and other applicability provisions.

Read first time and placed on the **calendar**.

House File 592, by committee on Judiciary, a bill for an act relating to payments from the indigent defense fund by the state public defender.

Read first time and placed on the **calendar**.

House File 593, by committee on Education, a bill for an act relating to state and school antiharassment and antibullying policies.

Read first time and placed on the **calendar**.

House File 594, by committee on Education, a bill for an act relating to education of students in residential placement settings.

Read first time and placed on the **calendar**.

House File 595, by committee on Education, a bill for an act relating to the definition of resident for purposes of tuition and fees at community colleges and institutions of higher learning governed by the state board of regents.

Read first time and placed on the **calendar**.

House File 596, by committee on Veterans Affairs, a bill for an act relating to county commissions of veteran affairs.

Read first time and placed on the **calendar**.

SENATE MESSAGES CONSIDERED

Senate File 318, by committee on Judiciary, a bill for an act relating to the administration of the judicial branch including provisions pertaining to shorthand reporters and the practice of law, and making appropriations.

Read a first time and **passed on file**.

Senate File 321, by committee on Education, a bill for an act modifying the funding requirements for whole grade sharing agreements and including applicability provisions.

Read first time and referred to committee on **Education**.

Senate File 332, by committee on Education, a bill for an act related to the administration of the national guard educational assistance program.

Read first time and referred to committee on **Education**.

Senate File 337, by committee on Education, a bill for an act providing for training on suicide prevention and trauma-informed care for school personnel.

Read first time and referred to committee on **Education**.

HOUSE FILE 588 REFERRED

The Speaker announced that House File 588, previously **placed on calendar** was referred to committee on **Ways and Means**.

SENATE FILE 146 REFERRED

The Speaker announced that Senate File 146, previously **passed on file** was referred to committee on **Ways and Means**.

HOUSE STUDY BILL COMMITTEE ASSIGNMENTS**H.S.B. 219 Appropriations**

Relating to and making appropriations to certain state departments, agencies, funds, and certain other entities, providing for regulatory authority, and other properly related matters.

H.S.B. 220 Appropriations

Relating to the funding of, the operation of, and appropriation of moneys to the college student aid commission, the department for the blind, the department of education, and the state board of regents, and providing for related matters.

SUBCOMMITTEE ASSIGNMENTS**House File 443**

Judiciary: Hess, Chair; R. Olson and Worthan.

House File 459

Appropriations: Rogers, Chair; Dolecheck and Winckler.

House File 467

Appropriations: Drake, Chair; Bearinger and Fisher.

House File 480

Appropriations: Drake, Chair; Bearinger and Highfill.

House File 501

Appropriations: Dolecheck, Chair; Garrett and Winckler.

House File 502

Appropriations: Highfill, Chair; Deyoe and Kajtazovic.

Senate File 142

Judiciary: Hess, Chair; Wessel-Kroeschell and Worthan.

Senate File 186

Judiciary: Hagenow, Chair; Anderson and Brandenburg.

HOUSE STUDY BILL SUBCOMMITTEE ASSIGNMENTS**House Study Bill 217**

Commerce: Cownie, Chair; Forbes and Soderberg.

House Study Bill 218

Commerce: Cownie, Chair; Dawson and Fisher.

House Study Bill 219

Appropriations: Watts, Chair; Bearinger and Highfill.

House Study Bill 220

Appropriations: Dolecheck, Chair; Highfill and Winckler.

RESOLUTIONS FILED

H.R. 26, by Kelley, a resolution in support of green schools.

Laid over under **Rule 25**.

H.R. 27, by Wessel-Kroeschell, a resolution honoring the women of the 2012 Iowa State University Cross Country Team.

Laid over under **Rule 25**.

H.R. 28, by Garrett, a resolution designating March 2013 as Iowa Women's History Month.

Laid over under **Rule 25**.

AMENDMENTS FILED

H-1080	H.F.	541	Lundby of Linn
H-1081	H.F.	556	Committee on Judiciary
H-1082	H.F.	307	Hall of Woodbury
H-1083	H.F.	454	Garrett of Warren
H-1084	H.F.	532	R. Taylor of Dallas
H-1085	H.F.	550	Hunter of Polk

On motion by Upmeyer of Cerro Gordo, the House adjourned at 5:13 p.m., until 8:30 a.m., Thursday, March 14, 2013.

JOURNAL OF THE HOUSE

Sixtieth Calendar Day - Thirty-ninth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Thursday, March 14, 2013

The House met pursuant to adjournment at 8:34 a.m., Speaker Paulsen in the chair.

Prayer was offered by Representative Alons of Sioux County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by John Munford, Page from Farmington.

The Journal of Wednesday, March 13, 2013, was approved.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on March 13, 2013, passed the following bill in which the concurrence of the House is asked:

Senate File 338, a bill for an act requiring background checks for school employees.

Also: That the Senate has on March 13, 2013, passed the following bill in which the concurrence of the House is asked:

Senate File 339, a bill for an act relating to inspections of school buses and certain other vehicles used to transport children and making penalties applicable.

Also: That the Senate has on March 13, 2013, passed the following bill in which the concurrence of the House is asked:

Senate File 342, a bill for an act relating to donations and charitable contributions in a criminal proceeding.

Also: That the Senate has on March 13, 2013, passed the following bill in which the concurrence of the House is asked:

Senate File 343, a bill for an act authorizing tribal governments to establish a force of reserve peace officers.

Also: That the Senate has on March 13, 2013, passed the following bill in which the concurrence of the House is asked:

Senate File 345, a bill for an act relating to right to cure provisions applicable to a closed credit card account.

Also: That the Senate has on March 13, 2013, passed the following bill in which the concurrence of the House is asked:

Senate File 347, a bill for an act relating to record checks of prospective and current health care employees and certain students and including effective date and applicability provisions.

Also: That the Senate has on March 13, 2013, passed the following bill in which the concurrence of the House is asked:

Senate File 348, a bill for an act relating to the period of validity of driver's licenses and nonoperator's identification cards and to associated fees, and including effective date and applicability provisions.

Also: That the Senate has on March 13, 2013, passed the following bill in which the concurrence of the House is asked:

Senate File 349, a bill for an act relating to the deadline for obtaining a registration fee credit for a vehicle that is sold, transferred, or junked or for a motor vehicle purchased by a lessee, and including effective date provisions.

Also: That the Senate has on March 13, 2013, passed the following bill in which the concurrence of the House is asked:

Senate File 350, a bill for an act relating to mandatory child abuse and dependent adult abuse reporter training, and including applicability provisions.

Also: That the Senate has on March 13, 2013, passed the following bill in which the concurrence of the House is asked:

Senate File 351, a bill for an act relating to service providers under Medicaid home and community-based services waivers.

Also: That the Senate has on March 13, 2013, passed the following bill in which the concurrence of the House is asked:

Senate File 353, a bill for an act relating to vaccine administration by licensed pharmacists.

MICHAEL E. MARSHALL, Secretary

INTRODUCTION OF BILL

House File 597, by committee on Agriculture, a bill for an act providing for the distribution and sale of motor fuel, including

blended and unblended gasoline and diesel fuel, providing for liability, and including penalties.

Read first time and placed on the **calendar**.

SENATE MESSAGES CONSIDERED

Senate File 293, by committee on State Government, a bill for an act relating to the sale of services by an official, a state employee, a member of the general assembly, or a legislative employee.

Read first time and referred to committee on **State Government**.

Senate File 298, by committee on Judiciary, a bill for an act relating to the definition of the term "sex act" in the criminal code, lascivious acts with a child, and providing penalties.

Read first time and referred to committee on **Judiciary**.

Senate File 327, by committee on State Government, a bill for an act concerning the municipal fire and police retirement system and including effective date and retroactive applicability provisions.

Read first time and referred to committee on **Local Government**.

Senate File 338, by committee on Education, a bill for an act requiring background checks for school employees.

Read first time and referred to committee on **Education**.

Senate File 339, by committee on Education, a bill for an act relating to inspections of school buses and certain other vehicles used to transport children and making penalties applicable.

Read first time and referred to committee on **Education**.

Senate File 342, by committee on Judiciary, a bill for an act relating to donations and charitable contributions in a criminal proceeding.

Read first time and referred to committee on **Judiciary**.

Senate File 343, by committee on Judiciary, a bill for an act authorizing tribal governments to establish a force of reserve peace officers.

Read first time and referred to committee on **Judiciary**.

Senate File 345, by committee on Judiciary, a bill for an act relating to right to cure provisions applicable to a closed credit card account.

Read first time and referred to committee on **Judiciary**.

Senate File 347, by committee on Human Resources, a bill for an act relating to record checks of prospective and current health care employees and certain students and including effective date and applicability provisions.

Read a first time and **passed on file**.

Senate File 348, by committee on Transportation, a bill for an act relating to the period of validity of driver's licenses and nonoperator's identification cards and to associated fees, and including effective date and applicability provisions.

Read a first time and **passed on file**.

Senate File 349, by committee on Transportation, a bill for an act relating to the deadline for obtaining a registration fee credit for a vehicle that is sold, transferred, or junked or for a motor vehicle purchased by a lessee, and including effective date provisions.

Read a first time and **passed on file**.

Senate File 350, by committee on Education, a bill for an act relating to mandatory child abuse and dependent adult abuse reporter training, and including applicability provisions.

Read first time and referred to committee on **Human Resources**.

Senate File 351, by committee on Human Resources, a bill for an act relating to service providers under Medicaid home and community-based services waivers.

Read a first time and **passed on file**.

Senate File 353, by committee on Human Resources, a bill for an act relating to vaccine administration by licensed pharmacists.

Read a first time and **passed on file**.

Senate File 355, by committee on Transportation, a bill for an act relating to the regulation of vehicles of excessive size and weight, establishing fees, and providing penalties.

Read first time and referred to committee on **Transportation**.

Senate File 357, by committee on Human Resources, a bill for an act relating to Medicaid program integrity, and providing penalties.

Read a first time and **passed on file**.

Senate File 362, by committee on Judiciary, a bill for an act relating to the use of the term relative in child in need of assistance and termination of parental rights proceedings.

Read first time and referred to committee on **Judiciary**.

Senate File 368, by committee on Judiciary, a bill for an act relating to the consumer credit code by modifying a reference to the federal Truth in Lending Act.

Read first time and referred to committee on **Judiciary**.

ADOPTION OF HOUSE RESOLUTION 24

Upmeyer of Cerro Gordo called up for consideration **House Resolution 24**, a resolution to recognize the Iowa Small Business Development Centers and honor 2012 award winners Chuck Dirks and Christina Moffatt, and moved its adoption.

The motion prevailed and the resolution was adopted.

ADOPTION OF HOUSE RESOLUTION 28

Upmeyer of Cerro Gordo called up for consideration **House Resolution 28**, a resolution designating March 2013 as Iowa Women's History Month, and moved its adoption.

The motion prevailed and the resolution was adopted.

HOUSE FILE 278 WITHDRAWN

Garrett of Warren asked and received unanimous consent to withdraw House File 278 from further consideration by the House.

On motion by Upmeyer of Cerro Gordo, the House was recessed at 8:54 a.m., until the completion of the committee on Appropriations.

AFTERNOON SESSION

The House reconvened at 4:09 p.m., Dawson of Woodbury in the chair.

INTRODUCTION OF BILLS

House File 598, by committee on Ways and Means, a bill for an act exempting the sales price of all-terrain vehicles and off-road utility vehicles used primarily in agricultural production from the sales and use tax.

Read first time and placed on the **Ways and Means calendar**.

House File 599, by committee on Ways and Means, a bill for an act relating to beginning farmers by modifying the agricultural assets transfer tax credit, providing a custom farming contract tax credit, and terminating the agricultural loan assistance program, and including effective date and retroactive applicability provisions.

Read first time and placed on the **Ways and Means calendar**.

House File 600, by Rogers, a bill for an act relating to the sales and use tax by classifying nonprofit private food banks as designated exempt entities eligible to receive the refund of sales and use tax paid

in fulfillment of written construction contracts, providing a related sales and use tax exemption, and making penalties applicable.

Read first time and referred to committee on **Ways and Means**.

House File 601, by Rogers, a bill for an act relating to state sales and use tax by modifying the refund of sales and use tax paid in fulfillment of construction contracts with designated entities to include certain lease-purchase contracts, providing a related sales and use tax exemption, and making penalties applicable.

Read first time and referred to committee on **Ways and Means**.

House File 602, by committee on Appropriations, a bill for an act relating to transportation and other infrastructure-related appropriations to the department of transportation, including allocation and use of moneys from the road use tax fund and the primary road fund.

Read first time and placed on the **Appropriations calendar**.

The House stood at ease at 4:12 p.m., until the fall of the gavel.

The House resumed session at 4:21 p.m., Dawson of Woodbury in the chair.

INTRODUCTION OF BILLS

House File 603, by committee on Appropriations, a bill for an act relating to and making appropriations to certain state departments, agencies, funds, and certain other entities, providing for regulatory authority, and other properly related matters.

Read first time and placed on the **Appropriations calendar**.

House File 604, by committee on Appropriations, a bill for an act relating to the funding of, the operation of, and appropriation of moneys to the college student aid commission, the department for the blind, the department of education, and the state board of regents, and providing for related matters.

Read first time and placed on the **Appropriations calendar**.

BILLS PLACED ON THE UNFINISHED BUSINESS CALENDAR

Koester of Polk asked and received unanimous consent that the following bills be placed on the unfinished business calendar:

Senate File 143	Senate File 203
Senate File 288	Senate File 318
Senate File 347	Senate File 348
Senate File 349	Senate File 351
Senate File 353	Senate File 357

SPONSOR ADDED

Salmon of Black Hawk requested to be added as a sponsor of House Resolution 29.

SUBCOMMITTEE ASSIGNMENTS

Senate File 198

Human Resources: Fry, Chair; Hunter and Lofgren.

Senate File 321

Education: Salmon, Chair; Rogers and Ruff.

Senate File 332

Education: Stanerson, Chair; Fry and Mascher.

Senate File 338

Education: Hess, Chair; Koester and Wood.

Senate File 350

Human Resources: Fry, Chair; Heaton and Wessel-Kroeschell.

COMMITTEE RECOMMENDATIONS

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendations have been received and are on file in the office of the Chief Clerk:

CARMINE BOAL
Chief Clerk of the House

COMMITTEE ON APPROPRIATIONS

Committee Bill (Formerly House Study Bill 214), relating to transportation and other infrastructure-related appropriations to the department of transportation, including allocation and use of moneys from the road use tax fund and the primary road fund.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 14, 2013.

Committee Bill (Formerly House Study Bill 219), relating to and making appropriations to certain state departments, agencies, funds, and certain other entities, providing for regulatory authority, and other properly related matters.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 14, 2013.

Committee Bill (Formerly House Study Bill 220), relating to the funding of, the operation of, and appropriation of moneys to the college student aid commission, the department for the blind, the department of education, and the state board of regents, and providing for related matters.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 14, 2013.

RESOLUTION FILED

H.R. 29, by H. Miller, Grassley, Baltimore, Lundby, Kaufmann, Rogers, Cownie, Berry, Gaines, Isenhardt, Ruff, Ourth, Kearns, Kajtazovic, Lensing, Abdul-Samad, Anderson, Prichard, Wessel-Kroeschell, Winckler, Kressig, Riding, Muhlbauer, Dunkel, Thede, Dawson, Stutsman, Forbes, Paulsen, Bacon, Costello, Watts, Highfill, Baudler, Fisher, Sheets, Brandenburg, Maxwell, Vander Linden, Alons, S. Olson, Hanson, T. Olson, R. Olson, Gaskill, M. Smith, Oldson, Running-Marquardt, J. Smith, Kelley, Wolfe, Lykam, Jacoby, Shaw, Huseman, Klein, Gassman, Murphy, Cohoon, Heddens, T. Taylor, Hunter, Mascher, McCarthy, Thomas, Landon, Steckman, Wood, Hall, Upmeyer, Worthan, Hanusa, Hagenow, Rayhons, Deyoe, Fry, Soderberg, Byrnes, Moore, Forristall, Drake, Dolecheck, and Koester, a resolution honoring the 133rd Test Squadron of the Iowa National Guard.

Laid over under **Rule 25**.

AMENDMENTS FILED

H-1086	H.J.R.	2	Oldson of Polk
H-1087	H.J.R.	2	Jacoby of Johnson
H-1088	H.J.R.	2	Jacoby of Johnson
H-1089	H.J.R.	2	Jacoby of Johnson
H-1090	H.J.R.	2	Steckman of Cerro Gordo
H-1091	H.J.R.	2	Winckler of Scott
H-1092	H.J.R.	2	M. Smith of Marshall
H-1093	H.F.	392	Fry of Clarke
H-1094	H.J.R.	2	Hall of Woodbury T. Taylor of Linn
H-1095	H.J.R.	2	Murphy of Dubuque
H-1096	H.J.R.	2	Running-Marquardt of Linn
H-1097	H.J.R.	2	Isenhardt of Dubuque
H-1098	H.J.R.	2	Jacoby of Johnson
H-1099	H.J.R.	2	Steckman of Cerro Gordo
H-1100	H.J.R.	2	Running-Marquardt of Linn
H-1101	H.J.R.	2	Lensing of Johnson
H-1102	H.J.R.	2	M. Smith of Marshall
H-1103	H.J.R.	2	Hall of Woodbury
H-1104	H.J.R.	2	Murphy of Dubuque
H-1105	H.J.R.	2	Isenhardt of Dubuque
H-1106	H.J.R.	2	Murphy of Dubuque
H-1107	H.J.R.	2	M. Smith of Marshall
H-1108	H.J.R.	2	Murphy of Dubuque
H-1109	H.J.R.	2	T. Olson of Linn
H-1110	H.J.R.	2	Oldson of Polk
H-1111	H.J.R.	2	Steckman of Cerro Gordo Running-Marquardt of Linn
H-1112	H.J.R.	2	Running-Marquardt of Linn Steckman of Cerro Gordo
H-1113	H.J.R.	2	Isenhardt of Dubuque
H-1114	H.J.R.	2	Isenhardt of Dubuque
H-1115	H.F.	392	Lundby of Linn
H-1116	H.F.	520	Mascher of Johnson

On motion by Koester of Polk, the House adjourned at 4:24 p.m., until 10:00 a.m., Friday, March 15, 2013.

JOURNAL OF THE HOUSE

Sixty-first Calendar Day - Fortieth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Friday, March 15, 2013

The House met pursuant to adjournment at 10:02 a.m., Cownie of Polk in the chair.

Prayer was offered by Representative Cownie of Polk County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Representative Cownie of Polk.

The Journal of Thursday, March 14, 2013, was approved.

INTRODUCTION OF BILLS

House File 605, by committee on Agriculture, a bill for an act related to the liability of a land holder for the public use of private lands and waters.

Read first time and referred to committee on **Judiciary**.

House File 606, by committee on Local Government, a bill for an act relating to the operations and dissolution of rural improvement zones and including effective date provisions.

Read first time and placed on the **calendar**.

House File 607, by committee on Agriculture, a bill for an act relating to the state government, by providing for the transfer of powers and duties from the agricultural development authority to the Iowa finance authority, the composition of the Iowa finance authority board of directors, the administration of programs by the board, the implementation of law by the board, and including effective date provisions.

Read first time and placed on the **calendar**.

HOUSE FILE 543 REFERRED

The Speaker announced that House File 543, previously placed on the **calendar** was referred to committee on **Ways and Means**.

SENATE FILE 327 REFERRED

The Speaker announced that Senate File 327, previously referred to committee on **Local Government** was **passed on file**.

BILL PLACED ON THE UNFINISHED BUSINESS CALENDAR

The Speaker announced that Senate File 327 be placed on the unfinished business calendar.

COMMUNICATIONS RECEIVED

The following communications were received and filed in the office of the Chief Clerk:

BOARD OF REGENTS

Span of Control Policy Report, pursuant to Iowa Code section 262.9C(5).

DEPARTMENT OF ADMINISTRATIVE SERVICES

Comprehensive Annual Financial Report, pursuant to Iowa Code section 8A.502(8).

IowAccess Revolving Fund report, pursuant to Iowa Code section 8A.224(2).

Salary Report, pursuant to Iowa Code section 8A.341(2).

DEPARTMENT OF COMMERCE Banking Division

Mortgage Servicing Settlement Fund Report, pursuant to Chapter 1138.7, 2012 Iowa Acts.

AMENDMENTS FILED

H-1117	H.F.	518	Isenhart of Dubuque
H-1118	H.F.	541	Isenhart of Dubuque
H-1119	H.F.	541	Isenhart of Dubuque
H-1120	H.F.	574	Isenhart of Dubuque

On motion by Hagenow of Polk, the House adjourned at 10:04 a.m., until 1:00 p.m., Monday, March 18, 2013.

JOURNAL OF THE HOUSE

Sixty-fourth Calendar Day - Forty-first Session Day

Hall of the House of Representatives
Des Moines, Iowa, Monday, March 18, 2013

The House met pursuant to adjournment at 1:02 p.m., Speaker Paulsen in the chair.

Prayer was offered by Sister Joann Gehling, Prairie Woods Franciscan Spirituality Center, Hiawatha. She was the guest of Speaker Paulsen and Representative Running-Marquardt of Linn County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Nia Rose Berry. She is the granddaughter of Representative Berry of Black Hawk.

The Journal of Friday, March 15, 2013, was approved.

SPECIAL PRESENTATION

Klein of Washington introduced to the House former state legislator, Ross Paustian.

The House rose and expressed its welcome.

The House stood at ease at 1:09 p.m., until the fall of the gavel.

The House resumed session at 3:44 p.m., Speaker Paulsen in the chair.

CONSIDERATION OF BILLS

Regular Calendar

House File 395, a bill for an act relating to the alteration of the community of a motor vehicle franchisee, was taken up for consideration.

Landon of Polk moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 395)

The ayes were, 98:

Abdul-Samad	Alons	Anderson	Bacon
Baudler	Bearinger	Berry	Brandenburg
Byrnes	Cohoon	Costello	Cownie
Dawson	Deyoe	Dolecheck	Drake
Dunkel	Fisher	Forbes	Forristall
Fry	Gaines	Garrett	Gaskill
Gassman	Grassley	Hagenow	Hall
Hanson	Hanusa	Heartsill	Heaton
Heddens	Hein	Hess	Highfill
Hunter	Huseman	Isenhardt	Jacoby
Jorgensen	Kajtazovic	Kaufmann	Kearns
Kelley	Klein	Koester	Kressig
Landon	Lensing	Lofgren	Lundby
Lykam	Mascher	Maxwell	McCarthy
Miller, H.	Miller, L.	Moore	Muhlbauer
Murphy	Oldson	Olson, S.	Olson, T.
Ourth	Pettengill	Prichard	Rayhons
Riding	Rogers	Ruff	Running-Marquardt
Salmon	Sands	Schultz	Shaw
Sheets	Smith, J.	Smith, M.	Soderberg
Staed	Stanerson	Steckman	Stutsman
Taylor, R.	Taylor, T.	Thede	Thomas
Upmeyer	Vander Linden	Watts	Wessel-Kroeschell
Winckler	Windschitl	Wolfe	Wood
Worthan	Mr. Speaker		
	Paulsen		

The nays were, none.

Absent or not voting, 2:

Baltimore Olson, R.

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 457, a bill for an act providing for the leasing of agricultural land by the department of natural resources to beginning farmers, was taken up for consideration.

Kaufmann of Cedar moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 457)

The ayes were, 97:

Abdul-Samad	Alons	Anderson	Bacon
Baudler	Bearinger	Berry	Brandenburg
Byrnes	Cohoon	Costello	Cownie
Dawson	Deyoe	Dolecheck	Drake
Dunkel	Fisher	Forbes	Forristall
Fry	Gaines	Garrett	Gaskill
Grassley	Hagenow	Hall	Hanson
Hanusa	Heartsill	Heaton	Heddens
Hein	Hess	Highfill	Hunter
Huseman	Isenhart	Jacoby	Jorgensen
Kajtazovic	Kaufmann	Kearns	Kelley
Klein	Koester	Kressig	Landon
Lensing	Lofgren	Lundby	Lykam
Mascher	Maxwell	McCarthy	Miller, H.
Miller, L.	Moore	Muhlbauer	Murphy
Oldson	Olson, S.	Olson, T.	Ourth
Pettengill	Prichard	Rayhons	Riding
Rogers	Ruff	Running-Marquardt	Salmon
Sands	Schultz	Shaw	Sheets
Smith, J.	Smith, M.	Soderberg	Staed
Stanerson	Steckman	Stutsman	Taylor, R.
Taylor, T.	Thede	Thomas	Upmeyer
Vander Linden	Watts	Wessel-Kroeschell	Winckler
Windschitl	Wolfe	Wood	Worthan
Mr. Speaker Paulsen			

The nays were, none.

Absent or not voting, 3:

Baltimore	Gassman	Olson, R.
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The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 500, a bill for an act relating to early childhood Iowa initiative requirements for area boards, was taken up for consideration.

Pursuant to Rule 31.8, relating to the timely filing of amendments, amendment H-1121, filed by Hunter of Polk from the floor, and amendment H-1122, filed by Winckler of Scott from the floor, were placed out of order.

Heaton of Henry moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 500)

The ayes were, 98:

Abdul-Samad	Alons	Anderson	Bacon
Baudler	Bearinger	Berry	Brandenburg
Byrnes	Cohoon	Costello	Cownie
Dawson	Deyoe	Dolecheck	Drake
Dunkel	Fisher	Forbes	Forristall
Fry	Gaines	Garrett	Gaskill
Gassman	Grassley	Hagenow	Hall
Hanson	Hanusa	Heartsill	Heaton
Heddens	Hein	Hess	Highfill
Hunter	Huseman	Isenhardt	Jacoby
Jorgensen	Kajtazovic	Kaufmann	Kearns
Kelley	Klein	Koester	Kressig
Landon	Lensing	Lofgren	Lundby
Lykam	Mascher	Maxwell	McCarthy
Miller, H.	Miller, L.	Moore	Muhlbauer
Murphy	Oldson	Olson, S.	Olson, T.
Ourth	Pettengill	Prichard	Rayhons
Riding	Rogers	Ruff	Running-Marquardt
Salmon	Sands	Schultz	Shaw
Sheets	Smith, J.	Smith, M.	Soderberg
Staed	Stanerson	Steckman	Stutsman
Taylor, R.	Taylor, T.	Thede	Thomas
Upmeyer	Vander Linden	Watts	Wessel-Kroeschell
Winckler	Windschitl	Wolfe	Wood
Worthan	Mr. Speaker		
	Paulsen		

The nays were, none.

Absent or not voting, 2:

Baltimore Olson, R.

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 518, a bill for an act creating the manufactured housing program fund, was taken up for consideration.

Isenhart of Dubuque offered amendment H-1117 filed by him and moved its adoption.

Amendment H-1117 lost.

Kaufmann of Cedar moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 518)

The ayes were, 94:

Abdul-Samad	Alons	Bacon	Baudler
Bearinger	Berry	Brandenburg	Byrnes
Cohoon	Costello	Cownie	Dawson
Deyoe	Dolecheck	Drake	Dunkel
Fisher	Forbes	Forristall	Fry
Gaines	Garrett	Gaskill	Gassman
Grassley	Hagenow	Hall	Hanson
Hanusa	Heartsill	Heaton	Heddens
Hein	Hess	Highfill	Hunter
Huseman	Jacoby	Jorgensen	Kajtazovic
Kaufmann	Kearns	Kelley	Klein
Koester	Kressig	Landon	Lensing
Lofgren	Lundby	Lykam	Mascher
Maxwell	McCarthy	Miller, H.	Miller, L.
Moore	Muhlbauer	Murphy	Oldson
Olson, S.	Olson, T.	Ourth	Pettengill
Prichard	Rayhons	Rogers	Ruff
Running-Marquardt	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Smith, M.
Soderberg	Staed	Stanerson	Steckman
Taylor, R.	Taylor, T.	Thede	Thomas
Upmeyer	Vander Linden	Watts	Wessel-Kroeschell
Winckler	Windschitl	Wolfe	Wood
Worthan	Mr. Speaker		
	Paulsen		

The nays were, 4:

Anderson	Isenhart	Riding	Stutsman
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Absent or not voting, 2:

Baltimore	Olson, R.
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The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 522, a bill for an act relating to the prevention and control of aquatic invasive species in the state and providing penalties, was taken up for consideration.

J. Smith of Dickinson moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 522)

The ayes were, 98:

Abdul-Samad	Alons	Anderson	Bacon
Baudler	Bearinger	Berry	Brandenburg
Byrnes	Cohoon	Costello	Cownie
Dawson	Deyoe	Dolecheck	Drake
Dunkel	Fisher	Forbes	Forristall
Fry	Gaines	Garrett	Gaskill
Gassman	Grassley	Hagenow	Hall
Hanson	Hanusa	Heartsill	Heaton
Heddens	Hein	Hess	Highfill
Hunter	Huseman	Isenhardt	Jacoby
Jorgensen	Kajtazovic	Kaufmann	Kearns
Kelley	Klein	Koester	Kressig
Landon	Lensing	Lofgren	Lundby
Lykam	Mascher	Maxwell	McCarthy
Miller, H.	Miller, L.	Moore	Muhlbauer
Murphy	Oldson	Olson, S.	Olson, T.
Ourth	Pettengill	Prichard	Rayhons
Riding	Rogers	Ruff	Running-Marquardt
Salmon	Sands	Schultz	Shaw
Sheets	Smith, J.	Smith, M.	Soderberg
Staed	Stanerson	Steckman	Stutsman
Taylor, R.	Taylor, T.	Thede	Thomas
Upmeyer	Vander Linden	Watts	Wessel-Kroeschell
Winckler	Windschitl	Wolfe	Wood
Worthan	Mr. Speaker Paulsen		

The nays were, none.

Absent or not voting, 2:

Baltimore

Olson, R.

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 524, a bill for an act relating to city utilities and city enterprises by making changes to requirements related to commercial rental property, was taken up for consideration.

Highfill of Polk moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 524)

The ayes were, 98:

Abdul-Samad	Alons	Anderson	Bacon
Baudler	Bearinger	Berry	Brandenburg
Byrnes	Cohoon	Costello	Cownie
Dawson	Deyoe	Dolecheck	Drake
Dunkel	Fisher	Forbes	Forristall
Fry	Gaines	Garrett	Gaskill
Gassman	Grassley	Hagenow	Hall
Hanson	Hanusa	Heartsill	Heaton
Heddens	Hein	Hess	Highfill
Hunter	Huseman	Isenhardt	Jacoby
Jorgensen	Kajtazovic	Kaufmann	Kearns
Kelley	Klein	Koester	Kressig
Landon	Lensing	Lofgren	Lundby
Lykam	Mascher	Maxwell	McCarthy
Miller, H.	Miller, L.	Moore	Muhlbauer
Murphy	Oldson	Olson, S.	Olson, T.
Ourth	Pettengill	Prichard	Rayhons
Riding	Rogers	Ruff	Running-Marquardt
Salmon	Sands	Schultz	Shaw
Sheets	Smith, J.	Smith, M.	Soderberg
Staed	Stanerson	Steckman	Stutsman
Taylor, R.	Taylor, T.	Thede	Thomas
Upmeyer	Vander Linden	Watts	Wessel-Kroeschell
Winckler	Windschitl	Wolfe	Wood
Worthan	Mr. Speaker Paulsen		

The nays were, none.

Absent or not voting, 2:

Baltimore

Olson, R.

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 530, a bill for an act relating to the governor's office of drug control policy and certain advisory councils, was taken up for consideration.

Fry of Clarke moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 530)

The ayes were, 98:

Abdul-Samad	Alons	Anderson	Bacon
Baudler	Bearinger	Berry	Brandenburg
Byrnes	Cohoon	Costello	Cownie
Dawson	Deyoe	Dolecheck	Drake
Dunkel	Fisher	Forbes	Forristall
Fry	Gaines	Garrett	Gaskill
Gassman	Grassley	Hagenow	Hall
Hanson	Hanusa	Heartsill	Heaton
Heddens	Hein	Hess	Highfill
Hunter	Huseman	Isenhardt	Jacoby
Jorgensen	Kajtazovic	Kaufmann	Kearns
Kelley	Klein	Koester	Kressig
Landon	Lensing	Lofgren	Lundby
Lykam	Mascher	Maxwell	McCarthy
Miller, H.	Miller, L.	Moore	Muhlbauer
Murphy	Oldson	Olson, S.	Olson, T.
Ourth	Pettengill	Prichard	Rayhons
Riding	Rogers	Ruff	Running-Marquardt
Salmon	Sands	Schultz	Shaw
Sheets	Smith, J.	Smith, M.	Soderberg
Staed	Stanerson	Steckman	Stutsman
Taylor, R.	Taylor, T.	Thede	Thomas
Upmeyer	Vander Linden	Watts	Wessel-Kroeschell
Winckler	Windschitl	Wolfe	Wood
Worthan	Mr. Speaker Paulsen		

The nays were, none.

Absent or not voting, 2:

Baltimore

Olson, R.

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 535, a bill for an act relating to firearms, including certain confidentiality and purchasing provisions, providing penalties, and including effective date and applicability provisions, was taken up for consideration.

Windschitl of Harrison moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 535)

The ayes were, 95:

Abdul-Samad	Alons	Anderson	Bacon
Baudler	Bearinger	Berry	Brandenburg
Byrnes	Cohoon	Costello	Cownie
Dawson	Deyoe	Dolecheck	Drake
Dunkel	Fisher	Forbes	Forristall
Fry	Gaines	Garrett	Gaskill
Gassman	Grassley	Hagenow	Hall
Hanson	Hanusa	Heartsill	Heaton
Heddens	Hein	Hess	Highfill
Huseman	Jacoby	Jorgensen	Kajtazovic
Kaufmann	Kearns	Kelley	Klein
Koester	Kressig	Landon	Lensing
Lofgren	Lundby	Lykam	Mascher
Maxwell	McCarthy	Miller, H.	Miller, L.
Moore	Muhlbauer	Oldson	Olson, S.
Olson, T.	Ourth	Pettengill	Prichard
Rayhons	Riding	Rogers	Ruff
Running-Marquardt	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Smith, M.
Soderberg	Taed	Stanerson	Steckman
Stutsman	Taylor, R.	Taylor, T.	Thede
Thomas	Upmeyer	Vander Linden	Watts
Wessel-Kroeschell	Winckler	Windschitl	Wolfe
Wood	Worthan	Mr. Speaker	
		Paulsen	

The nays were, 3:

Hunter	Isenhardt	Murphy
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Absent or not voting, 2:

Baltimore	Olson, R.
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The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 541, a bill for an act relating to dam reconstruction standards, was taken up for consideration.

Anderson of Polk offered amendment H-1118 filed by Isenhart of Dubuque.

Hein of Jones rose on a point of order that amendment H-1118 was not germane.

The Speaker ruled the point well taken and amendment H-1118 not germane.

Anderson of Polk offered amendment H-1119 filed by Isenhart of Dubuque.

Hein of Jones rose on a point of order that amendment H-1119 was not germane.

The Speaker ruled the point well taken and amendment H-1119 not germane.

Lundby of Linn offered amendment H-1080 filed by him.

Hein of Jones rose on a point of order that amendment H-1080 was not germane.

The Speaker ruled the point well taken and amendment H-1080 not germane.

Hein of Jones moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 541)

The ayes were, 71:

Abdul-Samad
Bearinger

Alons
Berry

Bacon
Brandenburg

Baudler
Byrnes

Cohoon	Costello	Cownie	Deyoe
Dolecheck	Drake	Dunkel	Fisher
Forristall	Fry	Garrett	Gassman
Grassley	Hagenow	Hanusa	Heartsill
Heaton	Hein	Hess	Highfill
Huseman	Jorgensen	Kajtazovic	Kaufmann
Klein	Koester	Kressig	Landon
Lofgren	Lundby	Lykam	Maxwell
McCarthy	Miller, L.	Moore	Murphy
Olson, S.	Olson, T.	Ourth	Pettengill
Rayhons	Rogers	Ruff	Running-Marquardt
Salmon	Sands	Schultz	Shaw
Sheets	Smith, J.	Soderberg	Staed
Stanerson	Taylor, R.	Taylor, T.	Thomas
Upmeyer	Vander Linden	Watts	Windschitl
Wood	Worthan	Mr. Speaker Paulsen	

The nays were, 27:

Anderson	Dawson	Forbes	Gaines
Gaskill	Hall	Hanson	Heddens
Hunter	Isenhardt	Jacoby	Kearns
Kelley	Lensing	Mascher	Miller, H.
Muhlbauer	Oldson	Prichard	Riding
Smith, M.	Steckman	Stutsman	Thede
Wessel-Kroeschell	Winckler	Wolfe	

Absent or not voting, 2:

Baltimore Olson, R.

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

S. Olson of Clinton in the chair at 4:30 p.m.

House File 547, a bill for an act relating to the use of child labor in laundry occupations, was taken up for consideration.

Lofgren of Muscatine moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 547)

The ayes were, 53:

Alons	Bacon	Baudler	Brandenburg
Byrnes	Costello	Cownie	Deyoe
Dolecheck	Drake	Fisher	Forristall
Fry	Garrett	Gassman	Grassley
Hagenow	Hanusa	Heartsill	Heaton
Hein	Hess	Highfill	Huseman
Jorgensen	Kaufmann	Klein	Koester
Landon	Lofgren	Maxwell	Miller, L.
Moore	Murphy	Paulsen, Spkr.	Pettengill
Rayhons	Rogers	Salmon	Sands
Schultz	Shaw	Sheets	Smith, J.
Soderberg	Stanerson	Taylor, R.	Upmeyer
Vander Linden	Watts	Windschitl	Worthan
Olson, S., Presiding			

The nays were, 45:

Abdul-Samad	Anderson	Bearinger	Berry
Cohoon	Dawson	Dunkel	Forbes
Gaines	Gaskill	Hall	Hanson
Heddens	Hunter	Isenhart	Jacoby
Kajtazovic	Kearns	Kelley	Kressig
Lensing	Lundby	Lykam	Mascher
McCarthy	Miller, H.	Muhlbauer	Oldson
Olson, T.	Ourth	Prichard	Riding
Ruff	Running-Marquardt	Smith, M.	Staed
Steckman	Stutsman	Taylor, T.	Thede
Thomas	Wessel-Kroeschell	Winckler	Wolfe
Wood			

Absent or not voting, 2:

Baltimore	Olson, R.
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The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 549, a bill for an act relating to vaccine administration by licensed pharmacists, was taken up for consideration.

SENATE FILE 353 SUBSTITUTED FOR HOUSE FILE 549

R. Taylor of Dallas asked and received unanimous consent to substitute Senate File 353 for House File 549.

Unfinished Business Calendar

Senate File 353, a bill for an act relating to vaccine administration by licensed pharmacists, was taken up for consideration.

R. Taylor of Dallas moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 353)

The ayes were, 98:

Abdul-Samad	Alons	Anderson	Bacon
Baudler	Bearinger	Berry	Brandenburg
Byrnes	Cohoon	Costello	Cownie
Dawson	Deyoe	Dolecheck	Drake
Dunkel	Fisher	Forbes	Forristall
Fry	Gaines	Garrett	Gaskill
Gassman	Grassley	Hagenow	Hall
Hanson	Hanusa	Heartsill	Heaton
Heddens	Hein	Hess	Highfill
Hunter	Huseman	Isenhart	Jacoby
Jorgensen	Kajtazovic	Kaufmann	Kearns
Kelley	Klein	Koester	Kressig
Landon	Lensing	Lofgren	Lundby
Lykam	Mascher	Maxwell	McCarthy
Miller, H.	Miller, L.	Moore	Muhlbauer
Murphy	Oldson	Olson, T.	Ourth
Paulsen, Spkr.	Pettengill	Prichard	Rayhons
Riding	Rogers	Ruff	Running-Marquardt
Salmon	Sands	Schultz	Shaw
Sheets	Smith, J.	Smith, M.	Soderberg
Staed	Stanerson	Steckman	Stutsman
Taylor, R.	Taylor, T.	Thede	Thomas
Upmeyer	Vander Linden	Watts	Wessel-Kroeschell
Winckler	Windschitl	Wolfe	Wood
Worthan	Olson, S., Presiding		

The nays were, none.

Absent or not voting, 2:

Baltimore Olson, R.

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

HOUSE FILE 549 WITHDRAWN

R. Taylor of Dallas asked and received unanimous consent to withdraw House File 549 from further consideration by the House.

Regular Calendar

House File 556, a bill for an act relating to statutory corrections which may adjust language to reflect current practices, insert earlier omissions, delete redundancies and inaccuracies, delete temporary language, resolve inconsistencies and conflicts, update ongoing provisions, or remove ambiguities, was taken up for consideration.

Brandenburg of Pottawattamie offered amendment H-1081 filed by the committee on Judiciary and moved its adoption.

The committee amendment H-1081 was adopted.

Brandenburg of Pottawattamie moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 556)

The ayes were, 98:

Abdul-Samad	Alons	Anderson	Bacon
Baudler	Bearinger	Berry	Brandenburg
Byrnes	Cohoon	Costello	Cownie
Dawson	Deyoe	Dolecheck	Drake
Dunkel	Fisher	Forbes	Forristall
Fry	Gaines	Garrett	Gaskill
Gassman	Grassley	Hagenow	Hall
Hanson	Hanusa	Heartsill	Heaton
Heddens	Hein	Hess	Highfill
Hunter	Huseman	Isenhardt	Jacoby
Jorgensen	Kajtazovic	Kaufmann	Kearns
Kelley	Klein	Koester	Kressig
Landon	Lensing	Lofgren	Lundby
Lykam	Mascher	Maxwell	McCarthy
Miller, H.	Miller, L.	Moore	Muhlbauer
Murphy	Oldson	Olson, T.	Ourth
Paulsen, Spkr.	Pettengill	Prichard	Rayhons
Riding	Rogers	Ruff	Running-Marquardt
Salmon	Sands	Schultz	Shaw
Sheets	Smith, J.	Smith, M.	Soderberg

Staed	Stanerson	Steckman	Stutsman
Taylor, R.	Taylor, T.	Thede	Thomas
Upmeyer	Vander Linden	Watts	Wessel-Kroeschell
Winckler	Windschitl	Wolfe	Wood
Worthan	Olson, S., Presiding		

The nays were, none.

Absent or not voting, 2:

Baltimore Olson, R.

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Speaker Paulsen in the chair at 4:45 p.m.

Ways and Means Calendar

House File 574, a bill for an act repealing a requirement that taxpayers indicate on their tax returns the presence or absence of health care coverage for their dependent children and apply for certain public health care coverage, and including effective date and retroactive applicability provisions, was taken up for consideration.

Isenhart of Dubuque offered amendment H-1120 filed by him and moved its adoption.

Amendment H-1120 lost.

Vander Linden of Mahaska moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 574)

The ayes were, 53:

Alons	Bacon	Baudler	Brandenburg
Byrnes	Costello	Cownie	Deyoe
Dolecheck	Drake	Fisher	Forristall
Fry	Garrett	Gassman	Grassley
Hagenow	Hanusa	Heartsill	Heaton
Hein	Hess	Highfill	Huseman
Jorgensen	Kaufmann	Klein	Koester

Landon	Lofgren	Lundby	Maxwell
Miller, L.	Moore	Olson, S.	Pettengill
Rayhons	Rogers	Salmon	Sands
Schultz	Shaw	Sheets	Smith, J.
Soderberg	Stanerson	Taylor, R.	Upmeyer
Vander Linden	Watts	Windschitl	Worthan
Mr. Speaker Paulsen			

The nays were, 45:

Abdul-Samad	Anderson	Bearinger	Berry
Cohoon	Dawson	Dunkel	Forbes
Gaines	Gaskill	Hall	Hanson
Heddens	Hunter	Isenhart	Jacoby
Kajtaovic	Kearns	Kelley	Kressig
Lensing	Lykam	Mascher	McCarthy
Miller, H.	Muhlbauer	Murphy	Oldson
Olson, T.	Ourth	Prichard	Riding
Ruff	Running-Marquardt	Smith, M.	Staed
Steckman	Stutsman	Taylor, T.	Thede
Thomas	Wessel-Kroeschell	Winckler	Wolfe
Wood			

Absent or not voting, 2:

Baltimore	Olson, R.
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The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 575, a bill for an act relating to the technical administration of state financial and regulatory matters, including administration of income taxes, sales and use taxes, currency exchange licenses, and the wireless surcharge for enhanced 911 emergency telephone systems, and including effective date and retroactive applicability provisions, was taken up for consideration.

Landon of Polk moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 575)

The ayes were, 98:

Abdul-Samad	Alons	Anderson	Bacon
Baudler	Bearinger	Berry	Brandenburg

Byrnes	Cohoon	Costello	Cownie
Dawson	Deyoe	Dolecheck	Drake
Dunkel	Fisher	Forbes	Forristall
Fry	Gaines	Garrett	Gaskill
Gassman	Grassley	Hagenow	Hall
Hanson	Hanusa	Heartsill	Heaton
Heddens	Hein	Hess	Highfill
Hunter	Huseman	Isenhart	Jacoby
Jorgensen	Kajtaovic	Kaufmann	Kearns
Kelley	Klein	Koester	Kressig
Landon	Lensing	Lofgren	Lundby
Lykam	Mascher	Maxwell	McCarthy
Miller, H.	Miller, L.	Moore	Muhlbauer
Murphy	Oldson	Olson, S.	Olson, T.
Ourth	Pettengill	Prichard	Rayhons
Riding	Rogers	Ruff	Running-Marquardt
Salmon	Sands	Schultz	Shaw
Sheets	Smith, J.	Smith, M.	Soderberg
Staed	Stanerson	Steckman	Stutsman
Taylor, R.	Taylor, T.	Thede	Thomas
Upmeyer	Vander Linden	Watts	Wessel-Kroeschell
Winckler	Windschitl	Wolfe	Wood
Worthan	Mr. Speaker		
	Paulsen		

The nays were, none.

Absent or not voting, 2:

Baltimore Olson, R.

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Regular Calendar

House File 586, a bill for an act relating to the rulemaking process and state agency decision making, was taken up for consideration.

Pettengill of Benton moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 586)

The ayes were, 98:

Abdul-Samad	Alons	Anderson	Bacon
Baudler	Bearinger	Berry	Brandenburg
Byrnes	Cohoon	Costello	Cownie
Dawson	Deyoe	Dolecheck	Drake
Dunkel	Fisher	Forbes	Forristall
Fry	Gaines	Garrett	Gaskill
Gassman	Grassley	Hagenow	Hall
Hanson	Hanusa	Heartsill	Heaton
Heddens	Hein	Hess	Highfill
Hunter	Huseman	Isenhart	Jacoby
Jorgensen	Kajtazovic	Kaufmann	Kearns
Kelley	Klein	Koester	Kressig
Landon	Lensing	Lofgren	Lundby
Lykam	Mascher	Maxwell	McCarthy
Miller, H.	Miller, L.	Moore	Muhlbauer
Murphy	Oldson	Olson, S.	Olson, T.
Ourth	Pettengill	Prichard	Rayhons
Riding	Rogers	Ruff	Running-Marquardt
Salmon	Sands	Schultz	Shaw
Sheets	Smith, J.	Smith, M.	Soderberg
Staed	Stanerson	Steckman	Stutsman
Taylor, R.	Taylor, T.	Thede	Thomas
Upmeyer	Vander Linden	Watts	Wessel-Kroeschell
Winckler	Windschitl	Wolfe	Wood
Worthan	Mr. Speaker		
	Paulsen		

The nays were, none.

Absent or not voting, 2:

Baltimore Olson, R.

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 589, a bill for an act concerning the municipal fire and police retirement system and including effective date and retroactive applicability provisions, was taken up for consideration.

SENATE FILE 327 SUBSTITUTED FOR HOUSE FILE 589

Koester of Polk asked and received unanimous consent to substitute Senate File 327 for House File 589.

Unfinished Business Calendar

Senate File 327, a bill for an act concerning the municipal fire and police retirement system and including effective date and retroactive applicability provisions, was taken up for consideration.

Koester of Polk moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 327)

The ayes were, 98:

Abdul-Samad	Alons	Anderson	Bacon
Baudler	Bearinger	Berry	Brandenburg
Byrnes	Cohoon	Costello	Cownie
Dawson	Deyoe	Dolecheck	Drake
Dunkel	Fisher	Forbes	Forristall
Fry	Gaines	Garrett	Gaskill
Gassman	Grassley	Hagenow	Hall
Hanson	Hanusa	Heartsill	Heaton
Heddens	Hein	Hess	Highfill
Hunter	Huseman	Isenhardt	Jacoby
Jorgensen	Kajtazovic	Kaufmann	Kearns
Kelley	Klein	Koester	Kressig
Landon	Lensing	Lofgren	Lundby
Lykam	Mascher	Maxwell	McCarthy
Miller, H.	Miller, L.	Moore	Muhlbauer
Murphy	Oldson	Olson, S.	Olson, T.
Ourth	Pettengill	Prichard	Rayhons
Riding	Rogers	Ruff	Running-Marquardt
Salmon	Sands	Schultz	Shaw
Sheets	Smith, J.	Smith, M.	Soderberg
Staed	Stanerson	Steckman	Stutsman
Taylor, R.	Taylor, T.	Thede	Thomas
Upmeyer	Vander Linden	Watts	Wessel-Kroeschell
Winckler	Windschitl	Wolfe	Wood
Worthan	Mr. Speaker Paulsen		

The nays were, none.

Absent or not voting, 2:

Baltimore

Olson, R.

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

HOUSE FILE 589 WITHDRAWN

Koester of Polk asked and received unanimous consent to withdraw House File 589 from further consideration by the House.

Regular Calendar

House File 591, a bill for an act relating to estates and trusts and including retroactive and other applicability provisions, was taken up for consideration.

Hagenow of Polk moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 591)

The ayes were, 98:

Abdul-Samad	Alons	Anderson	Bacon
Baudler	Bearinger	Berry	Brandenburg
Byrnes	Cohoon	Costello	Cownie
Dawson	Deyoe	Dolecheck	Drake
Dunkel	Fisher	Forbes	Forristall
Fry	Gaines	Garrett	Gaskill
Gassman	Grassley	Hagenow	Hall
Hanson	Hanusa	Heartsill	Heaton
Heddens	Hein	Hess	Highfill
Hunter	Huseman	Isenhardt	Jacoby
Jorgensen	Kajtazovic	Kaufmann	Kearns
Kelley	Klein	Koester	Kressig
Landon	Lensing	Lofgren	Lundby
Lykam	Mascher	Maxwell	McCarthy
Miller, H.	Miller, L.	Moore	Muhlbauer
Murphy	Oldson	Olson, S.	Olson, T.
Ourth	Pettengill	Prichard	Rayhons
Riding	Rogers	Ruff	Running-Marquardt
Salmon	Sands	Schultz	Shaw
Sheets	Smith, J.	Smith, M.	Soderberg
Staed	Stanerson	Steckman	Stutsman
Taylor, R.	Taylor, T.	Thede	Thomas
Upmeyer	Vander Linden	Watts	Wessel-Kroeschell
Winckler	Windschitl	Wolfe	Wood
Worthan	Mr. Speaker		
	Paulsen		

The nays were, none.

Absent or not voting, 2:

Baltimore Olson, R.

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

LEAVE OF ABSENCE

Leave of absence was granted during voting as follows:

Baltimore of Boone Gassman of Winnebago
Olson, R. of Polk

IMMEDIATE MESSAGES

Upmeyer of Cerro Gordo asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Files 395, 457, 500, 518, 522, 524, 530, 535, 541, 547, 556, 574, 575, 586, 591** and **Senate Files 327 and 353.**

HOUSE STUDY BILL COMMITTEE ASSIGNMENT

H.S.B. 221 Appropriations

Appropriating federal funds made available from federal block grants and other nonstate sources, allocating portions of federal block grants, and providing procedures if federal funds are more or less than anticipated or if federal block grants are more or less than anticipated and including effective date and retroactive applicability provisions.

SUBCOMMITTEE ASSIGNMENT

Senate File 339

Education: Koester, Chair; Hanusa and Ruff.

HOUSE STUDY BILL SUBCOMMITTEE ASSIGNMENT

House Study Bill 221

Appropriations: Rogers, Chair; Dunkel and Fisher.

AMENDMENTS FILED

H-1121	H.F.	500	Hunter of Polk
H-1122	H.F.	500	Winckler of Scott
H-1123	H.F.	420	Shaw of Pocahontas
H-1124	H.F.	593	Mascher of Johnson
H-1125	H.F.	515	Mascher of Johnson
H-1126	H.F.	515	Mascher of Johnson
H-1127	H.F.	515	Mascher of Johnson
H-1128	H.F.	603	Watts of Dallas
H-1129	H.F.	392	Fry of Clarke
H-1130	H.F.	545	Alons of Sioux
H-1131	H.F.	487	Pettengill of Benton
H-1132	H.F.	603	Watts of Dallas
H-1133	H.F.	569	M. Smith of Marshall
H-1134	H.F.	604	Dolecheck of Ringgold
H-1135	H.F.	604	Dolecheck of Ringgold
H-1136	H.F.	568	M. Smith of Marshall
			Wessel-Kroeschell of Story
			Heddens of Story
			Anderson of Polk
			Dawson of Woodbury
H-1137	H.J.R.	2	Steckman of Cerro Gordo
H-1138	H.J.R.	2	Isenhart of Dubuque
H-1139	H.J.R.	2	Isenhart of Dubuque
H-1140	H.J.R.	2	Murphy of Dubuque
H-1141	H.J.R.	2	Jacoby of Johnson
H-1142	H.J.R.	2	Winckler of Scott
H-1143	H.J.R.	2	Lensing of Johnson
H-1144	H.J.R.	2	Oldson of Polk
H-1145	H.J.R.	2	M. Smith of Marshall
H-1146	H.J.R.	2	M. Smith of Marshall
H-1147	H.J.R.	2	Running-Marquardt of Linn
H-1148	H.J.R.	2	T. Taylor of Linn
H-1149	H.J.R.	2	Winckler of Scott
H-1150	H.J.R.	2	Jacoby of Johnson
H-1151	H.J.R.	2	M. Smith of Marshall
H-1152	H.J.R.	2	Isenhart of Dubuque
H-1153	H.J.R.	2	Steckman of Cerro Gordo
H-1154	H.F.	604	Murphy of Dubuque
H-1155	H.F.	604	Winckler of Scott

H-1156	H.F.	604	Wessel-Kroeschell of Story
H-1157	H.F.	537	Wolfe of Clinton
H-1158	H.F.	604	Winckler of Scott
H-1159	H.F.	604	Isenhart of Dubuque
H-1160	H.F.	604	Ourth of Warren
H-1161	H.F.	604	Steckman of Cerro Gordo Winckler of Scott
H-1162	H.F.	604	Steckman of Cerro Gordo Winckler of Scott
H-1163	H.F.	604	Heddens of Story Stutsman of Johnson Wessel-Kroeschell of Story Muhlbauer of Crawford
H-1164	H.F.	604	Isenhart of Dubuque
H-1165	H.F.	604	Wood of Scott Winckler of Scott Steckman of Cerro Gordo Hanson of Jefferson
H-1166	H.F.	604	Steckman of Cerro Gordo Winckler of Scott
H-1167	H.F.	604	Winckler of Scott Lensing of Johnson Jacoby of Johnson Mascher of Johnson Stutsman of Johnson
H-1168	H.F.	604	Hanson of Jefferson Stutsman of Johnson Mascher of Johnson Heddens of Story Jacoby of Johnson Lensing of Johnson Winckler of Scott Wessel-Kroeschell of Story Wood of Scott Berry of Black Hawk Steckman of Cerro Gordo Kajtazovic of Black Hawk Kressig of Black Hawk
H-1169	H.F.	604	Lundby of Linn Abdul-Samad of Polk Anderson of Polk Bearinger of Fayette Berry of Black Hawk Cohon of Des Moines Dawson of Woodbury Dunkel of Dubuque Forbes of Polk Gaines of Polk Gaskill of Wapello Hanson of Jefferson Hunter of Polk Isenhart of Dubuque Jacoby of Johnson

Kajtazovic of Black Hawk			Kearns of Lee
Kelley of Jasper			Kressig of Black Hawk
Lensing of Johnson			Lykam of Scott
Mascher of Johnson			H. Miller of Webster
Muhlbauer of Crawford			Murphy of Dubuque
Oldson of Polk			T. Olson of Linn
Ourth of Warren			Prichard of Floyd
Riding of Polk			Ruff of Clayton
Running-Marquardt of Linn			M. Smith of Marshall
Staed of Linn			Steckman of Cerro Gordo
Stutsman of Johnson			T. Taylor of Linn
Thede of Scott			Thomas of Clayton
Wessel-Kroeschell of Story			Winckler of Scott
Wolfe of Clinton			Wood of Scott
H-1170	H.F.	603	Riding of Polk
H-1171	H.F.	604	Lundby of Linn
H-1172	H.F.	603	Hunter of Polk
H-1173	H.F.	603	Hunter of Polk
H-1174	H.F.	603	Staed of Linn
H-1175	H.F.	603	Hunter of Polk
H-1176	H.F.	538	Alons of Sioux

On motion by Upmeyer of Cerro Gordo, the House adjourned at 5:14 p.m., until 8:30 a.m., Tuesday, March 19, 2013.

JOURNAL OF THE HOUSE

Sixty-fifth Calendar Day - Forty-second Session Day

Hall of the House of Representatives
Des Moines, Iowa, Tuesday, March 19, 2013

The House met pursuant to adjournment at 8:31 a.m., Speaker Paulsen in the chair.

Prayer was offered by AJ Potter, Pleasantville Baptist Church, Pleasantville. He was the guest of Representative Heartsill of Marion County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Jared and Brody King. They were the guests of Speaker Paulsen.

The Journal of Monday, March 18, 2013, was approved.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on March 18, 2013, adopted the following resolution in which the concurrence of the House is asked:

Senate Joint Resolution 9, a joint resolution to extend the time for offerors to respond to the Iowa telecommunications and technology commission's request for proposals for the sale or lease of the Iowa communications network, and including effective date and retroactive applicability provisions.

Also: That the Senate has on March 18, 2013, passed the following bill in which the concurrence of the House is asked:

Senate File 202, a bill for an act relating to programs and services under the purview of the department of public health.

Also: That the Senate has on March 18, 2013, passed the following bill in which the concurrence of the House is asked:

Senate File 247, a bill for an act providing for the possession of cats classified as bengals and savannahs.

Also: That the Senate has on March 18, 2013, passed the following bill in which the concurrence of the House is asked:

Senate File 319, a bill for an act relating to the Iowa early intervention block grant program by eliminating the future repeal of the chapter establishing the program and including effective date provisions.

Also: That the Senate has on March 18, 2013, passed the following bill in which the concurrence of the House is asked:

Senate File 346, a bill for an act establishing an emergency medical services task force.

Also: That the Senate has on March 18, 2013, passed the following bill in which the concurrence of the House is asked:

Senate File 359, a bill for an act relating to an assault that occurs between persons in an intimate relationship and the crime of domestic abuse assault and making penalties applicable.

Also: That the Senate has on March 18, 2013, passed the following bill in which the concurrence of the House is asked:

Senate File 364, a bill for an act concerning vehicle registration fees, including matters relating to evasion of fees and to fees for electric vehicles, providing penalties, and including applicability provisions.

Also: That the Senate has on March 18, 2013, passed the following bill in which the concurrence of the House is asked:

Senate File 379, a bill for an act relating to disciplinary procedures before the board of medicine and providing a penalty.

Also: That the Senate has on March 18, 2013, passed the following bill in which the concurrence of the House is asked:

Senate File 381, a bill for an act requiring the state building code commissioner to adopt standards and requirements for window fall prevention devices for windows installed in certain multifamily dwellings, hotels, and motels, making penalties applicable, and including effective date provisions.

Also: That the Senate has on March 18, 2013, passed the following bill in which the concurrence of the House is asked:

Senate File 383, a bill for an act relating to the sealing of juvenile delinquency records.

Also: That the Senate has on March 18, 2013, passed the following bill in which the concurrence of the House is asked:

Senate File 386, a bill for an act relating to matters under the purview of the department of transportation, including the use of information contained in electronic

driver and nonoperator identification records, the form of motor vehicle financial liability coverage cards, motor truck registration periods, grounds for disqualification of commercial vehicle operators, provisions for the issuance of temporary restricted licenses for persons convicted of operating while intoxicated, county issuance of driver's licenses, and the administration of highway contracts.

Also: That the Senate has on March 18, 2013, passed the following bill in which the concurrence of the House is asked:

Senate File 388, a bill for an act relating to sponsor projects under the water resource restoration sponsor program.

Also: That the Senate has on March 18, 2013, passed the following bill in which the concurrence of the House is asked:

Senate File 390, a bill for an act relating to certain title abstracts to property with private sewage disposal systems and providing effective date and retroactive applicability provisions.

Also: That the Senate has on March 18, 2013, passed the following bill in which the concurrence of the House is asked:

Senate File 394, a bill for an act relating to informal conferences on contested citations or regulatory insufficiencies in health care facilities or assisted living programs and including applicability provisions.

Also: That the Senate has on March 18, 2013, passed the following bill in which the concurrence of the House is asked:

Senate File 395, a bill for an act relating to child, adult, and family services under the purview of the department of human services, making penalties applicable, and including effective date provisions.

Also: That the Senate has on March 18, 2013, passed the following bill in which the concurrence of the House is asked:

Senate File 402, a bill for an act relating to insurance coverage for dental care services.

Also: That the Senate has on March 18, 2013, passed the following bill in which the concurrence of the House is asked:

Senate File 404, a bill for an act relating to supplementary weighting for limited English proficient students and including effective date provisions.

Also: That the Senate has on March 18, 2013, passed the following bill in which the concurrence of the House is asked:

Senate File 419, a bill for an act providing for vision screening for school children.

MICHAEL E. MARSHALL, Secretary

SENATE MESSAGES CONSIDERED

Senate File 394, by committee on Human Resources, a bill for an act relating to informal conferences on contested citations or regulatory insufficiencies in health care facilities or assisted living programs and including applicability provisions.

Read a first time and **passed on file**.

Senate File 395, by committee on Human Resources, a bill for an act relating to child, adult, and family services under the purview of the department of human services, making penalties applicable, and including effective date provisions.

Read a first time and **passed on file**.

Senate File 402, by committee on Commerce, a bill for an act relating to insurance coverage for dental care services.

Read first time and referred to committee on **Commerce**.

Senate File 419, by committee on Human Resources, a bill for an act providing for vision screening for school children.

Read a first time and **passed on file**.

On motion by Upmeyer of Cerro Gordo, the House was recessed at 8:38 a.m., until 2:00 p.m.

AFTERNOON SESSION

The House reconvened at 2:07 p.m., Speaker Paulsen in the chair.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on March 19, 2013, passed the following bill in which the concurrence of the House is asked:

Senate File 204, a bill for an act concerning persons voluntarily excluded from gambling facilities.

Also: That the Senate has on March 19, 2013, passed the following bill in which the concurrence of the House is asked:

Senate File 340, a bill for an act relating to the length of on-duty periods and required rest periods for drivers of rail crew transport vehicles, and providing penalties.

Also: That the Senate has on March 19, 2013, passed the following bill in which the concurrence of the House is asked:

Senate File 369, a bill for an act relating to marital agreements, and including effective date and applicability provisions.

MICHAEL E. MARSHALL, Secretary

CONSIDERATION OF BILLS Regular Calendar

House File 419, a bill for an act relating to mental health and disability services requirements involving the department of human services and including effective date and retroactive applicability provisions, was taken up for consideration.

SENATE FILE 203 SUBSTITUTED FOR HOUSE FILE 419

Forristall of Pottawattamie asked and received unanimous consent to substitute Senate File 203 for House File 419.

Unfinished Business Calendar

Senate File 203, a bill for an act relating to mental health and disability services requirements involving the department of human services and including effective date and retroactive applicability provisions, was taken up for consideration.

Forristall of Pottawattamie moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 203)

The ayes were, 97:

Abdul-Samad
Baltimore

Alons
Baudler

Anderson
Bearinger

Bacon
Berry

Brandenburg	Byrnes	Cohoon	Costello
Cownie	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Fry	Gaines	Garrett
Gaskill	Gassman	Grassley	Hagenow
Hall	Hanson	Hanusa	Heartsill
Heaton	Heddens	Hein	Hess
Highfill	Hunter	Huseman	Isenhart
Jacoby	Jorgensen	Kajtazovic	Kaufmann
Kearns	Kelley	Klein	Koester
Kressig	Landon	Lensing	Lofgren
Lundby	Lykam	Mascher	Maxwell
Miller, H.	Moore	Muhlbauer	Murphy
Oldson	Olson, S.	Olson, T.	Ourth
Pettengill	Prichard	Rayhons	Riding
Rogers	Ruff	Running-Marquardt	Salmon
Sands	Schultz	Shaw	Sheets
Smith, J.	Smith, M.	Soderberg	Staed
Stanerson	Steckman	Stutsman	Taylor, R.
Taylor, T.	Thede	Thomas	Upmeyer
Vander Linden	Watts	Wessel-Kroeschell	Winckler
Windschitl	Wolfe	Wood	Worthan
Mr. Speaker			
Paulsen			

The nays were, none.

Absent or not voting, 3:

McCarthy Miller, L. Olson, R.

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

HOUSE FILE 419 WITHDRAWN

Forristall of Pottawattamie asked and received unanimous consent to withdraw House File 419 from further consideration by the House.

Regular Calendar

House File 487, a bill for an act relating to a manufactured or mobile home retailer's application to a county treasurer for a certificate of title for a used mobile home or manufactured home, was taken up for consideration.

Pettengill of Benton offered amendment H-1131 filed by her.

Isenhart of Dubuque rose on a point of order that amendment H-1131 was not germane.

The Speaker ruled the point well taken and amendment H-1131 not germane.

Pettengill of Benton asked for unanimous consent to suspend the rules to consider amendment H-1131.

Objection was raised.

Pettengill of Benton moved to suspend the rules to consider amendment H-1131.

A non-record roll call was requested.

The ayes were 54, nays 35.

The motion to suspend the rules prevailed.

Pettengill of Benton moved the adoption of amendment H-1131.

Amendment H-1131 was adopted.

Pettengill of Benton moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 487)

The ayes were, 96:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cohoon	Costello
Cownie	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Fry	Gaines	Garrett
Gaskill	Gassman	Grassley	Hagenow
Hall	Hanson	Hanusa	Heartsill
Heaton	Heddens	Hein	Hess
Highfill	Hunter	Huseman	Jacoby
Jorgensen	Kajtazovic	Kaufmann	Kearns
Kelley	Klein	Koester	Kressig

Landon	Lensing	Lofgren	Lundby
Lykam	Mascher	Maxwell	Miller, H.
Moore	Muhlbauer	Murphy	Oldson
Olson, S.	Olson, T.	Ourth	Pettengill
Prichard	Rayhons	Riding	Rogers
Ruff	Running-Marquardt	Salmon	Sands
Schultz	Shaw	Sheets	Smith, J.
Smith, M.	Soderberg	Staed	Stanerson
Steckman	Stutsman	Taylor, R.	Taylor, T.
Thede	Thomas	Upmeyer	Vander Linden
Watts	Wessel-Kroeschell	Winckler	Windschitl
Wolfe	Wood	Worthan	Mr. Speaker Paulsen

The nays were, 1:

Isenhart

Absent or not voting, 3:

McCarthy Miller, L. Olson, R.

The bill having received a constitutional majority was declared to have passed the House and the title, as amended, was agreed to.

House File 514, a bill for an act relating to and requiring the return of stolen merchandise in the possession of a pawn shop owner or operator, and providing penalties, was taken up for consideration.

Brandenburg of Pottawattamie moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 514)

The ayes were, 97:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cphoon	Costello
Cownie	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Fry	Gaines	Garrett
Gaskill	Gassman	Grassley	Hagenow
Hall	Hanson	Hanusa	Heartsill
Heaton	Heddens	Hein	Hess
Highfill	Hunter	Huseman	Isenhart
Jacoby	Jorgensen	Kajtazovic	Kaufmann
Kearns	Kelley	Klein	Koester

Kressig	Landon	Lensing	Lofgren
Lundby	Lykam	Mascher	Maxwell
Miller, H.	Moore	Muhlbauer	Murphy
Oldson	Olson, S.	Olson, T.	Ourth
Pettengill	Prichard	Rayhons	Riding
Rogers	Ruff	Running-Marquardt	Salmon
Sands	Schultz	Shaw	Sheets
Smith, J.	Smith, M.	Soderberg	Staed
Stanerson	Steckman	Stutsman	Taylor, R.
Taylor, T.	Thede	Thomas	Upmeyer
Vander Linden	Watts	Wessel-Kroeschell	Winckler
Windschitl	Wolfe	Wood	Worthan
Mr. Speaker			
Paulsen			

The nays were, none.

Absent or not voting, 3:

McCarthy Miller, L. Olson, R.

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 526, a bill for an act relating to the deadline for obtaining a registration fee credit for a vehicle that is sold, transferred, or junked or for a motor vehicle purchased by a lessee, and including effective date provisions, was taken up for consideration.

SENATE FILE 349 SUBSTITUTED FOR HOUSE FILE 526

Pettengill of Benton asked and received unanimous consent to substitute Senate File 349 for House File 526.

Unfinished Business Calendar

Senate File 349, a bill for an act relating to the deadline for obtaining a registration fee credit for a vehicle that is sold, transferred, or junked or for a motor vehicle purchased by a lessee, and including effective date provisions, was taken up for consideration.

Pettengill of Benton moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 349)

The ayes were, 97:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cphoon	Costello
Cownie	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Fry	Gaines	Garrett
Gaskill	Gassman	Grassley	Hagenow
Hall	Hanson	Hanusa	Heartsill
Heaton	Heddens	Hein	Hess
Highfill	Hunter	Huseman	Isenhart
Jacoby	Jorgensen	Kajtazovic	Kaufmann
Kearns	Kelley	Klein	Koester
Kressig	Landon	Lensing	Lofgren
Lundby	Lykam	Mascher	Maxwell
Miller, H.	Moore	Muhlbauer	Murphy
Oldson	Olson, S.	Olson, T.	Ourth
Pettengill	Prichard	Rayhons	Riding
Rogers	Ruff	Running-Marquardt	Salmon
Sands	Schultz	Shaw	Sheets
Smith, J.	Smith, M.	Soderberg	Staed
Stanerson	Steckman	Stutsman	Taylor, R.
Taylor, T.	Thede	Thomas	Upmeyer
Vander Linden	Watts	Wessel-Kroeschell	Winckler
Windschitl	Wolfe	Wood	Worthan
Mr. Speaker			
Paulsen			

The nays were, none.

Absent or not voting, 3:

McCarthy	Miller, L.	Olson, R.
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The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

HOUSE FILE 526 WITHDRAWN

Pettengill of Benton asked and received unanimous consent to withdraw House File 526 from further consideration by the House.

Regular Calendar

House File 532, a bill for an act to provide that peace officers and retired peace officers qualify as classroom driver education instructors, was taken up for consideration.

R. Taylor of Dallas offered amendment H-1084 filed by him.

Hanson of Jefferson offered amendment H-1181, to amendment H-1084, filed by him from the floor.

R. Taylor of Dallas rose on a point of order that amendment H-1181 was not germane, to amendment H-1084.

The Speaker ruled the point well taken and amendment H-1181 not germane, to amendment H-1084.

R. Taylor of Dallas moved the adoption of amendment H-1084.

Amendment H-1084 was adopted.

Cownie of Polk in the chair at 2:43 p.m.

Gassman of Winnebago moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 532)

The ayes were, 62:

Alons	Bacon	Baltimore	Baudler
Brandenburg	Byrnes	Costello	Deyoe
Dolecheck	Drake	Fisher	Forbes
Forristall	Fry	Garrett	Gassman
Grassley	Hagenow	Hall	Hanusa
Heartsill	Heaton	Hein	Hess
Highfill	Huseman	Jorgensen	Kaufmann
Klein	Koester	Landon	Lofgren
Lundby	Lykam	Maxwell	Moore
Muhlbauer	Olson, S.	Paulsen, Spkr.	Pettengill
Rayhons	Riding	Rogers	Ruff
Salmon	Sands	Schultz	Shaw
Sheets	Smith, J.	Soderberg	Stanerson
Taylor, R.	Thede	Thomas	Upmeyer
Vander Linden	Watts	Windschitl	Wood
Worthan	Cownie, Presiding		

The nays were, 35:

Abdul-Samad	Anderson	Bearinger	Berry
Cohoon	Dawson	Dunkel	Gaines
Gaskill	Hanson	Heddens	Hunter
Isenhardt	Jacoby	Kajtazovic	Kearns
Kelley	Kressig	Lensing	Mascher
Miller, H.	Murphy	Oldson	Olson, T.
Ourth	Prichard	Running-Marquardt	Smith, M.
Staed	Steckman	Stutsman	Taylor, T.
Wessel-Kroeschell	Winckler	Wolfe	

Absent or not voting, 3:

McCarthy	Miller, L.	Olson, R.
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The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

IMMEDIATE MESSAGES

Upmeyer of Cerro Gordo asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Files 487, 514, 532** and **Senate Files 203** and **349**.

The House stood at ease at 3:00 p.m., until the fall of the gavel.

The House resumed session at 4:27 p.m., Cownie of Polk in the chair.

SPECIAL PRESENTATION

Kressig of Black Hawk introduced to the House, William Ruud, President of the University of Northern Iowa.

The House rose and expressed its welcome.

CONSIDERATION OF BILLS

Regular Calendar

House File 533, a bill for an act providing for entrepreneurial education funds for student organizations and clubs and including effective date and applicability provisions, was taken up for consideration.

Byrnes of Mitchell moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 533)

The ayes were, 96:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cphoon	Costello
Dawson	Deyoe	Dolecheck	Drake
Dunkel	Fisher	Forbes	Forristall
Fry	Gaines	Garrett	Gaskill
Gassman	Grassley	Hagenow	Hall
Hanson	Hanusa	Heartsill	Heaton
Heddens	Hein	Hess	Highfill
Hunter	Huseman	Isenhardt	Jacoby
Jorgensen	Kajtazovic	Kaufmann	Kearns
Kelley	Klein	Koester	Kressig
Landon	Lensing	Lofgren	Lundby
Lykam	Mascher	Maxwell	Miller, H.
Moore	Muhlbauer	Murphy	Oldson
Olson, S.	Olson, T.	Ourth	Paulsen, Spkr.
Pettengill	Rayhons	Riding	Rogers
Ruff	Running-Marquardt	Salmon	Sands
Schultz	Shaw	Sheets	Smith, J.
Smith, M.	Soderberg	Staed	Stanerson
Steckman	Stutsman	Taylor, R.	Taylor, T.
Thede	Thomas	Upmeyer	Vander Linden
Watts	Wessel-Kroeschell	Winckler	Windschitl
Wolfe	Wood	Worthan	Cownie, Presiding

The nays were, none.

Absent or not voting, 3:

McCarthy	Miller, L.	Olson, R.
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Under the provision of Rule 76, conflict of interest, Prichard of Floyd refrained from voting.

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 537, a bill for an act relating to consideration of the educational setting of a minor child in a child custody proceeding, was taken up for consideration.

Wolfe of Clinton asked and received unanimous consent to withdraw amendment H-1157 filed by her on March 18, 2013.

Hess of Clay moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 537)

The ayes were, 52:

Alons	Bacon	Baltimore	Baudler
Brandenburg	Byrnes	Costello	Deyoe
Dolecheck	Drake	Fisher	Forristall
Fry	Garrett	Gassman	Grassley
Hagenow	Hanusa	Heartsill	Heaton
Hein	Hess	Highfill	Huseman
Jorgensen	Kaufmann	Klein	Koester
Landon	Lofgren	Maxwell	Moore
Olson, S.	Paulsen, Spkr.	Pettengill	Rayhons
Rogers	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Soderberg
Stanerson	Taylor, R.	Upmeyer	Vander Linden
Watts	Windschitl	Worthan	Cownie, Presiding

The nays were, 45:

Abdul-Samad	Anderson	Bearinger	Berry
Cohoon	Dawson	Dunkel	Forbes
Gaines	Gaskill	Hall	Hanson
Heddens	Hunter	Isenhardt	Jacoby
Kajtaovic	Kearns	Kelley	Kressig
Lensing	Lundby	Lykam	Mascher
Miller, H.	Muhlbauer	Murphy	Oldson
Olson, T.	Ourth	Prichard	Riding
Ruff	Running-Marquardt	Smith, M.	Staed
Steckman	Stutsman	Taylor, T.	Thede
Thomas	Wessel-Kroeschell	Winckler	Wolfe
Wood			

Absent or not voting, 3:

McCarthy	Miller, L.	Olson, R.
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The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Speaker Paulsen in the chair at 5:34 p.m.

House File 539, a bill for an act providing for immunity from civil liability for registered architects and professional engineers providing disaster emergency assistance under specified circumstances, was taken up for consideration.

Grassley of Butler moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 539)

The ayes were, 57:

Alons	Bacon	Baltimore	Baudler
Brandenburg	Byrnes	Costello	Cownie
Deyoe	Dolecheck	Drake	Fisher
Forbes	Forristall	Fry	Garrett
Gassman	Grassley	Hagenow	Hanusa
Heartsill	Heaton	Hein	Hess
Highfill	Huseman	Jacoby	Jorgensen
Kaufmann	Klein	Koester	Landon
Lofgren	Maxwell	Moore	Muhlbauer
Olson, S.	Pettengill	Rayhons	Rogers
Salmon	Sands	Schultz	Shaw
Sheets	Smith, J.	Soderberg	Stanerson
Steckman	Stutsman	Taylor, R.	Upmeyer
Vander Linden	Watts	Windschitl	Worthan
Mr. Speaker Paulsen			

The nays were, 40:

Abdul-Samad	Anderson	Bearinger	Berry
Cohoon	Dawson	Dunkel	Gaines
Gaskill	Hall	Hanson	Heddens
Hunter	Ishart	Kajtazovic	Kearns
Kelley	Kressig	Lensing	Lundby
Lykam	Mascher	Miller, H.	Murphy
Oldson	Olson, T.	Ourth	Prichard
Riding	Ruff	Running-Marquardt	Smith, M.
Staed	Taylor, T.	Thede	Thomas
Wessel-Kroeschell	Winckler	Wolfe	Wood

Absent or not voting, 3:

McCarthy Miller, L. Olson, R.

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 540, a bill for an act allowing criminal history and abuse registry background checks for certain food vendors, was taken up for consideration.

Pettengill of Benton moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 540)

The ayes were, 96:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cohoon	Costello
Cownie	Dawson	Deyoe	Dolecheck
Drake	Fisher	Forbes	Forristall
Fry	Gaines	Garrett	Gaskill
Gassman	Grassley	Hagenow	Hall
Hanson	Hanusa	Heartsill	Heaton
Heddens	Hein	Hess	Highfill
Hunter	Huseman	Isenhardt	Jacoby
Jorgensen	Kajtazovic	Kaufmann	Kearns
Kelley	Klein	Koester	Kressig
Landon	Lensing	Lofgren	Lundby
Lykam	Mascher	Maxwell	Miller, H.
Moore	Muhlbauer	Murphy	Oldson
Olson, S.	Olson, T.	Ourth	Pettengill
Prichard	Rayhons	Riding	Rogers
Ruff	Running-Marquardt	Salmon	Sands
Schultz	Shaw	Sheets	Smith, J.
Smith, M.	Soderberg	Staed	Stanerson
Steckman	Stutsman	Taylor, R.	Taylor, T.
Thede	Thomas	Upmeyer	Vander Linden
Watts	Wessel-Kroeschell	Winckler	Windschitl
Wolfe	Wood	Worthan	Mr. Speaker Paulsen

The nays were, 1:

Dunkel

Absent or not voting, 3:

McCarthy Miller, L. Olson, R.

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 545, a bill for an act creating a new category of allowable expenditures from the veterans trust fund, was taken up for consideration.

Alons of Sioux offered amendment H-1130 filed by him.

Roll call was requested by Mascher of Johnson and M. Smith of Marshall.

On the question "Shall amendment H-1130 be adopted?" (H.F. 545)

The ayes were, 52:

Alons	Bacon	Baltimore	Baudler
Brandenburg	Byrnes	Costello	Cownie
Deyoe	Dolecheck	Drake	Fisher
Forristall	Fry	Garrett	Gassman
Grassley	Hagenow	Hanusa	Heartsill
Heaton	Hein	Hess	Highfill
Huseman	Jorgensen	Kaufmann	Klein
Koester	Landon	Lofgren	Maxwell
Moore	Olson, S.	Pettengill	Rayhons
Rogers	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Soderberg
Stanerson	Taylor, R.	Upmeyer	Vander Linden
Watts	Windschitl	Worthan	Mr. Speaker Paulsen

The nays were, 45:

Abdul-Samad	Anderson	Bearinger	Berry
Cohoon	Dawson	Dunkel	Forbes
Gaines	Gaskill	Hall	Hanson
Heddens	Hunter	Isenhardt	Jacoby
Kajtazovic	Kearns	Kelley	Kressig
Lensing	Lundby	Lykam	Mascher
Miller, H.	Muhlbauer	Murphy	Oldson
Olson, T.	Ourth	Prichard	Riding
Ruff	Running-Marquardt	Smith, M.	Staed
Steckman	Stutsman	Taylor, T.	Thede
Thomas	Wessel-Kroeschell	Winckler	Wolfe
Wood			

Absent or not voting, 3:

McCarthy Miller, L. Olson, R.

Amendment H-1130 was adopted.

Alons of Sioux moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 545)

The ayes were, 97:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cohoon	Costello
Cownie	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Fry	Gaines	Garrett
Gaskill	Gassman	Grassley	Hagenow
Hall	Hanson	Hanusa	Heartsill
Heaton	Heddens	Hein	Hess
Highfill	Hunter	Huseman	Isenhart
Jacoby	Jorgensen	Kajtazovic	Kaufmann
Kearns	Kelley	Klein	Koester
Kressig	Landon	Lensing	Lofgren
Lundby	Lykam	Mascher	Maxwell
Miller, H.	Moore	Muhlbauer	Murphy
Oldson	Olson, S.	Olson, T.	Ourth
Pettengill	Prichard	Rayhons	Riding
Rogers	Ruff	Running-Marquardt	Salmon
Sands	Schultz	Shaw	Sheets
Smith, J.	Smith, M.	Soderberg	Staed
Stanerson	Steckman	Stutsman	Taylor, R.
Taylor, T.	Thede	Thomas	Upmeyer
Vander Linden	Watts	Wessel-Kroeschell	Winckler
Windschitl	Wolfe	Wood	Worthan
Mr. Speaker			
Paulsen			

The nays were, none.

Absent or not voting, 3:

McCarthy Miller, L. Olson, R.

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 553, a bill for an act relating to Medicaid program integrity, and providing penalties, was taken up for consideration.

SENATE FILE 357 SUBSTITUTED FOR HOUSE FILE 553

Garrett of Warren asked and received unanimous consent to substitute Senate File 357 for House File 553.

Unfinished Business Calendar

Senate File 357, a bill for an act relating to Medicaid program integrity, and providing penalties, was taken up for consideration.

Garrett of Warren moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 357)

The ayes were, 96:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cohoon	Costello
Cownie	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Fry	Gaines	Garrett
Gaskill	Gassman	Grassley	Hagenow
Hall	Hanson	Hanusa	Heartsill
Heaton	Heddens	Hein	Hess
Highfill	Hunter	Huseman	Isenhardt
Jacoby	Jorgensen	Kajtažovic	Kaufmann
Kearns	Kelley	Klein	Koester
Kressig	Landon	Lensing	Lofgren
Lundby	Lykam	Mascher	Maxwell
Miller, H.	Moore	Muhlbauer	Murphy
Oldson	Olson, S.	Olson, T.	Ourth
Pettengill	Prichard	Rayhons	Riding
Rogers	Ruff	Running-Marquardt	Salmon
Sands	Schultz	Shaw	Sheets
Smith, J.	Smith, M.	Soderberg	Staed
Stanerson	Steckman	Stutsman	Taylor, R.
Taylor, T.	Thede	Thomas	Upmeyer
Vander Linden	Wessel-Kroeschell	Winckler	Windschitl
Wolfe	Wood	Worthan	Mr. Speaker Paulsen

The nays were, 1:

Watts

Absent or not voting, 3:

McCarthy

Miller, L.

Olson, R.

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

HOUSE FILE 553 WITHDRAWN

Garrett of Warren asked and received unanimous consent to withdraw House File 553 from further consideration by the House.

Regular Calendar

House File 554, a bill for an act relating to service providers under Medicaid home and community-based services waivers, was taken up for consideration.

SENATE FILE 351 SUBSTITUTED FOR HOUSE FILE 554

Bacon of Story asked and received unanimous consent to substitute Senate File 351 for House File 554.

Unfinished Business Calendar

Senate File 351, a bill for an act relating to service providers under Medicaid home and community-based services waivers, was taken up for consideration.

Bacon of Story moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 351)

The ayes were, 97:

Abdul-Samad
Baltimore
Brandenburg

Alons
Baudler
Byrnes

Anderson
Bearinger
Cphoon

Bacon
Berry
Costello

Cownie	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Fry	Gaines	Garrett
Gaskill	Gassman	Grassley	Hagenow
Hall	Hanson	Hanusa	Heartsill
Heaton	Heddens	Hein	Hess
Highfill	Hunter	Huseman	Isenhart
Jacoby	Jorgensen	Kajtazovic	Kaufmann
Kearns	Kelley	Klein	Koester
Kressig	Landon	Lensing	Lofgren
Lundby	Lykam	Mascher	Maxwell
Miller, H.	Moore	Muhlbauer	Murphy
Oldson	Olson, S.	Olson, T.	Ourth
Pettengill	Prichard	Rayhons	Riding
Rogers	Ruff	Running-Marquardt	Salmon
Sands	Schultz	Shaw	Sheets
Smith, J.	Smith, M.	Soderberg	Staed
Stanerson	Steckman	Stutsman	Taylor, R.
Taylor, T.	Thede	Thomas	Upmeyer
Vander Linden	Watts	Wessel-Kroeschell	Winckler
Windschitl	Wolfe	Wood	Worthan
Mr. Speaker Paulsen			

The nays were, none.

Absent or not voting, 3:

McCarthy Miller, L. Olson, R.

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

HOUSE FILE 554 WITHDRAWN

Bacon of Story asked and received unanimous consent to withdraw House File 554 from further consideration by the House.

Ways and Means Calendar

House File 598, an act exempting the sales price of all-terrain vehicles and off-road utility vehicles used primarily in agricultural production from the sales and use tax, was taken up for consideration.

Stanerson of Linn moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 598)

The ayes were, 84:

Abdul-Samad	Alons	Bacon	Baltimore
Baudler	Bearinger	Brandenburg	Byrnes
Cohoon	Costello	Cownie	Dawson
Deyoe	Dolecheck	Drake	Dunkel
Fisher	Forbes	Forristall	Fry
Gaines	Garrett	Gaskill	Gassman
Grassley	Hagenow	Hall	Hanson
Hanusa	Heartsill	Heaton	Hein
Hess	Highfill	Huseman	Isenhardt
Jorgensen	Kajtazovic	Kaufmann	Kearns
Kelley	Klein	Koester	Landon
Lofgren	Lundby	Lykam	Maxwell
Miller, H.	Moore	Muhlbauer	Murphy
Olson, S.	Olson, T.	Ourth	Pettengill
Prichard	Rayhons	Riding	Rogers
Ruff	Running-Marquardt	Salmon	Sands
Schultz	Shaw	Sheets	Smith, J.
Smith, M.	Soderberg	Staed	Stanerson
Stutsman	Taylor, R.	Thede	Thomas
Upmeyer	Vander Linden	Watts	Windschitl
Wolfe	Wood	Worthan	Mr. Speaker Paulsen

The nays were, 13:

Anderson	Berry	Heddens	Hunter
Jacoby	Kressig	Lensing	Mascher
Oldson	Steckman	Taylor, T.	Wessel-Kroeschell
Winckler			

Absent or not voting, 3:

McCarthy	Miller, L.	Olson, R.
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The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 599, a bill for an act relating to beginning farmers by modifying the agricultural assets transfer tax credit, providing a custom farming contract tax credit, and terminating the agricultural

loan assistance program, and including effective date and retroactive applicability provisions, was taken up for consideration.

Kaufmann of Cedar moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 599)

The ayes were, 93:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cphoon	Costello
Cownie	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Fry	Gaines	Garrett
Gaskill	Gassman	Grassley	Hagenow
Hall	Hanson	Hanusa	Heartsill
Heaton	Heddens	Hein	Hess
Highfill	Huseman	Jacoby	Jorgensen
Kajtazovic	Kaufmann	Kearns	Kelley
Klein	Koester	Kressig	Landon
Lensing	Lofgren	Lundby	Lykam
Maxwell	Miller, H.	Moore	Muhlbauer
Murphy	Oldson	Olson, S.	Olson, T.
Ourth	Pettengill	Prichard	Rayhons
Riding	Rogers	Ruff	Running-Marquardt
Salmon	Sands	Schultz	Shaw
Sheets	Smith, J.	Smith, M.	Soderberg
Staed	Stanerson	Steckman	Stutsman
Taylor, R.	Taylor, T.	Thede	Thomas
Upmeyer	Vander Linden	Watts	Winckler
Windschitl	Wolfe	Wood	Worthan
Mr. Speaker Paulsen			

The nays were, 4:

Hunter	Isenhardt	Mascher	Wessel-Kroeschell
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Absent or not voting, 3:

McCarthy	Miller, L.	Olson, R.
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The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

IMMEDIATE MESSAGES

Upmeyer of Cerro Gordo asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Files 533, 537, 539, 540, 545, 598, 599** and **Senate Files 351 and 357.**

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on March 19, 2013, passed the following bill in which the concurrence of the House is asked:

Senate File 170, a bill for an act relating to bidding for purchases through a competitive bidding process by the state.

Also: That the Senate has on March 19, 2013, passed the following bill in which the concurrence of the House is asked:

Senate File 269, a bill for an act relating to the state comprehensive Alzheimer's disease response strategy.

Also: That the Senate has on March 19, 2013, passed the following bill in which the concurrence of the House is asked:

Senate File 385, a bill for an act modifying the imposition of certain special sentences.

Also: That the Senate has on March 19, 2013, passed the following bill in which the concurrence of the House is asked:

Senate File 403, a bill for an act eliminating a restriction on a person associated with a county agricultural extension district from engaging in certain activities affecting legislation.

MICHAEL E. MARSHALL, Secretary

INTRODUCTION OF BILLS

House File 608, by committee on Commerce, a bill for an act relating to a right of subrogation by an insurer in a criminal case.

Read first time and referred to committee on **Judiciary.**

House File 609, by committee on Ways and Means, a bill for an act relating to state and local finances by establishing and modifying

property assessment limitations, providing for commercial and industrial property tax replacement payments, increasing the regular program foundation base percentage, making appropriations, and including effective date and retroactive applicability provisions.

Read first time and referred to committee on **Appropriations**.

SENATE MESSAGES CONSIDERED

Senate File 170, by committee on Economic Growth, a bill for an act relating to bidding for purchases through a competitive bidding process by the state.

Read first time and referred to committee on **Commerce**.

Senate File 202, by committee on Human Resources, a bill for an act relating to programs and services under the purview of the department of public health.

Read a first time and **passed on file**.

Senate File 204, by committee on State Government, a bill for an act concerning persons voluntarily excluded from gambling facilities.

Read a first time and **passed on file**.

Senate File 247, by committee on Agriculture, a bill for an act providing for the possession of cats classified as bengals and savannahs.

Read first time and referred to committee on **Agriculture**.

Senate File 269, by committee on Human Resources, a bill for an act relating to the state comprehensive Alzheimer's disease response strategy.

Read first time and referred to committee on **Human Resources**.

Senate File 319, by committee on Education, a bill for an act relating to the Iowa early intervention block grant program by

eliminating the future repeal of the chapter establishing the program and including effective date provisions.

Read first time and referred to committee on **Education**.

Senate File 340, by committee on Transportation, a bill for an act relating to the length of on-duty periods and required rest periods for drivers of rail crew transport vehicles, and providing penalties.

Read first time and referred to committee on **Transportation**.

Senate File 346, by committee on Human Resources, a bill for an act establishing an emergency medical services task force.

Read first time and referred to committee on **State Government**.

Senate File 359, by committee on Judiciary, a bill for an act relating to an assault that occurs between persons in an intimate relationship and the crime of domestic abuse assault and making penalties applicable.

Read first time and referred to committee on **Public Safety**.

Senate File 364, by committee on Transportation, a bill for an act concerning vehicle registration fees, including matters relating to evasion of fees and to fees for electric vehicles, providing penalties, and including applicability provisions.

Read first time and referred to committee on **Transportation**.

Senate File 369, by committee on Judiciary, a bill for an act relating to marital agreements, and including effective date and applicability provisions.

Read a first time and **passed on file**.

Senate File 379, by committee on State Government, a bill for an act relating to disciplinary procedures before the board of medicine and providing a penalty.

Read first time and referred to committee on **State Government**.

Senate File 381, by committee on State Government, a bill for an act requiring the state building code commissioner to adopt standards and requirements for window fall prevention devices for windows installed in certain multifamily dwellings, hotels, and motels, making penalties applicable, and including effective date provisions.

Read first time and referred to committee on **Judiciary**.

Senate File 383, by committee on Judiciary, a bill for an act relating to the sealing of juvenile delinquency records.

Read first time and referred to committee on **Judiciary**.

Senate File 385, by committee on Judiciary, a bill for an act modifying the imposition of certain special sentences.

Read first time and referred to committee on **Public Safety**.

Senate File 386, by committee on Transportation, a bill for an act relating to matters under the purview of the department of transportation, including the use of information contained in electronic driver and nonoperator identification records, the form of motor vehicle financial liability coverage cards, motor truck registration periods, grounds for disqualification of commercial vehicle operators, provisions for the issuance of temporary restricted licenses for persons convicted of operating while intoxicated, county issuance of driver's licenses, and the administration of highway contracts.

Read first time and referred to committee on **Ways and Means**.

Senate File 388, by committee on Natural Resources and Environment, a bill for an act relating to sponsor projects under the water resource restoration sponsor program.

Read first time and referred to committee on **Environmental Protection**.

Senate File 390, by committee on Natural Resources and Environment, a bill for an act relating to certain title abstracts to

property with private sewage disposal systems and providing effective date and retroactive applicability provisions.

Read a first time and **passed on file.**

Senate File 403, by committee on Local Government, a bill for an act eliminating a restriction on a person associated with a county agricultural extension district from engaging in certain activities affecting legislation.

Read first time and referred to committee on **State Government.**

Senate File 404, by committee on Education, a bill for an act relating to supplementary weighting for limited English proficient students and including effective date provisions.

Read first time and referred to committee on **Education.**

LEAVE OF ABSENCE

Leave of absence was granted during voting as follows:

McCarthy of Polk
Olson, R. of Polk

Miller, L. of Scott

The House stood at ease at 6:44 p.m., until the fall of the gavel.

The House resumed session at 7:04 p.m., Speaker Paulsen in the chair.

SPONSORS ADDED

Isenhart of Dubuque requested to be added as a sponsor of amendment H-1136 to House File 568 and amendment H-1170 to House File 603.

Steckman of Cerro Gordo requested to be added as a sponsor of amendment H-1154 to House File 604.

HOUSE STUDY BILL COMMITTEE ASSIGNMENTS

H.S.B. 222 Ways and Means

Relating to the protest and appeal of property assessments and including effective date and applicability provisions.

H.S.B. 223 Ways and Means

Relating to the assessment and taxation of telecommunications company property and including applicability provisions.

H.S.B. 224 Ways and Means

Exempting from the computation of net income for the individual state income tax all governmental or other pension or retirement pay, and including effective date and retroactive applicability provisions.

H.S.B. 225 Ways and Means

Relating to the school tuition organization tax credit by allowing the tax credit for contributions made by certain entities, increasing the amount of total approved tax credits, and including effective date and retroactive applicability provisions.

H.S.B. 226 Ways and Means

Relating to the collection of sales and use tax in this state, including retailers maintaining a place of business in this state, agreements relating to the collection of sales and use taxes, sales of tangible personal property and services to the state, related reporting requirements, and the transfer of certain sales and use tax revenues to the taxpayers trust fund.

H.S.B. 227 Ways and Means

Relating to the sales tax exemption for certain wastewater treatment or effluent treatment services.

H.S.B. 228 Ways and Means

Relating to the policy administration of the tax and related laws and related programs by the department of revenue, including administration of income taxes, sales and use taxes, the orderly wind-up and eventual repeal of the Iowa fund of funds program, the replacement taxes task force, a study report related to administrative appeals processes for tax matters, and including effective date and retroactive applicability provisions.

SUBCOMMITTEE ASSIGNMENTS**House File 93**

Commerce: Cownie, Chair; Riding and Soderberg.

House File 336

Ways and Means: Hagenow, Chair; Byrnes and Kearns.

House File 430

Commerce: Cownie, Chair; Lykam and Soderberg.

House File 432

Commerce: Fisher, Chair; Forbes and Landon.

House File 463

Commerce: Cownie, Chair; Lykam and Soderberg.

House File 466

Ways and Means: Windschitl, Chair; Isenhardt and Sands.

House File 470

Public Safety: S. Olson, Chair; Fry and R. Olson.

House File 473

Ways and Means: Forristall, Chair; Kearns and Windschitl.

House File 497

Commerce: Cownie, Chair; Lykam and Soderberg.

House File 498

Commerce: Cownie, Chair; T. Olson and Soderberg.

House File 511

Ways and Means: Maxwell, Chair; Hagenow and Kearns.

House File 576

Appropriations: Highfill, Chair; Deyoe and Dunkel.

House File 581

Ways and Means: Forristall, Chair; Landon and Stutsman.

House File 585

Ways and Means: Windschitl, Chair; Baltimore and Gaskill.

Senate File 182

Commerce: Pettengill, Chair; Fisher and Oldson.

Senate File 189

Commerce: Pettengill, Chair; Fisher and Jacoby.

HOUSE STUDY BILL SUBCOMMITTEE ASSIGNMENTS

House Study Bill 222

Ways and Means: Vander Linden, Chair; Isenhart and Landon.

House Study Bill 223

Ways and Means: Byrnes, Chair; Moore and Thomas.

House Study Bill 224

Ways and Means: Cownie, Chair; Isenhart and Landon.

House Study Bill 225

Ways and Means: Hagenow, Chair; Isenhart and Windschitl.

House Study Bill 226

Ways and Means: Byrnes, Chair; Forristall and Gaskill.

House Study Bill 227

Ways and Means: Stanerson, Chair; Muhlbauer and Windschitl.

House Study Bill 228

Ways and Means: Windschitl, Chair; Baltimore and Gaskill.

COMMITTEE RECOMMENDATION

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendation has been received and is on file in the office of the Chief Clerk:

CARMINE BOAL
Chief Clerk of the House

COMMITTEE ON WAYS AND MEANS

Committee Bill (Formerly House Study Bill 150), relating to property taxation by establishing and modifying property assessment limitations, providing for commercial and industrial property tax replacement payments, making appropriations, and including effective date and retroactive applicability provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 19, 2013.

RESOLUTIONS FILED

H.R. 30, by Upmeyer and Dunkel, a resolution honoring the Sukup Manufacturing Company for a half century of manufacturing innovation and public service.

Laid over under **Rule 25**.

H.R. 31, by Byrnes, Jacoby, Stanerson, and Highfill, a resolution recognizing October 25, 2013, as Dan Gable Day in Iowa.

Laid over under **Rule 25**.

AMENDMENTS FILED

H-1177 S.F. 202 Lundby of Linn

H-1178	H.F.	603	Hunter of Polk
H-1179	H.F.	603	Hunter of Polk
H-1180	H.F.	565	Baltimore of Boone
H-1181	H.F.	532	Hanson of Jefferson
H-1182	H.F.	485	Hunter of Polk
H-1183	H.F.	550	Heaton of Henry
H-1184	H.F.	593	Hunter of Polk
H-1185	H.F.	604	Hall of Woodbury
H-1186	H.F.	604	Steckman of Cerro Gordo Winckler of Scott
H-1187	H.F.	603	Isenhart of Dubuque
H-1188	H.F.	604	Dolecheck of Ringgold
H-1189	H.F.	604	Winckler of Scott Dawson of Woodbury Gaskill of Wapello Hunter of Polk Jacoby of Johnson Lensing of Johnson Oldson of Polk T. Taylor of Linn
			Abdul-Samad of Polk Gaines of Polk Heddens of Story Isenhart of Dubuque Kearns of Lee Mascher of Johnson Steckman of Cerro Gordo Thede of Scott
H-1190	H.F.	604	Hanson of Jefferson Mascher of Johnson Jacoby of Johnson Winckler of Scott Wood of Scott Steckman of Cerro Gordo Kressig of Black Hawk
			Stutsman of Johnson Heddens of Story Lensing of Johnson Wessel-Kroeschell of Story Berry of Black Hawk Kajtazovic of Black Hawk
H-1191	H.F.	356	Kaufmann of Cedar
H-1192	H.F.	550	Heaton of Henry
H-1193	H.F.	604	Hall of Woodbury

On motion by Upmeyer of Cerro Gordo, the House adjourned at 7:04 p.m., until 8:30 a.m., Wednesday, March 20, 2013.

JOURNAL OF THE HOUSE

Sixty-sixth Calendar Day - Forty-third Session Day

Hall of the House of Representatives
Des Moines, Iowa, Wednesday, March 20, 2013

The House met pursuant to adjournment at 8:32 a.m., Speaker Paulsen in the chair.

Prayer was offered by Reverend Chuck Lane, Trinity Episcopal Parish, Waterloo. He was the guest of Representative Berry of Black Hawk County.

PLEDGE OF ALLEGIANCE

The Oskaloosa String Ensemble played America the Beautiful. They were the guest of Representative Vander Linden of Mahaska.

The Journal of Tuesday, March 19, 2013, was approved.

ADOPTION OF HOUSE RESOLUTION 32

M. Smith of Marshall asked and received unanimous consent for the immediate consideration of **House Resolution 32**, a resolution recognizing Representative David E. Heaton as the 2012 recipient of the Herbert Hoover Uncommon Public Service Award, and moved its adoption.

The motion prevailed and the resolution was adopted.

SPECIAL PRESENTATION

Upmeyer of Cerro Gordo introduced to the House, former governor, Robert D. Ray.

The House rose and expressed its welcome.

On motion by Upmeyer of Cerro Gordo, the House was recessed at 9:09 a.m., until 2:00 p.m.

AFTERNOON SESSION

The House reconvened at 2:09 p.m., Speaker Paulsen in the chair.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on March 20, 2013, passed the following bill in which the concurrence of the Senate was asked:

House File 469, a bill for an act relating to business corporations, including by providing for their organization and operation; providing for the relationship between shareholders, directors, and officers; and including effective date provisions.

Also: That the Senate has on March 20, 2013, amended and passed the following bill in which the concurrence of the Senate was asked:

House File 488, a bill for an act concerning the alcoholic beverages division of the department of commerce and alcoholic beverage control, and making penalties applicable.

Also: That the Senate has on March 20, 2013, passed the following bill in which the concurrence of the House is asked:

Senate File 304, a bill for an act concerning public safety by establishing a public safety training and equipment trust fund, making appropriations to the fund, providing for a public safety training and facilities task force, and making appropriations.

Also: That the Senate has on March 20, 2013, passed the following bill in which the concurrence of the House is asked:

Senate File 366, a bill for an act relating to radon control and making penalties applicable.

Also: That the Senate has on March 20, 2013, passed the following bill in which the concurrence of the House is asked:

Senate File 380, a bill for an act authorizing charitable auctions for alcoholic spirits.

Also: That the Senate has on March 20, 2013, passed the following bill in which the concurrence of the House is asked:

Senate File 387, a bill for an act relating to a city's authority to issue debt, including authorization to use city reserve funds as a loan payable from the debt service fund for certain general obligation bond projects.

Also: That the Senate has on March 20, 2013, passed the following bill in which the concurrence of the House is asked:

Senate File 422, a bill for an act relating to the amount of the earned income tax credit and including retroactive applicability provisions.

MICHAEL E. MARSHALL, Secretary

INTRODUCTION OF BILL

House File 610, by Hall, a bill for an act establishing a school bus stop arm camera pilot program.

Read first time and referred to committee on **Education**.

SENATE MESSAGES CONSIDERED

Senate Joint Resolution 9, by committee on Commerce, a joint resolution to extend the time for offerors to respond to the Iowa telecommunications and technology commission's request for proposals for the sale or lease of the Iowa communications network, and including effective date and retroactive applicability provisions.

Read first time and referred to committee on **Commerce**.

Senate File 304, by committee on Judiciary, a bill for an act concerning public safety by establishing a public safety training and equipment trust fund, making appropriations to the fund, providing for a public safety training and facilities task force, and making appropriations.

Read first time and referred to committee on **Public Safety**.

Senate File 366, by committee on State Government, a bill for an act relating to radon control and making penalties applicable.

Read first time and referred to committee on **Local Government**.

Senate File 380, by committee on State Government, a bill for an act authorizing charitable auctions for alcoholic spirits.

Read first time and referred to committee on **State Government**.

Senate File 387, by committee on State Government, a bill for an act relating to a city's authority to issue debt, including authorization to use city reserve funds as a loan payable from the debt service fund for certain general obligation bond projects.

Read first time and referred to committee on **Local Government**.

Senate File 422, by committee on Ways and Means, a bill for an act relating to the amount of the earned income tax credit and including retroactive applicability provisions.

Read first time and referred to committee on **Ways and Means**.

The House stood at ease at 2:11 p.m., until the fall of the gavel.

The House resumed session at 3:54 p.m., Rogers of Black Hawk in the chair.

QUORUM CALL

A non-record roll call was requested to determine that a quorum was present. The vote revealed ninety-one members present, nine absent.

Speaker Paulsen in the chair at 4:07 p.m.

CONSIDERATION OF BILLS Appropriations Calendar

House File 602, a bill for an act relating to transportation and other infrastructure-related appropriations to the department of transportation, including allocation and use of moneys from the road use tax fund and the primary road fund, was taken up for consideration.

Huseman of Cherokee moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 602)

The ayes were, 97:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cohoon	Costello
Cownie	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Fry	Gaines	Garrett
Gaskill	Gassman	Grassley	Hagenow
Hall	Hanson	Hanusa	Heartsill
Heaton	Heddens	Hein	Hess

Highfill	Hunter	Huseman	Isenhart
Jacoby	Jorgensen	Kajtazovic	Kaufmann
Kearns	Kelley	Klein	Koester
Kressig	Landon	Lensing	Lofgren
Lundby	Lykam	Mascher	Maxwell
Miller, H.	Moore	Muhlbauer	Murphy
Oldson	Olson, S.	Olson, T.	Ourth
Pettengill	Prichard	Rayhons	Riding
Rogers	Ruff	Running-Marquardt	Salmon
Sands	Schultz	Shaw	Sheets
Smith, J.	Smith, M.	Soderberg	Staed
Stanerson	Steckman	Stutsman	Taylor, R.
Taylor, T.	Thede	Thomas	Upmeyer
Vander Linden	Watts	Wessel-Kroeschell	Winckler
Windschitl	Wolfe	Wood	Worthan
Mr. Speaker Paulsen			

The nays were, none.

Absent or not voting, 3:

McCarthy Miller, L. Olson, R.

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 603, a bill for an act relating to and making appropriations to certain state departments, agencies, funds, and certain other entities, providing for regulatory authority, and other properly related matters, was taken up for consideration.

Isenhart of Dubuque offered amendment H-1187 filed by him and moved its adoption.

Amendment H-1187 lost.

Hunter of Polk offered amendment H-1172 filed by him and moved its adoption.

Roll call was requested by Hunter of Polk and Mascher of Johnson.

On the question "Shall amendment H-1172 be adopted?" (H.F. 603)

The ayes were, 46:

Abdul-Samad	Anderson	Bearinger	Berry
Cohoon	Dawson	Dunkel	Forbes
Gaines	Gaskill	Hagenow	Hall
Hanson	Heddens	Hunter	Isenhardt
Jacoby	Kajtaovic	Kearns	Kelley
Kressig	Lensing	Lundby	Lykam
Mascher	Miller, H.	Muhlbauer	Murphy
Oldson	Olson, T.	Ourth	Prichard
Riding	Ruff	Running-Marquardt	Smith, M.
Staed	Steckman	Stutsman	Taylor, T.
Thede	Thomas	Wessel-Kroeschell	Winckler
Wolfe	Wood		

The nays were, 51:

Alons	Bacon	Baltimore	Baudler
Brandenburg	Byrnes	Costello	Cownie
Deyoe	Dolecheck	Drake	Fisher
Forristall	Fry	Garrett	Gassman
Grassley	Hanusa	Heartsill	Heaton
Hein	Hess	Highfill	Huseman
Jorgensen	Kaufmann	Klein	Koester
Landon	Lofgren	Maxwell	Moore
Olson, S.	Pettengill	Rayhons	Rogers
Salmon	Sands	Schultz	Shaw
Sheets	Smith, J.	Soderberg	Stanerson
Taylor, R.	Upmeyer	Vander Linden	Watts
Windschitl	Worthan	Mr. Speaker	
		Paulsen	

Absent or not voting, 3:

McCarthy	Miller, L.	Olson, R.
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Amendment H-1172 lost.

Riding of Polk offered amendment H-1170 filed by him and moved its adoption.

Roll call was requested by Riding of Polk and Mascher of Johnson.

On the question "Shall amendment H-1170 be adopted?" (H.F. 603)

The ayes were, 45:

Abdul-Samad	Anderson	Bearinger	Berry
Cohoon	Dawson	Dunkel	Forbes
Gaines	Gaskill	Hall	Hanson

Heddens	Hunter	Isenhart	Jacoby
Kajtazovic	Kearns	Kelley	Kressig
Lensing	Lundby	Lykam	Mascher
Miller, H.	Muhlbauer	Murphy	Oldson
Olson, T.	Ourth	Prichard	Riding
Ruff	Running-Marquardt	Smith, M.	Staed
Steckman	Stutsman	Taylor, T.	Thede
Thomas	Wessel-Kroeschell	Winckler	Wolfe
Wood			

The nays were, 52:

Alons	Bacon	Baltimore	Baudler
Brandenburg	Byrnes	Costello	Cownie
Deyoe	Dolecheck	Drake	Fisher
Forristall	Fry	Garrett	Gassman
Grassley	Hagenow	Hanusa	Heartsill
Heaton	Hein	Hess	Highfill
Huseman	Jorgensen	Kaufmann	Klein
Koester	Landon	Lofgren	Maxwell
Moore	Olson, S.	Pettengill	Rayhons
Rogers	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Soderberg
Stanerson	Taylor, R.	Upmeyer	Vander Linden
Watts	Windschitl	Worthan	Mr. Speaker Paulsen

Absent or not voting, 3:

McCarthy	Miller, L.	Olson, R.
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Amendment H-1170 lost.

Watts of Dallas asked and received unanimous consent to withdraw amendment H-1132 filed by him on March 18, 2013.

Watts of Dallas offered amendment H-1128 filed by him and moved its adoption.

Roll call was requested by Upmeyer of Cerro Gordo and Schultz of Crawford.

On the question "Shall amendment H-1128 be adopted?" (H.F. 603)

The ayes were, 81:

Alons	Bacon	Baltimore	Baudler
Bearinger	Brandenburg	Byrnes	Cohoon
Costello	Cownie	Dawson	Deyoe

Dolecheck	Drake	Dunkel	Fisher
Forbes	Forristall	Fry	Garrett
Gaskill	Gassman	Grassley	Hagenow
Hall	Hanson	Hanusa	Heartsill
Heaton	Heddens	Hein	Hess
Highfill	Huseman	Isenhart	Jacoby
Jorgensen	Kajtazovic	Kaufmann	Kearns
Klein	Koester	Kressig	Landon
Lofgren	Lundby	Lykam	Maxwell
Moore	Muhlbauer	Murphy	Olson, S.
Ourth	Pettengill	Prichard	Rayhons
Riding	Rogers	Ruff	Running-Marquardt
Salmon	Sands	Schultz	Shaw
Sheets	Smith, J.	Smith, M.	Soderberg
Staed	Stanerson	Taylor, R.	Taylor, T.
Thomas	Upmeyer	Vander Linden	Watts
Windschitl	Wolfe	Wood	Worthan
Mr. Speaker			
Paulsen			

The nays were, 15:

Abdul-Samad	Anderson	Berry	Gaines
Kelley	Lensing	Mascher	Miller, H.
Oldson	Olson, T.	Steckman	Stutsman
Thede	Wessel-Kroeschell	Winckler	

Absent or not voting, 4:

Hunter	McCarthy	Miller, L.	Olson, R.
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Amendment H-1128 was adopted.

Staed of Linn offered amendment H-1174 filed by him and moved its adoption.

Roll call was requested by Staed of Linn and Hunter of Polk.

On the question "Shall amendment H-1174 be adopted?" (H.F. 603)

The ayes were, 44:

Abdul-Samad	Anderson	Bearinger	Berry
Cohoon	Dawson	Dunkel	Forbes
Gaines	Gaskill	Hall	Hanson
Heddens	Hunter	Isenhart	Jacoby
Kajtazovic	Kearns	Kelley	Kressig
Lensing	Lykam	Mascher	Miller, H.
Murphy	Oldson	Olson, T.	Ourth
Pettengill	Prichard	Riding	Ruff

Running-Marquardt	Smith, M.	Staed	Steckman
Stutsman	Taylor, T.	Thede	Thomas
Wessel-Kroeschell	Winckler	Wolfe	Wood

The nays were, 53:

Alons	Bacon	Baltimore	Baudler
Brandenburg	Byrnes	Costello	Cownie
Deyoe	Dolecheck	Drake	Fisher
Forristall	Fry	Garrett	Gassman
Grassley	Hagenow	Hanusa	Heartsill
Heaton	Hein	Hess	Highfill
Huseman	Jorgensen	Kaufmann	Klein
Koester	Landon	Lofgren	Lundby
Maxwell	Moore	Muhlbauer	Olson, S.
Rayhons	Rogers	Salmon	Sands
Schultz	Shaw	Sheets	Smith, J.
Soderberg	Stanerson	Taylor, R.	Upmeyer
Vander Linden	Watts	Windschitl	Worthan
Mr. Speaker			
Paulsen			

Absent or not voting, 3:

McCarthy	Miller, L.	Olson, R.
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Amendment H-1174 lost.

Hunter of Polk asked and received unanimous consent to withdraw amendment H-1173 filed by him on March 18, 2013, placing out of order amendment H-1179, to amendment H-1173, filed by Hunter of Polk on March 19, 2013.

Hunter of Polk offered amendment H-1178 filed by him.

Watts of Dallas requested a division to amendment H-1178 as follows:

Division A: Page 1, lines 2 through 8 and lines 16 through 22.

Division B: Page 1, lines 9 through 15 and lines 23 through 29.

Hunter of Polk moved amendment H-1178A.

Roll call was requested by Watts of Dallas and J. Smith of Dickinson.

On the question "Shall amendment H-1178A be adopted?" (H.F. 603)

The ayes were, 41:

Abdul-Samad	Anderson	Bearinger	Berry
Cohoon	Dunkel	Forbes	Gaines
Gaskill	Hanson	Heddens	Hunter
Jacoby	Kajtazovic	Kearns	Kelley
Kressig	Lensing	Lundby	Lykam
Mascher	Miller, H.	Muhlbauer	Murphy
Oldson	Olson, T.	Ourth	Prichard
Riding	Ruff	Running-Marquardt	Smith, M.
Staed	Steckman	Stutsman	Taylor, T.
Thede	Thomas	Wessel-Kroeschell	Winckler
Wolfe			

The nays were, 56:

Alons	Bacon	Baltimore	Baudler
Brandenburg	Byrnes	Costello	Cownie
Dawson	Deyoe	Dolecheck	Drake
Fisher	Forristall	Fry	Garrett
Gassman	Grassley	Hagenow	Hall
Hanusa	Heartsill	Heaton	Hein
Hess	Highfill	Huseman	Isenhart
Jorgensen	Kaufmann	Klein	Koester
Landon	Lofgren	Maxwell	Moore
Olson, S.	Pettengill	Rayhons	Rogers
Salmon	Sands	Schultz	Shaw
Sheets	Smith, J.	Soderberg	Stanerson
Taylor, R.	Upmeyer	Vander Linden	Watts
Windschitl	Wood	Worthan	Mr. Speaker Paulsen

Absent or not voting, 3:

McCarthy	Miller, L.	Olson, R.
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Amendment H-1178A lost.

Hunter of Polk asked and received unanimous consent to withdraw amendment H-1178B filed by him on March 19, 2013.

Hunter of Polk offered amendment H-1175 filed by him and moved its adoption.

Amendment H-1175 lost.

Watts of Dallas moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 603)

The ayes were, 52:

Alons	Bacon	Baltimore	Baudler
Brandenburg	Byrnes	Costello	Cownie
Deyoe	Dolecheck	Drake	Fisher
Forristall	Fry	Garrett	Gassman
Grassley	Hagenow	Hanusa	Heartsill
Heaton	Hein	Hess	Highfill
Huseman	Jorgensen	Kaufmann	Klein
Koester	Landon	Lofgren	Maxwell
Moore	Olson, S.	Pettengill	Rayhons
Rogers	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Soderberg
Stanerson	Taylor, R.	Upmeyer	Vander Linden
Watts	Windschitl	Worthan	Mr. Speaker
			Paulsen

The nays were, 45:

Abdul-Samad	Anderson	Bearinger	Berry
Cohoon	Dawson	Dunkel	Forbes
Gaines	Gaskill	Hall	Hanson
Heddens	Hunter	Isenhardt	Jacoby
Kajtazovic	Kearns	Kelley	Kressig
Lensing	Lundby	Lykam	Mascher
Miller, H.	Muhlbauer	Murphy	Oldson
Olson, T.	Ourth	Prichard	Riding
Ruff	Running-Marquardt	Smith, M.	Staed
Steckman	Stutsman	Taylor, T.	Thede
Thomas	Wessel-Kroeschell	Winckler	Wolfe
Wood			

Absent or not voting, 3:

McCarthy	Miller, L.	Olson, R.
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The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

S. Olson of Clinton in the chair at 5:42 p.m.

House File 604, a bill for an act relating to the funding of, the operation of, and appropriation of moneys to the college student aid

commission, the department for the blind, the department of education, and the state board of regents, and providing for related matters, was taken up for consideration.

Lundby of Linn offered amendment H-1169 filed by Lundby, et al., and moved its adoption.

Roll call was requested by Lundby of Linn and Isenhart of Dubuque.

On the question "Shall amendment H-1169 be adopted?" (H.F. 604)

The ayes were, 47:

Abdul-Samad	Anderson	Bearinger	Berry
Cohoon	Dawson	Dunkel	Forbes
Gaines	Gaskill	Hall	Hanson
Heddens	Hunter	Isenhart	Jacoby
Kajtazovic	Kaufmann	Kearns	Kelley
Kressig	Lensing	Lundby	Lykam
Mascher	Miller, H.	Muhlbauer	Murphy
Oldson	Olson, T.	Ourth	Pettengill
Prichard	Riding	Ruff	Running-Marquardt
Smith, M.	Staed	Steckman	Stutsman
Taylor, T.	Thede	Thomas	Wessel-Kroeschell
Winckler	Wolfe	Wood	

The nays were, 49:

Alons	Bacon	Baudler	Brandenburg
Byrnes	Costello	Cownie	Deyoe
Dolecheck	Drake	Fisher	Forristall
Fry	Garrett	Gassman	Grassley
Hagenow	Hanusa	Heartsill	Heaton
Hein	Hess	Highfill	Huseman
Jorgensen	Klein	Koester	Landon
Lofgren	Maxwell	Moore	Paulsen, Spkr.
Rayhons	Rogers	Salmon	Sands
Schultz	Shaw	Sheets	Smith, J.
Soderberg	Stanerson	Taylor, R.	Upmeyer
Vander Linden	Watts	Windschitl	Worthan
Olson, S., Presiding			

Absent or not voting, 4:

Baltimore	McCarthy	Miller, L.	Olson, R.
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Amendment H-1169 lost.

Hanson of Jefferson offered amendment H-1190 filed by Hanson, et al., and moved its adoption.

Roll call was requested by Hanson of Jefferson and T. Taylor of Linn.

On the question "Shall amendment H-1190 be adopted?" (H.F. 604)

The ayes were, 45:

Abdul-Samad	Anderson	Bearinger	Berry
Cohoon	Dawson	Dunkel	Forbes
Gaines	Gaskill	Hall	Hanson
Heddens	Hunter	Isenhart	Jacoby
Kajtazovic	Kearns	Kelley	Kressig
Lensing	Lundby	Lykam	Mascher
Miller, H.	Muhlbauer	Murphy	Oldson
Olson, T.	Ourth	Prichard	Riding
Ruff	Running-Marquardt	Smith, M.	Staed
Steckman	Stutsman	Taylor, T.	Thede
Thomas	Wessel-Kroeschell	Winckler	Wolfe
Wood			

The nays were, 52:

Alons	Bacon	Baltimore	Baudler
Brandenburg	Byrnes	Costello	Cownie
Deyoe	Dolecheck	Drake	Fisher
Forristall	Fry	Garrett	Gassman
Grassley	Hagenow	Hanusa	Heartsill
Heaton	Hein	Hess	Highfill
Huseman	Jorgensen	Kaufmann	Klein
Koester	Landon	Lofgren	Maxwell
Moore	Paulsen, Spkr.	Pettengill	Rayhons
Rogers	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Soderberg
Stanerson	Taylor, R.	Upmeyer	Vander Linden
Watts	Windschitl	Worthan	Olson, S., Presiding

Absent or not voting, 3:

McCarthy	Miller, L.	Olson, R.
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Amendment H-1190 lost.

Hanson of Jefferson asked and received unanimous consent to withdraw amendment H-1168 filed by Hanson, et al., on March 18, 2013.

Dolecheck of Ringgold offered amendment H-1134 filed by him and moved its adoption.

Amendment H-1134 was adopted.

Ourth of Warren offered amendment H-1160 filed by him and moved its adoption.

Amendment H-1160 lost.

Speaker Paulsen in the chair at 6:44 p.m.

Winckler of Scott offered amendment H-1155 filed by her and moved its adoption.

Roll call was requested by Winckler of Scott and Mascher of Johnson.

On the question "Shall amendment H-1155 be adopted?" (H.F. 604)

The ayes were, 45:

Abdul-Samad	Anderson	Bearinger	Berry
Cohoon	Dawson	Dunkel	Forbes
Gaines	Gaskill	Hall	Hanson
Heddens	Hunter	Isenhart	Jacoby
Kajtazovic	Kearns	Kelley	Kressig
Lensing	Lundby	Lykam	Mascher
Miller, H.	Muhlbauer	Murphy	Oldson
Olson, T.	Ourth	Prichard	Riding
Ruff	Running-Marquardt	Smith, M.	Staed
Steckman	Stutsman	Taylor, T.	Thede
Thomas	Wessel-Kroeschell	Winckler	Wolfe
Wood			

The nays were, 51:

Alons	Bacon	Baltimore	Baudler
Brandenburg	Byrnes	Costello	Cownie
Deyoe	Dolecheck	Drake	Fisher
Forristall	Fry	Garrett	Gassman
Grassley	Hagenow	Hanusa	Heaton
Hein	Hess	Highfill	Huseman
Jorgensen	Kaufmann	Klein	Koester
Landon	Lofgren	Maxwell	Moore
Olson, S.	Pettengill	Rayhons	Rogers
Salmon	Sands	Schultz	Shaw
Sheets	Smith, J.	Soderberg	Stanerson

Taylor, R. Windschitl	Upmeyer Worthan	Vander Linden Mr. Speaker Paulsen	Watts
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Absent or not voting, 4:

Heartsill	McCarthy	Miller, L.	Olson, R.
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Amendment H-1155 lost.

Windschitl of Harrison in the chair at 6:59 p.m.

Steckman of Cerro Gordo offered amendment H-1166 filed by her and Winckler of Scott and moved its adoption.

Roll call was requested by Abdul-Samad of Polk and Hunter of Polk.

On the question "Shall amendment H-1166 be adopted?" (H.F. 604)

The ayes were, 45:

Abdul-Samad	Anderson	Bearinger	Berry
Cohoon	Dawson	Dunkel	Forbes
Gaines	Gaskill	Hall	Hanson
Heddens	Hunter	Isenhart	Jacoby
Kajtazovic	Kearns	Kelley	Kressig
Lensing	Lundby	Lykam	Mascher
Miller, H.	Muhlbauer	Murphy	Oldson
Olson, T.	Ourth	Prichard	Riding
Ruff	Running-Marquardt	Smith, M.	Staed
Steckman	Stutsman	Taylor, T.	Thede
Thomas	Wessel-Kroeschell	Winckler	Wolfe
Wood			

The nays were, 51:

Alons	Bacon	Baltimore	Baudler
Brandenburg	Byrnes	Costello	Cownie
Deyoe	Dolecheck	Drake	Fisher
Forristall	Fry	Garrett	Gassman
Grassley	Hagenow	Hanusa	Heaton
Hein	Hess	Highfill	Huseman
Jorgensen	Kaufmann	Klein	Koester
Landon	Lofgren	Maxwell	Moore
Olson, S.	Paulsen, Spkr.	Pettengill	Rayhons
Rogers	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Soderberg
Stanerson	Taylor, R.	Upmeyer	Vander Linden
Watts	Worthan	Windschitl, Presiding	

Absent or not voting, 4:

Heartsill McCarthy Miller, L. Olson, R.

Amendment H-1166 lost.

Wood of Scott asked and received unanimous consent to withdraw amendment H-1165 filed by Wood, et al., on March 18, 2013.

Murphy of Dubuque offered amendment H-1154 filed by him and moved its adoption.

Amendment H-1154 lost.

Steckman of Cerro Gordo offered amendment H-1186 filed by her and Winckler of Scott and moved its adoption.

Roll call was requested by Steckman of Cerro Gordo and Abdul-Samad of Polk.

On the question "Shall amendment H-1186 be adopted?" (H.F. 604)

The ayes were, 45:

Abdul-Samad	Anderson	Bearinger	Berry
Cohoon	Dawson	Dunkel	Forbes
Gaines	Gaskill	Hall	Hanson
Heddens	Hunter	Isenhardt	Jacoby
Kajtazovic	Kearns	Kelley	Kressig
Lensing	Lundby	Lykam	Mascher
Miller, H.	Muhlbauer	Murphy	Oldson
Olson, T.	Ourth	Prichard	Riding
Ruff	Running-Marquardt	Smith, M.	Staed
Steckman	Stutsman	Taylor, T.	Thede
Thomas	Wessel-Kroeschell	Winckler	Wolfe
Wood			

The nays were, 52:

Alons	Bacon	Baltimore	Baudler
Brandenburg	Byrnes	Costello	Cownie
Deyoe	Dolecheck	Drake	Fisher
Forristall	Fry	Garrett	Gassman
Grassley	Hagenow	Hanusa	Heartsill
Heaton	Hein	Hess	Highfill
Huseman	Jorgensen	Kaufmann	Klein
Koester	Landon	Lofgren	Maxwell

Moore	Olson, S.	Paulsen, Spkr.	Pettengill
Rayhons	Rogers	Salmon	Sands
Schultz	Shaw	Sheets	Smith, J.
Soderberg	Stanerson	Taylor, R.	Upmeyer
Vander Linden	Watts	Worthan	Windschitl, Presiding

Absent or not voting, 3:

McCarthy	Miller, L.	Olson, R.
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Amendment H-1186 lost.

Steckman of Cerro Gordo asked and received unanimous consent to withdraw amendment H-1162 filed by her and Winckler of Scott on March 18, 2013.

Speaker Paulsen in the chair at 7:35 p.m.

Hall of Woodbury offered amendment H-1185 filed by him and moved its adoption.

Amendment H-1185 lost.

Lundby of Linn asked and received unanimous consent to withdraw amendment H-1171 filed by him on March 18, 2013.

Isenhart of Dubuque offered amendment H-1164 filed by him and moved its adoption.

Amendment H-1164 lost.

Lensing of Johnson offered amendment H-1167 filed by Winckler, et al., and moved its adoption.

Amendment H-1167 lost.

Heddens of Story offered amendment H-1163 filed by Heddens, et al., and moved its adoption.

Roll call was requested by Heddens of Story and Mascher of Johnson.

On the question "Shall amendment H-1163 be adopted?" (H.F. 604)

The ayes were, 44:

Abdul-Samad	Anderson	Bearinger	Berry
Cohoon	Dawson	Dunkel	Forbes
Gaines	Gaskill	Hall	Hanson
Heddens	Hunter	Isenhart	Jacoby
Kajtazovic	Kearns	Kelley	Kressig
Lensing	Lykam	Mascher	Miller, H.
Muhlbauer	Murphy	Oldson	Olson, T.
Ourth	Prichard	Riding	Ruff
Running-Marquardt	Smith, M.	Staed	Steckman
Stutsman	Taylor, T.	Thede	Thomas
Wessel-Kroeschell	Winckler	Wolfe	Wood

The nays were, 52:

Alons	Bacon	Baudler	Brandenburg
Byrnes	Costello	Cownie	Deyoe
Dolecheck	Drake	Fisher	Forristall
Fry	Garrett	Gassman	Grassley
Hagenow	Hanusa	Heartsill	Heaton
Hein	Hess	Highfill	Huseman
Jorgensen	Kaufmann	Klein	Koester
Landon	Lofgren	Lundby	Maxwell
Moore	Olson, S.	Pettengill	Rayhons
Rogers	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Soderberg
Stanerson	Taylor, R.	Upmeyer	Vander Linden
Watts	Windschitl	Worthan	Mr. Speaker Paulsen

Absent or not voting, 4:

Baltimore	McCarthy	Miller, L.	Olson, R.
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Amendment H-1163 lost.

Isenhart of Dubuque offered amendment H-1159 filed by him and moved its adoption.

Amendment H-1159 lost.

Cownie of Polk in the chair at 8:16 p.m.

Steckman of Cerro Gordo offered amendment H-1161 filed by her and Winckler of Scott and moved its adoption.

Roll call was requested by Steckman of Cerro Gordo and Hunter of Polk.

On the question "Shall amendment H-1161 be adopted?" (H.F. 604)

The ayes were, 45:

Abdul-Samad	Anderson	Bearinger	Berry
Cohoon	Dawson	Dunkel	Forbes
Gaines	Gaskill	Hall	Hanson
Heddens	Hunter	Isenhart	Jacoby
Kajtazovic	Kearns	Kelley	Kressig
Lensing	Lundby	Lykam	Mascher
Miller, H.	Muhlbauer	Murphy	Oldson
Olson, T.	Ourth	Prichard	Riding
Ruff	Running-Marquardt	Smith, M.	Staed
Steckman	Stutsman	Taylor, T.	Thede
Thomas	Wessel-Kroeschell	Winckler	Wolfe
Wood			

The nays were, 52:

Alons	Bacon	Baltimore	Baudler
Brandenburg	Byrnes	Costello	Deyoe
Dolecheck	Drake	Fisher	Forristall
Fry	Garrett	Gassman	Grassley
Hagenow	Hanusa	Heartsill	Heaton
Hein	Hess	Highfill	Huseman
Jorgensen	Kaufmann	Klein	Koester
Landon	Lofgren	Maxwell	Moore
Olson, S.	Paulsen, Spkr.	Pettengill	Rayhons
Rogers	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Soderberg
Stanerson	Taylor, R.	Upmeyer	Vander Linden
Watts	Windschitl	Worthan	Cownie, Presiding

Absent or not voting, 3:

McCarthy	Miller, L.	Olson, R.
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Amendment H-1161 lost.

Winckler of Scott asked and received unanimous consent to withdraw amendment H-1158 filed by her on March 18, 2013.

Winckler of Scott asked and received unanimous consent to withdraw amendment H-1189 filed by Winckler, et al., on March 19, 2013.

Dolecheck of Ringgold asked and received unanimous consent to withdraw amendment H-1135 filed by him on March 18, 2013.

Wessel-Kroeschell of Story asked and received unanimous consent to withdraw amendment H-1156 filed by her on March 18, 2013.

Dolecheck of Ringgold offered amendment H-1188 filed by him.

Dolecheck of Ringgold offered amendment H-1196, to amendment H-1188, filed by him from the floor and moved its adoption.

Amendment H-1196, to amendment H-1188, was adopted.

Dolecheck of Ringgold moved the adoption of amendment H-1188, as amended.

Amendment H-1188, as amended, was adopted.

Hall of Woodbury offered amendment H-1193 filed by him and moved its adoption.

Amendment H-1193 lost.

Dolecheck of Ringgold moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 604)

The ayes were, 52:

Alons	Bacon	Baltimore	Baudler
Brandenburg	Byrnes	Costello	Deyoe
Dolecheck	Drake	Fisher	Forristall
Fry	Garrett	Gassman	Grassley
Hagenow	Hanusa	Heartsill	Heaton
Hein	Hess	Highfill	Huseman
Jorgensen	Kaufmann	Klein	Koester
Landon	Lofgren	Maxwell	Moore
Olson, S.	Paulsen, Spkr.	Pettengill	Rayhons
Rogers	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Soderberg
Stanerson	Taylor, R.	Upmeyer	Vander Linden
Watts	Windschitl	Worthan	Cownie, Presiding

The nays were, 45:

Abdul-Samad	Anderson	Bearinger	Berry
Cohoon	Dawson	Dunkel	Forbes
Gaines	Gaskill	Hall	Hanson
Heddens	Hunter	Isenhart	Jacoby
Kajtazovic	Kearns	Kelley	Kressig
Lensing	Lundby	Lykam	Mascher
Miller, H.	Muhlbauer	Murphy	Oldson
Olson, T.	Ourth	Prichard	Riding
Ruff	Running-Marquardt	Smith, M.	Staed
Steckman	Stutsman	Taylor, T.	Thede
Thomas	Wessel-Kroeschell	Winckler	Wolfe
Wood			

Absent or not voting, 3:

McCarthy	Miller, L.	Olson, R.
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The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Regular Calendar

House File 486, a bill for an act relating to persons offering orthotic, prosthetic, and pedorthic services to the public, and relating to the scope of orthotic, prosthetic, and pedorthic services which may be ordered by certain health care providers, and including transition provisions, was taken up for consideration.

Koester of Polk moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 486)

The ayes were, 97:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cohoon	Costello
Dawson	Deyoe	Dolecheck	Drake
Dunkel	Fisher	Forbes	Forristall
Fry	Gaines	Garrett	Gaskill
Gassman	Grassley	Hagenow	Hall
Hanson	Hanusa	Heartsill	Heaton
Heddens	Hein	Hess	Highfill
Hunter	Huseman	Isenhart	Jacoby

Jorgensen	Kajtazovic	Kaufmann	Kearns
Kelley	Klein	Koester	Kressig
Landon	Lensing	Lofgren	Lundby
Lykam	Mascher	Maxwell	Miller, H.
Moore	Muhlbauer	Murphy	Oldson
Olson, S.	Olson, T.	Ourth	Paulsen, Spkr.
Pettengill	Prichard	Rayhons	Riding
Rogers	Ruff	Running-Marquardt	Salmon
Sands	Schultz	Shaw	Sheets
Smith, J.	Smith, M.	Soderberg	Staed
Stanerson	Steckman	Stutsman	Taylor, R.
Taylor, T.	Thede	Thomas	Upmeyer
Vander Linden	Watts	Wessel-Kroeschell	Winckler
Windschitl	Wolfe	Wood	Worthan
Cownie, Presiding			

The nays were, none.

Absent or not voting, 3:

McCarthy	Miller, L.	Olson, R.
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The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Speaker Paulsen in the chair at 9:01 p.m.

House File 531, a bill for an act relating to programs and accounts administered by the college student aid commission, was taken up for consideration.

Stanerson of Linn moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 531)

The ayes were, 97:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cohon	Costello
Cownie	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Fry	Gaines	Garrett
Gaskill	Gassman	Grassley	Hagenow
Hall	Hanson	Hanusa	Heartsill

Heaton	Heddens	Hein	Hess
Highfill	Hunter	Huseman	Isenhart
Jacoby	Jorgensen	Kajtazovic	Kaufmann
Kearns	Kelley	Klein	Koester
Kressig	Landon	Lensing	Lofgren
Lundby	Lykam	Mascher	Maxwell
Miller, H.	Moore	Muhlbauer	Murphy
Oldson	Olson, S.	Olson, T.	Ourth
Pettengill	Prichard	Rayhons	Riding
Rogers	Ruff	Running-Marquardt	Salmon
Sands	Schultz	Shaw	Sheets
Smith, J.	Smith, M.	Soderberg	Staed
Stanerson	Steckman	Stutsman	Taylor, R.
Taylor, T.	Thede	Thomas	Upmeyer
Vander Linden	Watts	Wessel-Kroeschell	Winckler
Windschitl	Wolfe	Wood	Worthan
Mr. Speaker Paulsen			

The nays were, none.

Absent or not voting, 3:

McCarthy Miller, L. Olson, R.

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 550, a bill for an act relating to record checks of prospective and current health care employees and certain students, was taken up for consideration.

Hunter of Polk asked and received unanimous consent to withdraw amendment H-1085 filed by him on March 13, 2013.

Heaton of Henry asked and received unanimous consent to withdraw amendment H-1183 filed by him on March 19, 2013.

Heaton of Henry offered amendment H-1192 filed by him and moved its adoption.

Amendment H-1192 was adopted.

SENATE FILE 347 SUBSTITUTED FOR HOUSE FILE 550

Heaton of Henry asked and received unanimous consent to substitute Senate File 347 for House File 550.

Unfinished Business Calendar

Senate File 347, a bill for an act relating to record checks of prospective and current health care employees and certain students and including effective date and applicability provisions, was taken up for consideration.

Heaton of Henry moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 347)

The ayes were, 97:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cphoon	Costello
Cownie	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Fry	Gaines	Garrett
Gaskill	Gassman	Grassley	Hagenow
Hall	Hanson	Hanusa	Heartsill
Heaton	Heddens	Hein	Hess
Highfill	Hunter	Huseman	Isenhart
Jacoby	Jorgensen	Kajtazovic	Kaufmann
Kearns	Kelley	Klein	Koester
Kressig	Landon	Lensing	Lofgren
Lundby	Lykam	Mascher	Maxwell
Miller, H.	Moore	Muhlbauer	Murphy
Oldson	Olson, S.	Olson, T.	Ourth
Pettengill	Prichard	Rayhons	Riding
Rogers	Ruff	Running-Marquardt	Salmon
Sands	Schultz	Shaw	Sheets
Smith, J.	Smith, M.	Soderberg	Staed
Stanerson	Steckman	Stutsman	Taylor, R.
Taylor, T.	Thede	Thomas	Upmeyer
Vander Linden	Watts	Wessel-Kroeschell	Winckler
Windschitl	Wolfe	Wood	Worthan
Mr. Speaker			
Paulsen			

The nays were, none.

Absent or not voting, 3:

McCarthy Miller, L. Olson, R.

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

HOUSE FILE 550 WITHDRAWN

Heaton of Henry asked and received unanimous consent to withdraw House File 550 from further consideration by the House.

Regular Calendar

House File 565, a bill for an act relating to mechanic's liens and the mechanics' notice and lien registry, was taken up for consideration.

Baltimore of Boone offered amendment H-1180 filed by him and moved its adoption.

Amendment H-1180 was adopted.

Baltimore of Boone moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 565)

The ayes were, 97:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cohoon	Costello
Cownie	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Fry	Gaines	Garrett
Gaskill	Gassman	Grassley	Hagenow
Hall	Hanson	Hanusa	Heartsill
Heaton	Heddens	Hein	Hess
Highfill	Hunter	Huseman	Isenhart
Jacoby	Jorgensen	Kajtazovic	Kaufmann
Kearns	Kelley	Klein	Koester
Kressig	Landon	Lensing	Lofgren
Lundby	Lykam	Mascher	Maxwell

Miller, H.	Moore	Muhlbauer	Murphy
Oldson	Olson, S.	Olson, T.	Ourth
Pettengill	Prichard	Rayhons	Riding
Rogers	Ruff	Running-Marquardt	Salmon
Sands	Schultz	Shaw	Sheets
Smith, J.	Smith, M.	Soderberg	Staed
Stanerson	Steckman	Stutsman	Taylor, R.
Taylor, T.	Thede	Thomas	Upmeyer
Vander Linden	Watts	Wessel-Kroeschell	Winckler
Windschitl	Wolfe	Wood	Worthan
Mr. Speaker Paulsen			

The nays were, none.

Absent or not voting, 3:

McCarthy	Miller, L.	Olson, R.
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The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

IMMEDIATE MESSAGES

Upmeyer of Cerro Gordo asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Files 486, 531, 565, 602, 603, 604** and **Senate File 347**.

LEAVE OF ABSENCE

Leave of absence was granted during voting as follows:

Baltimore of Boone	Heartsill of Marion
McCarthy of Polk	Miller, L. of Scott
Olson, R. of Polk	

SPONSORS ADDED

The following Representatives requested to be added as sponsors of amendment H-1160 to House File 604:

Isenhardt of Dubuque	Hunter of Polk
Cohon of Des Moines	Kearns of Lee
Dawson of Woodbury	Riding of Polk
Kressig of Black Hawk	Anderson of Polk
Running-Marquardt of Linn	Kajtazovic of Black Hawk
Murphy of Dubuque	Bearinger of Fayette

Ruff of Clayton
 M. Smith of Marshall
 Thomas of Clayton
 Staed of Linn
 Hall of Woodbury
 T. Olson of Linn
 H. Miller of Webster
 Kelley of Jasper

T. Taylor of Linn
 Lykam of Scott
 Forbes of Polk
 Wood of Scott
 Berry of Black Hawk
 Oldson of Polk
 Muhlbauer of Crawford

SPONSORS ADDED

The following Representatives requested to be added as sponsors of House Resolution 20:

Stanerson of Linn
 Worthan of Buena Vista
 Deyoe of Story
 Hagenow of Polk
 Costello of Mills
 Hess of Clay
 J. Smith of Dickinson
 Pettengill of Benton
 Schultz of Crawford
 Baudler of Adair
 Sheets of Appanoose
 Garrett of Warren
 Ruff of Clayton
 Highfill of Polk
 Jorgensen of Woodbury
 Wood of Scott
 Steckman of Cerro Gordo
 Berry of Black Hawk
 Kelley of Jasper
 Salmon of Black Hawk
 Prichard of Floyd
 M. Smith of Marshall
 H. Miller of Webster
 Running-Marquardt of Linn
 Wolfe of Clinton
 Gaines of Polk
 Kressig of Black Hawk
 Klein of Washington
 Heddens of Story
 Stutsman of Johnson
 Upmeyer of Cerro Gordo
 Cownie of Polk
 Mascher of Johnson
 Lykam of Scott
 Dolecheck of Ringgold
 Gassman of Winnebago
 Sands of Louisa

Moore of Jackson
 Soderberg of Plymouth
 Rayhons of Hancock
 Bacon of Story
 Kaufmann of Cedar
 Landon of Polk
 Hall of Woodbury
 Shaw of Pocahontas
 Lofgren of Muscatine
 Fisher of Tama
 Alons of Sioux
 Brandenburg of Pottawattamie
 Dunkel of Dubuque
 Fry of Clarke
 Forristall of Pottawattamie
 Dawson of Woodbury
 S. Olson of Clinton
 Heaton of Henry
 Vander Linden of Mahaska
 Windschitl of Harrison
 T. Olson of Linn
 Hanson of Jefferson
 Oldson of Polk
 Isenhardt of Dubuque
 Beringer of Fayette
 Abdul-Samad of Polk
 Anderson of Polk
 T. Taylor of Linn
 Kearns of Lee
 Wessel-Kroeschell of Story
 Cohoon of Des Moines
 Forbes of Polk
 Muhlbauer of Crawford
 Murphy of Dubuque
 Gaskill of Wapello
 Heartsill of Marion
 Huseman of Cherokee

Staed of Linn
Thede of Scott
Rogers of Black Hawk
Paulsen of Linn
Koester of Polk

Ourth of Warren
Kajtazovic of Black Hawk
Lensing of Johnson
Baltimore of Boone

EXPLANATION OF VOTE

On March 20, 2013, I inadvertently voted “aye” on amendment H-1172 to House File 603. I intended to vote “nay”.

HAGENOW of Polk

SUBCOMMITTEE ASSIGNMENTS

House File 605

Judiciary: Heartsill, Chair; Baltimore and Wolfe.

House File 609

Appropriations: Watts, Chair; Highfill and Murphy.

Senate File 121

State Government: Watts, Chair; Grassley and Kajtazovic.

Senate File 247

Agriculture: Klein, Chair; Hein and Kearns.

Senate File 282

Judiciary: Kaufmann, Chair; Dawson and Worthan.

Senate File 293

State Government: Watts, Chair; Grassley and Steckman.

Senate File 298

Judiciary: Windschitl, Chair; Heaton and M. Smith.

Senate File 316

Agriculture: Deyoe, Chair; Klein and Ourth.

Senate File 342

Judiciary: Brandenburg, Chair; Anderson and Garrett.

Senate File 345

Judiciary: Brandenburg, Chair; Garrett and Lensing.

Senate File 346

State Government: Watts, Chair; Grassley and Steckman.

Senate File 359

Public Safety: S. Olson, Chair; Fry and R. Olson.

Senate File 362

Judiciary: Baltimore, Chair; Hess and Wessel-Kroeschell.

Senate File 368

Judiciary: Hagenow, Chair; Anderson and Baltimore.

Senate File 379

State Government: L. Miller, Chair; Highfill and Prichard.

Senate File 385

Public Safety: Fry, Chair; Brandenburg and Dawson.

Senate File 388

Environmental Protection: Maxwell, Chair; Berry and Deyoe.

Senate File 403

State Government: Drake, Chair; Costello and Isenhart.

Senate File 404

Education: Hanusa, Chair; Gaines and Jorgensen.

AMENDMENTS FILED

H-1194	H.F.	488	Senate Amendment
H-1195	H.F.	590	Fry of Clarke
H-1196	H.F.	604	Dolecheck of Ringgold
H-1197	H.F.	538	Alons of Sioux

On motion by Upmeyer of Cerro Gordo, the House adjourned at 9:11 p.m., until 8:30 a.m., Thursday, March 21, 2013.

JOURNAL OF THE HOUSE

Sixty-seventh Calendar Day - Forty-fourth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Thursday, March 21, 2013

The House met pursuant to adjournment at 8:33 a.m., Speaker Paulsen in the chair.

Prayer was offered by Representative Heartsill of Marion County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Joel, Trevor and Morgan Jackson, grandchildren of M. Smith of Marshall and friends Sam and Jack Minick of Des Moines. They were the guests of Representative Oldson of Polk.

The Journal of Wednesday, March 20, 2013, was approved.

INTRODUCTION OF BILL

House File 611, by Hall, Dawson, Riding, Staed, Ourth, Hunter, Stutsman, Bearinger, Kressig, Ruff, Murphy, H. Miller, Hanson, Kelley, Anderson, Running-Marquardt, Cohoon, Berry, Kajtazovic, Steckman, Thomas, Wood, Thede, Wolfe, Abdul-Samad, T. Olson, Gaines, Lykam, Forbes, Prichard, and Muhlbauer, a bill for an act relating to property taxation by providing a property assessment adjustment for certain persons, applying income and age limitations, providing a penalty, modifying the time period for property tax assessment protests, and including retroactive and other applicability provisions.

Read first time and referred to committee on **Ways and Means**.

ADOPTION OF HOUSE RESOLUTION 20

Upmeyer of Cerro Gordo called up for consideration **House Resolution 20**, a resolution opposing the decision of the International Olympic Committee to end wrestling as an Olympic event, and moved its adoption.

The motion prevailed and the resolution was adopted.

ADOPTION OF HOUSE RESOLUTION 31

Upmeyer of Cerro Gordo called up for consideration **House Resolution 31**, a resolution recognizing October 25, 2013, as Dan Gable Day in Iowa, and moved its adoption.

The motion prevailed and the resolution was adopted.

SUBCOMMITTEE ASSIGNMENTS

House File 481

Ways and Means: Stanerson, Chair; Gaskill and Windschitl.

House File 494

Ways and Means: Landon, Chair; Forristall and Stutsman.

House File 507

Ways and Means: Moore, Chair; Hein and Riding.

House File 508

Ways and Means: Stanerson, Chair; Riding and Windschitl.

House File 578

Ways and Means: Windschitl, Chair; Forbes and Maxwell.

House File 579

Ways and Means: Baltimore, Chair; Hagenow and Isenhardt.

House File 582

Ways and Means: Moore, Chair; Forbes and Forristall.

House File 583

Ways and Means: Moore, Chair; Landon and Riding.

House File 608

Judiciary: Baltimore, Chair; Kaufmann and Wolfe.

Senate File 224

Ways and Means: Landon, Chair; Forristall and Stutsman.

Senate File 317

Natural Resources: Rayhons, Chair; Fisher and Thomas.

Senate File 340

Transportation: Heartsill, Chair; Rogers and Stutsman.

Senate File 364

Transportation: Landon, Chair; Heartsill and Lykam.

AMENDMENTS FILED

H-1198	H.F.	495	Heartsill of Marion
H-1199	H.F.	593	Hall of Woodbury
H-1200	H.F.	593	Hall of Woodbury
H-1201	H.F.	380	Gaskill of Wapello

On motion by Upmeyer of Cerro Gordo, the House adjourned at 8:43 a.m., until 10:00 a.m., Friday, March 22, 2013.

JOURNAL OF THE HOUSE

Sixty-eighth Calendar Day - Forty-fifth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Friday, March 22, 2013

The House met pursuant to adjournment at 10:01 a.m., Landon of Polk in the chair.

Prayer was offered by Representative Koester of Polk County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Representative Koester of Polk.

The Journal of Thursday, March 21, 2013, was approved.

COMMUNICATIONS RECEIVED

The following communications were received and filed in the office of the Chief Clerk:

AUDITOR OF STATE

Special Investigation of the City of Muscatine Report, pursuant to Iowa Code section 11.6.

DEPARTMENT OF EDUCATION

Condition of Education Report, pursuant to Iowa Code section 256.7.

DEPARTMENT OF HUMAN SERVICES

Mental Health Disabilities Services Report, pursuant to Iowa Code section 225C.6(1)(h).

On motion by Koester of Polk, the House adjourned at 10:03 a.m., until 1:00 p.m., Monday, March 25, 2013.

JOURNAL OF THE HOUSE

Seventy-first Calendar Day - Forty-sixth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Monday, March 25, 2013

The House met pursuant to adjournment at 1:01 p.m., Speaker Paulsen in the chair.

Prayer was offered by Reverend Michael Willer, Trinity United Methodist Church, Fort Dodge. He was the guest of Representative H. Miller of Webster County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by representatives from the Iowa Department for the Blind.

The Journal of Friday, March 22, 2013, was approved.

SPECIAL PRESENTATION

Alons of Sioux introduced to the House the Orange City Tulip Festival Queen and her court.

The House rose and expressed its welcome.

The House stood at ease at 1:16 p.m., until the fall of the gavel.

The House resumed session at 3:20 p.m., Speaker Paulsen in the chair.

CONSIDERATION OF BILLS

Regular Calendar

House File 356, a bill for an act relating to the statute of limitation period in executing a judgment in an action on a claim for rent, was taken up for consideration.

Kaufmann of Cedar offered amendment H-1191 filed by him and moved its adoption.

Amendment H-1191 was adopted.

Kaufmann of Cedar moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 356)

The ayes were, 97:

Abdul-Samad	Alons	Bacon	Baltimore
Baudler	Bearinger	Berry	Brandenburg
Byrnes	Cohoon	Costello	Cownie
Dawson	Deyoe	Dolecheck	Drake
Dunkel	Fisher	Forbes	Forristall
Fry	Gaines	Garrett	Gaskill
Gassman	Grassley	Hagenow	Hall
Hanson	Hanusa	Heartsill	Heaton
Heddens	Hein	Hess	Highfill
Hunter	Huseman	Isenhart	Jacoby
Jorgensen	Kajtazovic	Kaufmann	Kearns
Kelley	Klein	Koester	Kressig
Landon	Lensing	Lofgren	Lundby
Lykam	Mascher	Maxwell	McCarthy
Miller, H.	Miller, L.	Moore	Muhlbauer
Murphy	Olson, R.	Olson, S.	Olson, T.
Ourth	Pettengill	Prichard	Rayhons
Riding	Rogers	Ruff	Running-Marquardt
Salmon	Sands	Schultz	Shaw
Sheets	Smith, J.	Smith, M.	Soderberg
Staed	Stanerson	Steckman	Stutsman
Taylor, R.	Taylor, T.	Thede	Thomas
Upmeyer	Vander Linden	Watts	Wessel-Kroeschell
Winckler	Windschitl	Wolfe	Worthan
Mr. Speaker Paulsen			

The nays were, none.

Absent or not voting, 3:

Anderson	Oldson	Wood
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The bill having received a constitutional majority was declared to have passed the House and the title, as amended, was agreed to.

House File 380, a bill for an act concerning setoff procedures for collection of debts owed a state agency or political subdivision, was taken up for consideration.

Gaskill of Wapello offered amendment H-1201 filed by her and moved its adoption.

Amendment H-1201 was adopted.

Bacon of Story moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question “Shall the bill pass?” (H.F. 380)

The ayes were, 97:

Abdul-Samad	Alons	Bacon	Baltimore
Baudler	Bearinger	Berry	Brandenburg
Byrnes	Cohoon	Costello	Cownie
Dawson	Deyoe	Dolecheck	Drake
Dunkel	Fisher	Forbes	Forristall
Fry	Gaines	Garrett	Gaskill
Gassman	Grassley	Hagenow	Hall
Hanson	Hanusa	Heartsill	Heaton
Heddens	Hein	Hess	Highfill
Hunter	Huseman	Isenhardt	Jacoby
Jorgensen	Kajtazovic	Kaufmann	Kearns
Kelley	Klein	Koester	Kressig
Landon	Lensing	Lofgren	Lundby
Lykam	Mascher	Maxwell	McCarthy
Miller, H.	Miller, L.	Moore	Muhlbauer
Murphy	Olson, R.	Olson, S.	Olson, T.
Ourth	Pettengill	Prichard	Rayhons
Riding	Rogers	Ruff	Running-Marquardt
Salmon	Sands	Schultz	Shaw
Sheets	Smith, J.	Smith, M.	Soderberg
Staed	Stanerson	Steckman	Stutsman
Taylor, R.	Taylor, T.	Thede	Thomas
Upmeyer	Vander Linden	Watts	Wessel-Kroeschell
Winckler	Windschitl	Wolfe	Worthan
Mr. Speaker Paulsen			

The nays were, none.

Absent or not voting, 3:

Anderson	Oldson	Wood
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The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 491, a bill for an act relating to certain title abstracts to property with private sewage disposal systems and providing effective date and retroactive applicability provisions, was taken up for consideration.

SENATE FILE 390 SUBSTITUTED FOR HOUSE FILE 491

Sheets of Appanoose asked and received unanimous consent to substitute Senate File 390 for House File 491.

Senate File 390, a bill for an act relating to certain title abstracts to property with private sewage disposal systems and providing effective date and retroactive applicability provisions, was taken up for consideration.

Sheets of Appanoose moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 390)

The ayes were, 97:

Abdul-Samad	Alons	Bacon	Baltimore
Baudler	Bearinger	Berry	Brandenburg
Byrnes	Cohoon	Costello	Cownie
Dawson	Deyoe	Dolecheck	Drake
Dunkel	Fisher	Forbes	Forristall
Fry	Gaines	Garrett	Gaskill
Gassman	Grassley	Hagenow	Hall
Hanson	Hanusa	Heartsill	Heaton
Heddens	Hein	Hess	Highfill
Hunter	Huseman	Isenhardt	Jacoby
Jorgensen	Kajtazovic	Kaufmann	Kearns
Kelley	Klein	Koester	Kressig
Landon	Lensing	Lofgren	Lundby
Lykam	Mascher	Maxwell	McCarthy
Miller, H.	Miller, L.	Moore	Muhlbauer
Murphy	Olson, R.	Olson, S.	Olson, T.
Ourth	Pettengill	Prichard	Rayhons
Riding	Rogers	Ruff	Running-Marquardt
Salmon	Sands	Schultz	Shaw
Sheets	Smith, J.	Smith, M.	Soderberg

Staed	Stanerson	Steckman	Stutsman
Taylor, R.	Taylor, T.	Thede	Thomas
Upmeyer	Vander Linden	Watts	Wessel-Kroeschell
Winckler	Windschitl	Wolfe	Worthan
Mr. Speaker Paulsen			

The nays were, none.

Absent or not voting, 3:

Anderson	Oldson	Wood
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The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

HOUSE FILE 491 WITHDRAWN

Sheets of Appanoose asked and received unanimous consent to withdraw House File 491 from further consideration by the House.

House File 521, a bill for an act relating to certain license requirements under the purview of the natural resource commission, was taken up for consideration.

Fisher of Tama moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 521)

The ayes were, 92:

Abdul-Samad	Alons	Bacon	Baltimore
Bearinger	Berry	Brandenburg	Byrnes
Cohoon	Costello	Cownie	Dawson
Deyoe	Dolecheck	Drake	Dunkel
Fisher	Forbes	Forristall	Fry
Gaines	Garrett	Gaskill	Gassman
Grassley	Hagenow	Hall	Hanson
Hanusa	Heartsill	Heaton	Heddens
Hein	Hess	Highfill	Huseman
Jacoby	Jorgensen	Kajtazovic	Kaufmann
Kearns	Kelley	Klein	Koester
Kressig	Landon	Lensing	Lofgren
Lundby	Lykam	Mascher	Maxwell
McCarthy	Miller, H.	Miller, L.	Moore

Muhlbauer	Murphy	Olson, S.	Olson, T.
Ourth	Pettengill	Prichard	Rayhons
Riding	Rogers	Ruff	Running-Marquardt
Salmon	Sands	Schultz	Shaw
Sheets	Smith, J.	Smith, M.	Soderberg
Staed	Stanerson	Steckman	Stutsman
Taylor, R.	Taylor, T.	Thede	Thomas
Upmeyer	Vander Linden	Watts	Winckler
Windschitl	Wolfe	Worthan	Mr. Speaker Paulsen

The nays were, 5:

Baudler	Hunter	Isenhart	Olson, R.
Wessel-Kroeschell			

Absent or not voting, 3:

Anderson	Oldson	Wood
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The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 527, a bill for an act requiring a person other than a juvenile convicted of or receiving a deferred judgment for an aggravated misdemeanor to submit a DNA sample and including effective date provisions, was taken up for consideration.

Klein of Washington moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 527)

The ayes were, 79:

Abdul-Samad	Alons	Bacon	Baltimore
Baudler	Bearinger	Berry	Brandenburg
Byrnes	Cohoon	Costello	Cownie
Dawson	Deyoe	Dolecheck	Drake
Dunkel	Fisher	Forbes	Forristall
Fry	Gaines	Garrett	Gassman
Grassley	Hagenow	Hall	Hanson
Hanusa	Heaton	Heddens	Hein
Hess	Highfill	Huseman	Jacoby
Jorgensen	Kajtazovic	Kaufmann	Klein
Koester	Kressig	Landon	Lofgren
Lykam	Maxwell	Miller, L.	Moore

Muhlbauer	Murphy	Olson, R.	Olson, S.
Olson, T.	Ourth	Pettengill	Prichard
Rayhons	Riding	Rogers	Ruff
Running-Marquardt	Salmon	Sands	Sheets
Smith, J.	Smith, M.	Soderberg	Staed
Stanerson	Steckman	Stutsman	Taylor, R.
Thomas	Upmeyer	Vander Linden	Watts
Windschitl	Worthan	Mr. Speaker	
		Paulsen	

The nays were, 18:

Gaskill	Heartsill	Hunter	Isenhart
Kearns	Kelley	Lensing	Lundby
Mascher	McCarthy	Miller, H.	Schultz
Shaw	Taylor, T.	Thede	Wessel-Kroeschell
Winckler	Wolfe		

Absent or not voting, 3:

Anderson	Oldson	Wood
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The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 534, a bill for an act relating to identity theft, and providing a penalty, was taken up for consideration.

Brandenburg of Pottawattamie moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 534)

The ayes were, 87:

Abdul-Samad	Alons	Bacon	Baltimore
Baudler	Bearinger	Berry	Brandenburg
Byrnes	Cohoon	Costello	Cownie
Dawson	Deyoe	Dolecheck	Drake
Dunkel	Fisher	Forbes	Forristall
Fry	Gaines	Garrett	Gassman
Grassley	Hagenow	Hall	Hanson
Hanusa	Heartsill	Heaton	Heddens
Hein	Hess	Highfill	Huseman
Jacoby	Jorgensen	Kajtazovic	Kaufmann
Kelley	Klein	Koester	Kressig
Landon	Lofgren	Lundby	Lykam
Maxwell	McCarthy	Miller, H.	Miller, L.

Moore	Muhlbauer	Murphy	Olson, S.
Olson, T.	Ourth	Pettengill	Prichard
Rayhons	Riding	Rogers	Ruff
Running-Marquardt	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Smith, M.
Soderberg	Staed	Stanerson	Steckman
Stutsman	Taylor, R.	Thede	Thomas
Upmeyer	Vander Linden	Watts	Windschitl
Wood	Worthan	Mr. Speaker	
		Paulsen	

The nays were, 11:

Gaskill	Hunter	Isenhart	Kearns
Lensing	Mascher	Olson, R.	Taylor, T.
Wessel-Kroeschell	Winckler	Wolfe	

Absent or not voting, 2:

Anderson	Oldson
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The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 570, a bill for an act relating to informal conferences on contested citations or regulatory insufficiencies in health care facilities or assisted living programs and including applicability provisions, was taken up for consideration.

SENATE FILE 394 SUBSTITUTED FOR HOUSE FILE 570

Heaton of Henry asked and received unanimous consent to substitute Senate File 394 for House File 570.

Senate File 394, a bill for an act relating to informal conferences on contested citations or regulatory insufficiencies in health care facilities or assisted living programs and including applicability provisions, was taken up for consideration.

Heaton of Henry moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 394)

The ayes were, 98:

Abdul-Samad	Alons	Bacon	Baltimore
Baudler	Bearinger	Berry	Brandenburg
Byrnes	Cohoon	Costello	Cownie
Dawson	Deyoe	Dolecheck	Drake
Dunkel	Fisher	Forbes	Forristall
Fry	Gaines	Garrett	Gaskill
Gassman	Grassley	Hagenow	Hall
Hanson	Hanusa	Heartsill	Heaton
Heddens	Hein	Hess	Highfill
Hunter	Huseman	Isenhart	Jacoby
Jorgensen	Kajtazovic	Kaufmann	Kearns
Kelley	Klein	Koester	Kressig
Landon	Lensing	Lofgren	Lundby
Lykam	Mascher	Maxwell	McCarthy
Miller, H.	Miller, L.	Moore	Muhlbauer
Murphy	Olson, R.	Olson, S.	Olson, T.
Ourth	Pettengill	Prichard	Rayhons
Riding	Rogers	Ruff	Running-Marquardt
Salmon	Sands	Schultz	Shaw
Sheets	Smith, J.	Smith, M.	Soderberg
Staed	Stanerson	Steckman	Stutsman
Taylor, R.	Taylor, T.	Thede	Thomas
Upmeyer	Vander Linden	Watts	Wessel-Kroeschell
Winckler	Windschitl	Wolfe	Wood
Worthan	Mr. Speaker		
	Paulsen		

The nays were, none.

Absent or not voting, 2:

Anderson Oldson

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

HOUSE FILE 570 WITHDRAWN

Heaton of Henry asked and received unanimous consent to withdraw House File 570 from further consideration by the House.

House File 572, a bill for an act relating to the statute of limitations period in an action arising out of the unsafe or defective condition of an improvement to real property, was taken up for consideration.

Kaufmann of Cedar moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 572)

The ayes were, 53:

Alons	Bacon	Baltimore	Baudler
Brandenburg	Byrnes	Costello	Cownie
Deyoe	Dolecheck	Drake	Fisher
Forristall	Fry	Garrett	Gassman
Grassley	Hagenow	Hanusa	Heartsill
Heaton	Hein	Hess	Highfill
Huseman	Jorgensen	Kaufmann	Klein
Koester	Landon	Lofgren	Maxwell
Miller, L.	Moore	Olson, S.	Pettengill
Rayhons	Rogers	Salmon	Sands
Schultz	Shaw	Sheets	Smith, J.
Soderberg	Stanerson	Taylor, R.	Upmeyer
Vander Linden	Watts	Windschitl	Worthan
Mr. Speaker Paulsen			

The nays were, 45:

Abdul-Samad	Bearinger	Berry	Cohoon
Dawson	Dunkel	Forbes	Gaines
Gaskill	Hall	Hanson	Heddens
Hunter	Isenhardt	Jacoby	Kajtazovic
Kearns	Kelley	Kressig	Lensing
Lundby	Lykam	Mascher	McCarthy
Miller, H.	Muhlbauer	Murphy	Olson, R.
Olson, T.	Ourth	Prichard	Riding
Ruff	Running-Marquardt	Smith, M.	Staed
Steckman	Stutsman	Taylor, T.	Thede
Thomas	Wessel-Kroeschell	Winckler	Wolfe
Wood			

Absent or not voting, 2:

Anderson	Oldson
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The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

LEAVE OF ABSENCE

Leave of absence was granted during voting as follows:

Anderson of Polk
Wood of Scott

Oldson of Polk

IMMEDIATE MESSAGES

Upmeyer of Cerro Gordo asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Files 356, 380, 521, 527, 534, 572** and **Senate Files 390 and 394**.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on March 25, 2013, amended and passed the following bill in which the concurrence of the House is asked:

House File 397, a bill for an act relating to the administration of duties and programs by the economic development authority.

Also: That the Senate has on March 25, 2013, passed the following bill in which the concurrence of the House is asked:

Senate File 406, a bill for an act relating to involuntary commitments for persons with substance-related disorders, mental illness, and intellectual disabilities, and providing for the creation of an office of mental health advocate in the department of human rights and including effective date provisions.

Also: That the Senate has on March 25, 2013, passed the following bill in which the concurrence of the House is asked:

Senate File 427, a bill for an act relating to the licensing of plumbing, mechanical, HVAC-refrigeration, sheet metal, or hydronic professionals, including transition provisions, including effective date provisions, and making penalties applicable.

MICHAEL E. MARSHALL, Secretary

The House stood at ease at 4:18 p.m., until the fall of the gavel.

The House resumed session at 4:49 p.m., Speaker Paulsen in the chair.

SENATE MESSAGE CONSIDERED

Senate File 406, by committee on Judiciary, a bill for an act relating to involuntary commitments for persons with substance-related disorders, mental illness, and intellectual disabilities, and providing for the creation of an office of mental health advocate in the department of human rights and including effective date provisions.

Read first time and referred to committee on **Judiciary**.

HOUSE FILE 420 REFERRED

The Speaker announced that House File 420, previously placed on the **calendar** was referred to committee on **State Government**.

BILLS ENROLLED, SIGNED AND SENT TO GOVERNOR

The Chief Clerk of the House submitted the following report:

Mr. Speaker: The Chief Clerk of the House respectfully reports that the following bills have been examined and found correctly enrolled, signed by the Speaker of the House and the President of the Senate, and presented to the Governor for his approval on this 25th day of March, 2013: House Files 133, 160, 185, 199, 225, 324, 358, 458 and 496.

CARMINE BOAL
Chief Clerk of the House

HOUSE STUDY BILL COMMITTEE ASSIGNMENT

H.S.B. 229 Appropriations

Relating to human services involving mental health and disability services and children's services, making appropriations, and including effective dates.

SUBCOMMITTEE ASSIGNMENTS

House File 420

State Government: Costello, Chair; Koester and Prichard.

Senate File 269

Human Resources: L. Miller, Chair; R. Taylor and Wessel-Kroeschell.

Senate File 380

State Government: Stanerson, Chair; Bacon and Lensing.

Senate File 383

Judiciary: Hess, Chair; Anderson and Heartsill.

AMENDMENTS FILED

H-1202	H.F.	562	M. Smith of Marshall
H-1203	H.F.	454	Dolecheck of Ringgold
H-1204	H.F.	548	Winckler of Scott Mascher of Johnson Steckman of Cerro Gordo Stutsman of Johnson
H-1205	H.F.	397	Senate Amendment
H-1206	S.F.	288	Hess of Clay
H-1207	H.F.	538	Alons of Sioux
H-1208	H.F.	529	Shaw of Pocahontas
H-1209	S.F.	202	Fry of Clarke
H-1210	H.F.	569	M. Smith of Marshall
H-1211	H.F.	597	Klein of Washington
H-1212	H.F.	454	Winckler of Scott

On motion by Upmeyer of Cerro Gordo, the House adjourned at 4:49 p.m., until 8:30 a.m., Tuesday, March 26, 2013.

JOURNAL OF THE HOUSE

Seventy-second Calendar Day - Forty-seventh Session Day

Hall of the House of Representatives
Des Moines, Iowa, Tuesday, March 26, 2013

The House met pursuant to adjournment at 8:31 a.m., Speaker Paulsen in the chair.

Prayer was offered by Representative Rayhons of Hancock County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Cub Scout Pack 50 of Des Moines. They were the guests of Representatives Murphy of Dubuque and Oldson of Polk.

The Journal of Monday, March 25, 2013, was approved.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on March 25, 2013, passed the following bill in which the concurrence of the Senate was asked:

House File 486, a bill for an act relating to persons offering orthotic, prosthetic, and pedorthic services to the public, and relating to the scope of orthotic, prosthetic, and pedorthic services which may be ordered by certain health care providers, and including transition provisions.

Also: That the Senate has on March 25, 2013, passed the following bill in which the concurrence of the House is asked:

Senate File 296, a bill for an act relating to integrated care models for the delivery of health care, including but not limited to required utilization of a medical home by individuals currently and newly eligible for coverage under the Medicaid program and including effective date provisions.

Also: That the Senate has on March 25, 2013, passed the following bill in which the concurrence of the House is asked:

Senate File 310, a bill for an act relating to the corn promotion board by providing for its governance, providing for an assessed checkoff on corn, and including effective date provisions.

Also: That the Senate has on March 25, 2013, passed the following bill in which the concurrence of the House is asked:

Senate File 354, a bill for an act relating to public cafeterias concerning local purchasing preferences and the American heart association's dietary guidelines.

Also: That the Senate has on March 25, 2013, passed the following bill in which the concurrence of the House is asked:

Senate File 358, a bill for an act concerning title to real estate.

Also: That the Senate has on March 25, 2013, passed the following bill in which the concurrence of the House is asked:

Senate File 393, a bill for an act relating to prenatal care including required critical congenital heart disease screening for newborns as part of the state's newborn screening panel.

Also: That the Senate has on March 25, 2013, passed the following bill in which the concurrence of the House is asked:

Senate File 416, a bill for an act relating to authorization procedures for certain county projects involving real property.

MICHAEL E. MARSHALL, Secretary

SENATE MESSAGES CONSIDERED

Senate File 358, by committee on Judiciary, a bill for an act concerning title to real estate.

Read first time and referred to committee on **Judiciary**.

Senate File 393, by committee on Human Resources, a bill for an act relating to prenatal care including required critical congenital heart disease screening for newborns as part of the state's newborn screening panel.

Read first time and referred to committee on **Human Resources**.

Senate File 416, by committee on Judiciary, a bill for an act relating to authorization procedures for certain county projects involving real property.

Read first time and referred to committee on **Judiciary**.

Senate File 427, by committee on State Government, a bill for an act relating to the licensing of plumbing, mechanical, HVAC-refrigeration, sheet metal, or hydronic professionals, including transition provisions, including effective date provisions, and making penalties applicable.

Read a first time and **passed on file**.

On motion by Upmeyer of Cerro Gordo, the House was recessed at 8:35 a.m., until 2:00 p.m.

AFTERNOON SESSION

The House reconvened at 2:04 p.m., Speaker Paulsen in the chair.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on March 26, 2013, passed the following bill in which the concurrence of the Senate was asked:

House File 307, a bill for an act establishing the department of homeland security and emergency management.

Also: That the Senate has on March 26, 2013, passed the following bill in which the concurrence of the Senate was asked:

House File 591, a bill for an act relating to estates and trusts and including retroactive and other applicability provisions.

MICHAEL E. MARSHALL, Secretary

INTRODUCTION OF BILL

House File 612, by Heartsill, Shaw, Salmon, Sheets, Fisher, Schultz, Brandenburg, Alons, and Watts, a bill for an act creating the penalty of death for the commission of murder in the first degree, and the commission of either kidnapping in the first degree or sexual abuse in the first degree, or both, against the same minor who was murdered, providing a penalty, and including effective date provisions.

Read first time and referred to committee on **Judiciary**.

SENATE MESSAGES CONSIDERED

Senate File 310, by committee on Agriculture, a bill for an act relating to the corn promotion board by providing for its governance, providing for an assessed checkoff on corn, and including effective date provisions.

Read first time and referred to committee on **Agriculture**.

Senate File 354, by committee on State Government, a bill for an act relating to public cafeterias concerning local purchasing preferences and the American heart association's dietary guidelines.

Read first time and referred to committee on **State Government**.

The House stood at ease at 2:06 p.m., until the fall of the gavel.

The House resumed session at 2:50 p.m., Speaker Paulsen in the chair.

CONSIDERATION OF BILLS
Regular Calendar

House File 392, a bill for an act relating to programs and services under the purview of the department of public health, was taken up for consideration.

SENATE FILE 202 SUBSTITUTED FOR HOUSE FILE 392

Bacon of Story asked and received unanimous consent to substitute Senate File 202 for House File 392.

The Speaker placed the following amendments to House File 392 out of order:

H-1093 filed by Fry of Clarke on March 14, 2013.

H-1115 filed by Lundby of Linn on March 14, 2013.

H-1129 filed by Fry of Clarke on March 18, 2013.

Senate File 202, a bill for an act relating to programs and services under the purview of the department of public health, was taken up for consideration.

Lundby of Linn asked and received unanimous consent to withdraw amendment H-1177 filed by him on March 19, 2013.

Fry of Clarke offered amendment H-1209 filed by him and moved its adoption.

Amendment H-1209 was adopted.

Bacon of Story moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 202)

The ayes were, 94:

Abdul-Samad	Alons	Bacon	Baltimore
Baudler	Bearinger	Berry	Byrnes
Cohoon	Costello	Cownie	Dawson
Deyoe	Dolecheck	Drake	Fisher
Forbes	Forristall	Fry	Gaines
Garrett	Gaskill	Gassman	Grassley
Hagenow	Hall	Hanson	Hanusa
Heaton	Heddens	Hein	Hess
Highfill	Hunter	Huseman	Isenhart
Jacoby	Jorgensen	Kajtazovic	Kaufmann
Kearns	Kelley	Klein	Koester
Kressig	Landon	Lensing	Lofgren
Lundby	Lykam	Mascher	Maxwell
McCarthy	Miller, H.	Miller, L.	Moore
Muhlbauer	Murphy	Oldson	Olson, R.
Olson, S.	Ourth	Pettengill	Prichard
Rayhons	Riding	Rogers	Ruff
Running-Marquardt	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Smith, M.
Soderberg	Staed	Stanerson	Steckman
Stutsman	Taylor, R.	Taylor, T.	Thede
Thomas	Upmeyer	Vander Linden	Wessel-Kroeschell
Winckler	Windschitl	Wolfe	Wood
Worthan	Mr. Speaker		
	Paulsen		

The nays were, 2:

Heartsill Watts

Absent or not voting, 4:

Anderson Brandenburg Dunkel Olson, T.

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

HOUSE FILE 392 WITHDRAWN

Bacon of Story asked and received unanimous consent to withdraw House File 392 from further consideration by the House.

House File 393, a bill for an act relating to the placement of a juvenile on youthful offender status and the prosecution of a juvenile in juvenile or district court, and access to child abuse records by a juvenile court intake officer, was taken up for consideration.

SENATE FILE 288 SUBSTITUTED FOR HOUSE FILE 393

Hess of Clay asked and received unanimous consent to substitute Senate File 288 for House File 393.

Senate File 288, a bill for an act relating to the placement of a juvenile on youthful offender status and the prosecution of a juvenile in juvenile or district court, and access to child abuse records by a juvenile court intake officer, was taken up for consideration.

Hess of Clay offered amendment H-1206 filed by her and moved its adoption.

Amendment H-1206 was adopted.

Hess of Clay moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 288)

The ayes were, 96:

Abdul-Samad	Alons	Bacon	Baltimore
Baudler	Bearinger	Berry	Byrnes
Cohoon	Costello	Cownie	Dawson

Deyoe	Dolecheck	Drake	Fisher
Forbes	Forristall	Fry	Gaines
Garrett	Gaskill	Gassman	Grassley
Hagenow	Hall	Hanson	Hanusa
Heartsill	Heaton	Heddens	Hein
Hess	Highfill	Hunter	Huseman
Isenhart	Jacoby	Jorgensen	Kajtazovic
Kaufmann	Kearns	Kelley	Klein
Koester	Kressig	Landon	Lensing
Lofgren	Lundby	Lykam	Mascher
Maxwell	McCarthy	Miller, H.	Miller, L.
Moore	Muhlbauer	Murphy	Oldson
Olson, R.	Olson, S.	Ourth	Pettengill
Prichard	Rayhons	Riding	Rogers
Ruff	Running-Marquardt	Salmon	Sands
Schultz	Shaw	Sheets	Smith, J.
Smith, M.	Soderberg	Staed	Stanerson
Steckman	Stutsman	Taylor, R.	Taylor, T.
Thede	Thomas	Upmeyer	Vander Linden
Watts	Wessel-Kroeschell	Winckler	Windschitl
Wolfe	Wood	Worthan	Mr. Speaker Paulsen

The nays were, none.

Absent or not voting, 4:

Anderson	Brandenburg	Dunkel	Olson, T.
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The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

HOUSE FILE 393 WITHDRAWN

Hess of Clay asked and received unanimous consent to withdraw House File 393 from further consideration by the House.

House File 454, a bill for an act relating to education by modifying the duties and operations of the department of education, community colleges, the school budget review committee, and local school boards, eliminating a reporting requirement relating to vocational education funds, and including applicability provisions, was taken up for consideration.

Garrett of Warren offered amendment H-1083 filed by him.

Heddens of Story offered amendment H-1214, to amendment H-1083, filed by her from the floor and moved its adoption.

Amendment H-1214, to amendment H-1083, was adopted.

Garrett of Warren moved the adoption of amendment H-1083, as amended.

Amendment H-1083, as amended, was adopted.

Dolecheck of Ringgold asked and received unanimous consent to withdraw amendment H-1203 filed by him on March 25, 2013.

Pettengill of Benton offered amendment H-1068 filed by her and moved its adoption.

Amendment H-1068 was adopted.

Winckler of Scott offered amendment H-1212 filed by her.

Dolecheck of Ringgold offered amendment H-1216, to amendment H-1212, filed by him and Winckler of Scott from the floor and moved its adoption.

Amendment H-1216, to amendment H-1212, was adopted.

Winckler of Scott moved the adoption of amendment H-1212, as amended.

Amendment H-1212, as amended, was adopted.

Garrett of Warren moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 454)

The ayes were, 95:

Abdul-Samad	Alons	Bacon	Baltimore
Baudler	Bearinger	Berry	Byrnes
Cohoon	Costello	Cownie	Dawson
Deyoe	Dolecheck	Drake	Fisher
Forbes	Forristall	Fry	Gaines

Garrett	Gaskill	Gassman	Grassley
Hagenow	Hall	Hanson	Hanusa
Heaton	Heddens	Hein	Hess
Highfill	Hunter	Huseman	Isenhart
Jacoby	Jorgensen	Kajtazovic	Kaufmann
Kearns	Kelley	Klein	Koester
Kressig	Landon	Lensing	Lofgren
Lundby	Lykam	Mascher	Maxwell
McCarthy	Miller, H.	Miller, L.	Moore
Muhlbauer	Murphy	Oldson	Olson, R.
Olson, S.	Ourth	Pettengill	Prichard
Rayhons	Riding	Rogers	Ruff
Running-Marquardt	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Smith, M.
Soderberg	Staed	Stanerson	Steckman
Stutsman	Taylor, R.	Taylor, T.	Thede
Thomas	Upmeyer	Vander Linden	Watts
Wessel-Kroeschell	Winckler	Windschitl	Wolfe
Wood	Worthan	Mr. Speaker	
		Paulsen	

The nays were, 1:

Heartsill

Absent or not voting, 4:

Anderson Brandenburg Dunkel Olson, T.

The bill having received a constitutional majority was declared to have passed the House and the title, as amended, was agreed to.

House File 471, a bill for an act relating to the payment of reasonable attorney fees in juvenile court or appellate proceedings relating to a termination of parental rights petition, was taken up for consideration.

Hess of Clay moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 471)

The ayes were, 96:

Abdul-Samad	Alons	Bacon	Baltimore
Baudler	Bearinger	Berry	Byrnes
Cohoon	Costello	Cownie	Dawson

Deyoe	Dolecheck	Drake	Fisher
Forbes	Forristall	Fry	Gaines
Garrett	Gaskill	Gassman	Grassley
Hagenow	Hall	Hanson	Hanusa
Heartsill	Heaton	Heddens	Hein
Hess	Highfill	Hunter	Huseman
Isenhardt	Jacoby	Jorgensen	Kajtazovic
Kaufmann	Kearns	Kelley	Klein
Koester	Kressig	Landon	Lensing
Lofgren	Lundby	Lykam	Mascher
Maxwell	McCarthy	Miller, H.	Miller, L.
Moore	Muhlbauer	Murphy	Oldson
Olson, R.	Olson, S.	Ourth	Pettengill
Prichard	Rayhons	Riding	Rogers
Ruff	Running-Marquardt	Salmon	Sands
Schultz	Shaw	Sheets	Smith, J.
Smith, M.	Soderberg	Staed	Stanerson
Steckman	Stutsman	Taylor, R.	Taylor, T.
Thede	Thomas	Upmeyer	Vander Linden
Watts	Wessel-Kroeschell	Winckler	Windschitl
Wolfe	Wood	Worthan	Mr. Speaker Paulsen

The nays were, none.

Absent or not voting, 4:

Anderson	Brandenburg	Dunkel	Olson, T.
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The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 484, a bill for an act relating to boiler inspections and including effective date provisions, was taken up for consideration.

Watts of Dallas moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 484)

The ayes were, 96:

Abdul-Samad	Alons	Bacon	Baltimore
Baudler	Bearinger	Berry	Byrnes
Cohoon	Costello	Cownie	Dawson
Deyoe	Dolecheck	Drake	Fisher
Forbes	Forristall	Fry	Gaines
Garrett	Gaskill	Gassman	Grassley

Hagenow	Hall	Hanson	Hanusa
Heartsill	Heaton	Heddens	Hein
Hess	Highfill	Hunter	Huseman
Isenhardt	Jacoby	Jorgensen	Kajtazovic
Kaufmann	Kearns	Kelley	Klein
Koester	Kressig	Landon	Lensing
Lofgren	Lundby	Lykam	Mascher
Maxwell	McCarthy	Miller, H.	Miller, L.
Moore	Muhlbauer	Murphy	Oldson
Olson, R.	Olson, S.	Ourth	Pettengill
Prichard	Rayhons	Riding	Rogers
Ruff	Running-Marquardt	Salmon	Sands
Schultz	Shaw	Sheets	Smith, J.
Smith, M.	Soderberg	Staed	Stanerson
Steckman	Stutsman	Taylor, R.	Taylor, T.
Thede	Thomas	Upmeyer	Vander Linden
Watts	Wessel-Kroeschell	Winckler	Windschitl
Wolfe	Wood	Worthan	Mr. Speaker Paulsen

The nays were, none.

Absent or not voting, 4:

Anderson	Brandenburg	Dunkel	Olson, T.
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The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 538, a bill for an act relating to the board of parole, was taken up for consideration.

Alons of Sioux offered amendment H-1197 filed by him.

Alons of Sioux offered amendment H-1207, to amendment H-1197, filed by him and moved its adoption.

Amendment H-1207, to amendment H-1197, was adopted.

Alons of Sioux moved the adoption of amendment H-1197, as amended.

Amendment H-1197, as amended, was adopted, placing out of order amendment H-1176 filed by Alons of Sioux on March 18, 2013.

Alons of Sioux moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 538)

The ayes were, 96:

Abdul-Samad	Alons	Bacon	Baltimore
Baudler	Bearinger	Berry	Byrnes
Cohoon	Costello	Cownie	Dawson
Deyoe	Dolecheck	Drake	Fisher
Forbes	Forristall	Fry	Gaines
Garrett	Gaskill	Gassman	Grassley
Hagenow	Hall	Hanson	Hanusa
Heartsill	Heaton	Heddens	Hein
Hess	Highfill	Hunter	Huseman
Isenhardt	Jacoby	Jorgensen	Kajtazovic
Kaufmann	Kearns	Kelley	Klein
Koester	Kressig	Landon	Lesning
Lofgren	Lundby	Lykam	Mascher
Maxwell	McCarthy	Miller, H.	Miller, L.
Moore	Muhlbauer	Murphy	Oldson
Olson, R.	Olson, S.	Ourth	Pettengill
Prichard	Rayhons	Riding	Rogers
Ruff	Running-Marquardt	Salmon	Sands
Schultz	Shaw	Sheets	Smith, J.
Smith, M.	Soderberg	Staed	Stanerson
Steckman	Stutsman	Taylor, R.	Taylor, T.
Thede	Thomas	Upmeyer	Vander Linden
Watts	Wessel-Kroeschell	Winckler	Windschitl
Wolfe	Wood	Worthan	Mr. Speaker Paulsen

The nays were, none.

Absent or not voting, 4:

Anderson	Brandenburg	Dunkel	Olson, T.
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The bill having received a constitutional majority was declared to have passed the House and the title, as amended, was agreed to.

House File 544, a bill for an act relating to the Iowa veterans home and providing for the consideration of contributions to support as repayment receipts, was taken up for consideration.

Costello of Mills moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 544)

The ayes were, 95:

Abdul-Samad	Alons	Bacon	Baltimore
Baudler	Bearinger	Byrnes	Cohoon
Costello	Cownie	Dawson	Deyoe
Dolecheck	Drake	Fisher	Forbes
Forristall	Fry	Gaines	Garrett
Gaskill	Gassman	Grassley	Hagenow
Hall	Hanson	Hanusa	Heartsill
Heaton	Heddens	Hein	Hess
Highfill	Hunter	Huseman	Isenhart
Jacoby	Jorgensen	Kajtazovic	Kaufmann
Kearns	Kelley	Klein	Koester
Kressig	Landon	Lensing	Lofgren
Lundby	Lykam	Mascher	Maxwell
McCarthy	Miller, H.	Miller, L.	Moore
Muhlbauer	Murphy	Oldson	Olson, R.
Olson, S.	Ourth	Pettengill	Prichard
Rayhons	Riding	Rogers	Ruff
Running-Marquardt	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Smith, M.
Soderberg	Staed	Stanerson	Steckman
Stutsman	Taylor, R.	Taylor, T.	Thede
Thomas	Upmeyer	Vander Linden	Watts
Wessel-Kroeschell	Winckler	Windschitl	Wolfe
Wood	Worthan	Mr. Speaker	
		Paulsen	

The nays were, none.

Absent or not voting, 5:

Anderson	Berry	Brandenburg	Dunkel
Olson, T.			

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

IMMEDIATE MESSAGES

Upmeyer of Cerro Gordo asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Files 454, 471, 484, 538, 544** and **Senate Files 202** and **288**.

LEAVE OF ABSENCE

Leave of absence was granted during voting as follows:

Anderson of Polk
Dunkel of Dubuque

Brandenburg of Pottawattamie
T. Olson of Linn

HOUSE FILE 597 REFERRED

The Speaker announced that House File 597, previously placed on the **calendar** was referred to committee on **Ways and Means**.

SUBCOMMITTEE ASSIGNMENTS

House File 584

Ways and Means: Baltimore, Chair; Moore and Thomas.

Senate File 304

Public Safety: Worthan, Chair; Kressig and Sands.

Senate File 393

Human Resources: Forristall, Chair; Fry and Wessel-Kroeschell.

HOUSE STUDY BILL SUBCOMMITTEE ASSIGNMENT

House Study Bill 229

Appropriations: Heaton, Chair; Heddens and Koester.

COMMITTEE RECOMMENDATIONS

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendations have been received and are on file in the office of the Chief Clerk:

CARMINE BOAL
Chief Clerk of the House

COMMITTEE ON APPROPRIATIONS

Committee Bill (Formerly House File 280), relating to the war orphans educational assistance fund by transferring the moneys in the fund to the veterans trust fund and transferring duties for providing educational assistance to orphaned children of veterans to the commission on veterans affairs.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 26, 2013.

Committee Bill (Formerly House Study Bill 221), appropriating federal funds made available from federal block grants and other nonstate sources, allocating portions of federal block grants, and providing procedures if federal funds are more or less than anticipated or if federal block grants are more or less than anticipated and including effective date and retroactive applicability provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** March 26, 2013.

COMMITTEE ON COMMERCE

Senate File 182, a bill for an act relating to credit for reinsurance, including transition, applicability, and effective date provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** March 26, 2013.

Senate File 189, a bill for an act relating to a risk management framework for insurers and insurance groups and including penalty and applicability provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** March 26, 2013.

COMMITTEE ON EDUCATION

Senate File 332, a bill for an act related to the administration of the national guard educational assistance program.

Fiscal Note: **No**

Recommendation: **Do Pass** March 26, 2013.

Senate File 338, a bill for an act requiring background checks for school employees.

Fiscal Note: **No**

Recommendation: **Do Pass** March 26, 2013.

COMMITTEE ON JUDICIARY

Senate File 142, a bill for an act providing that certain activities relating to business opportunity promotions are unlawful practices punishable as consumer fraud and making a penalty applicable.

Fiscal Note: **No**

Recommendation: **Do Pass** March 26, 2013.

Senate File 362, a bill for an act relating to the use of the term relative in child in need of assistance and termination of parental rights proceedings.

Fiscal Note: **No**

Recommendation: **Do Pass** March 26, 2013.

COMMITTEE ON WAYS AND MEANS

Committee Bill (Formerly House File 473), relating to the requirements and administration of the targeted jobs withholding credit pilot project and including applicability provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** March 26, 2013.

Committee Bill (Formerly House File 581), relating to the licensure of ambulatory surgical centers, providing for fees to be considered repayment receipts, providing penalties, and including effective date provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** March 26, 2013.

Committee Bill (Formerly House File 585), relating to the innovation fund investment tax credit by modifying the tax credit and the authority and duties of the Iowa innovation corporation relating to the tax credit, and including effective date and retroactive applicability provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** March 26, 2013.

RESOLUTION FILED

H.R. 33, by Heartsill, a resolution recognizing Knoxville as the birthplace of the Iowa State Flag.

Laid over under **Rule 25**.

AMENDMENTS FILED

H-1213	H.F.	590	Dawson of Woodbury
H-1214	H.F.	454	Heddens of Story
H-1215	H.F.	587	Pettengill of Benton
H-1216	H.F.	454	Dolecheck of Ringgold Winckler of Scott
H-1217	H.F.	567	Alons of Sioux
H-1218	S.F.	427	Pettengill of Benton
H-1219	H.F.	499	Fisher of Tama

On motion by Upmeyer of Cerro Gordo, the House adjourned at 3:34 p.m., until 8:30 a.m., Wednesday, March 27, 2013.

JOURNAL OF THE HOUSE

Seventy-third Calendar Day - Forty-eighth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Wednesday, March 27, 2013

The House met pursuant to adjournment at 8:34 a.m., Speaker Paulsen in the chair.

Prayer was offered by Pastor DC Darensbourg, Second Baptist Church, Fort Dodge. He was the guest of Representative H. Miller of Webster County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Josh Larson, Page from Mt. Pleasant.

The Journal of Tuesday, March 26, 2013, was approved.

MESSAGE FROM THE SENATE

The following message was received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on March 26, 2013, passed the following bill in which the concurrence of the House is asked:

Senate File 423, a bill for an act relating to and providing for education reform involving student, teacher, and administrator programs and activities under the purview of the department of education, the state board of education, college student aid commission, school districts and accredited nonpublic schools; establishing a fee; and including effective date and applicability provisions.

MICHAEL E. MARSHALL, Secretary

ADOPTION OF HOUSE RESOLUTION 33

Upmeyer of Cerro Gordo asked and received unanimous consent for the immediate consideration of **House Resolution 33**, a resolution recognizing Knoxville as the birthplace of the Iowa State Flag, and moved its adoption.

The motion prevailed and the resolution was adopted.

SPECIAL PRESENTATION

Vander Linden of Mahaska presented to the House, the Queen of the 2013 Pella Tulip Festival and her court.

The House rose and expressed its welcome.

The House stood at ease at 8:50 a.m., until the fall of the gavel.

The House resumed session at 9:56 a.m., Speaker Paulsen in the chair.

CONSIDERATION OF BILLS
Regular Calendar

House File 499, a bill for an act permitting the use of crossbows to hunt deer and providing penalties, was taken up for consideration.

Fisher of Tama offered amendment H-1219 filed by him.

Amendment H-1219 was adopted.

Fisher of Tama moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 499)

The ayes were, 95:

Abdul-Samad	Alons	Bacon	Baltimore
Bearinger	Byrnes	Cohoon	Costello
Cownie	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Fry	Gaines	Garrett
Gaskill	Gassman	Grassley	Hagenow
Hall	Hanson	Hanusa	Heartsill
Heaton	Heddens	Hein	Hess
Highfill	Hunter	Huseman	Isenhart
Jacoby	Jorgensen	Kajtazovic	Kaufmann
Kearns	Kelley	Klein	Koester
Kressig	Landon	Lensing	Lofgren
Lundby	Lykam	Mascher	Maxwell
McCarthy	Miller, H.	Miller, L.	Moore
Muhlbauer	Murphy	Oldson	Olson, R.

Olson, S.	Olson, T.	Ourth	Pettengill
Prichard	Rayhons	Riding	Rogers
Ruff	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Smith, M.
Soderberg	Staed	Stanerson	Steckman
Stutsman	Taylor, R.	Taylor, T.	Thede
Thomas	Upmeyer	Vander Linden	Watts
Wessel-Kroeschell	Winckler	Windschitl	Wolfe
Wood	Worthan	Mr. Speaker	
		Paulsen	

The nays were, none.

Absent or not voting, 5:

Anderson	Baudler	Berry	Brandenburg
Running-Marquardt			

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

HOUSE FILE 162 WITHDRAWN

Fisher of Tama asked and received unanimous consent to withdraw House File 162 from further consideration by the House.

House File 569, a bill for an act relating to licensure of professionals practicing addiction counseling or providing addiction prevention services by the behavioral science board, making penalties applicable, and including effective date provisions, was taken up for consideration.

M. Smith of Marshall offered amendment H-1133 filed by him.

M. Smith of Marshall offered amendment H-1210, to amendment H-1133, filed by him and moved its adoption.

Amendment H-1210, to amendment H-1133, was adopted.

M. Smith of Marshall moved the adoption of amendment H-1133, as amended.

Amendment H-1133, as amended, was adopted.

Fry of Clarke moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 569)

The ayes were, 95:

Abdul-Samad	Alons	Bacon	Baltimore
Bearinger	Byrnes	Cohoon	Costello
Cownie	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Fry	Gaines	Garrett
Gaskill	Gassman	Grassley	Hagenow
Hall	Hanson	Hanusa	Heartsill
Heaton	Heddens	Hein	Hess
Highfill	Hunter	Huseman	Isenhart
Jacoby	Jorgensen	Kajtazovic	Kaufmann
Kearns	Kelley	Klein	Koester
Kressig	Landon	Lensing	Lofgren
Lundby	Lykam	Mascher	Maxwell
McCarthy	Miller, H.	Miller, L.	Moore
Muhlbauer	Murphy	Oldson	Olson, R.
Olson, S.	Olson, T.	Ourth	Pettengill
Prichard	Rayhons	Riding	Rogers
Ruff	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Smith, M.
Soderberg	Staed	Stanerson	Steckman
Stutsman	Taylor, R.	Taylor, T.	Thede
Thomas	Upmeyer	Vander Linden	Watts
Wessel-Kroeschell	Winckler	Windschitl	Wolfe
Wood	Worthan	Mr. Speaker	
		Paulsen	

The nays were, none.

Absent or not voting, 5:

Anderson	Baudler	Berry	Brandenburg
Running-Marquardt			

The bill having received a constitutional majority was declared to have passed the House and the title, as amended, was agreed to.

Upmeyer of Cerro Gordo asked and received unanimous consent for the immediate consideration of House File 495.

House File 495, a bill for an act relating to the residential landlord and tenant laws and making penalties applicable, was taken up for consideration.

Heartsill of Marion offered amendment H-1198 filed by him.

The House stood at ease at 10:15 a.m., until the fall of the gavel.

The House resumed session at 10:31 a.m., Speaker Paulsen in the chair.

Heartsill of Marion requested a division to amendment H-1198 as follows:

Division A: Page 1, line 2 through page 2, line 39 and page 3, lines 5 through 7.

Division B: Page 2, line 40 through page 3, line 4.

Heartsill of Marion asked and received unanimous consent to withdraw amendment H-1198B filed by him on March 21, 2013.

Heartsill of Marion moved the adoption of amendment H-1198A.

Amendment H-1198A was adopted.

Heartsill of Marion moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 495)

The ayes were, 97:

Abdul-Samad	Alons	Bacon	Baltimore
Bearinger	Berry	Byrnes	Cohoon
Costello	Cownie	Dawson	Deyoe
Dolecheck	Drake	Dunkel	Fisher
Forbes	Forristall	Fry	Gaines
Garrett	Gaskill	Gassman	Grassley
Hagenow	Hall	Hanson	Hanusa
Heartsill	Heaton	Heddens	Hein
Hess	Highfill	Hunter	Huseman
Isenhardt	Jacoby	Jorgensen	Kajtazovic
Kaufmann	Kearns	Kelley	Klein

Koester	Kressig	Landon	Lensing
Lofgren	Lundby	Lykam	Mascher
Maxwell	McCarthy	Miller, H.	Miller, L.
Moore	Muhlbauer	Murphy	Oldson
Olson, R.	Olson, S.	Olson, T.	Ourth
Pettengill	Prichard	Rayhons	Riding
Rogers	Ruff	Running-Marquardt	Salmon
Sands	Schultz	Shaw	Sheets
Smith, J.	Smith, M.	Soderberg	Staed
Stanerson	Steckman	Stutsman	Taylor, R.
Taylor, T.	Thede	Thomas	Upmeyer
Vander Linden	Watts	Wessel-Kroeschell	Winckler
Windschitl	Wolfe	Wood	Worthan
Mr. Speaker			
Paulsen			

The nays were, none.

Absent or not voting, 3:

Anderson	Baudler	Brandenburg
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The bill having received a constitutional majority was declared to have passed the House and the title, as amended, was agreed to.

IMMEDIATE MESSAGES

Upmeyer of Cerro Gordo asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Files 495, 499 and 569.**

The House stood at ease at 10:43 a.m., until the fall of the gavel.

The House resumed session at 11:26 a.m., Speaker Paulsen in the chair.

House File 587, a bill for an act relating to the licensing of plumbing, mechanical, HVAC-refrigeration, sheet metal, or hydronic professionals, including transition provisions, including effective date provisions, and making penalties applicable, was taken up for consideration.

Pettengill of Benton offered amendment H-1215 filed by her and moved its adoption.

Amendment H-1215 was adopted.

SENATE FILE 427 SUBSTITUTED FOR HOUSE FILE 587

Pettengill of Benton asked and received unanimous consent to substitute Senate File 427 for House File 587.

Senate File 427, a bill for an act relating to the licensing of plumbing, mechanical, HVAC-refrigeration, sheet metal, or hydronic professionals, including transition provisions, including effective date provisions, and making penalties applicable, was taken up for consideration.

Pettengill of Benton offered amendment H-1218 filed by her.

Pettengill of Benton offered amendment H-1221, to amendment H-1218, filed by her from the floor and moved its adoption.

Amendment H-1221, to amendment H-1218, was adopted.

Pettengill of Benton moved the adoption of amendment H-1218, as amended.

Amendment H-1218, as amended, was adopted.

Pettengill of Benton moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 427)

The ayes were, 97:

Abdul-Samad	Alons	Bacon	Baltimore
Baudler	Bearinger	Berry	Byrnes
Cohoon	Costello	Cownie	Dawson
Deyoe	Dolecheck	Drake	Dunkel
Fisher	Forbes	Forristall	Fry
Gaines	Garrett	Gaskill	Gassman
Grassley	Hagenow	Hall	Hanson
Hanusa	Heartsill	Heaton	Heddens
Hein	Hess	Highfill	Hunter
Huseman	Isenhart	Jacoby	Jorgensen
Kajtazovic	Kaufmann	Kearns	Kelley
Klein	Kressig	Landon	Lensing
Lofgren	Lundby	Lykam	Mascher
Maxwell	McCarthy	Miller, H.	Miller, L.

Moore	Muhlbauer	Murphy	Oldson
Olson, R.	Olson, S.	Olson, T.	Ourth
Pettengill	Prichard	Rayhons	Riding
Rogers	Ruff	Running-Marquardt	Salmon
Sands	Schultz	Shaw	Sheets
Smith, J.	Smith, M.	Soderberg	Staed
Stanerson	Steckman	Stutsman	Taylor, R.
Taylor, T.	Thede	Thomas	Upmeyer
Vander Linden	Watts	Wessel-Kroeschell	Winckler
Windschitl	Wolfe	Wood	Worthan
Mr. Speaker			
Paulsen			

The nays were, none.

Absent or not voting, 3:

Anderson	Brandenburg	Koester
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The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

HOUSE FILE 587 WITHDRAWN

Pettengill of Benton asked and received unanimous consent to withdraw House File 587 from further consideration by the House.

INTRODUCTION OF BILLS

House File 613, by committee on Appropriations, a bill for an act relating to the war orphans educational assistance fund by transferring the moneys in the fund to the veterans trust fund and transferring duties for providing educational assistance to orphaned children of veterans to the commission on veterans affairs.

Read first time and placed on the **Appropriations calendar**.

House File 614, by committee on Appropriations, a bill for an act appropriating federal funds made available from federal block grants and other nonstate sources, allocating portions of federal block grants, and providing procedures if federal funds are more or less than anticipated or if federal block grants are more or less than anticipated and including effective date and retroactive applicability provisions.

Read first time and placed on the **Appropriations calendar**.

House File 615, by committee on Ways and Means, a bill for an act relating to the innovation fund investment tax credit by modifying the tax credit and the authority and duties of the Iowa innovation corporation relating to the tax credit, and including effective date and retroactive applicability provisions.

Read first time and placed on the **Ways and Means calendar**.

House File 616, by committee on Ways and Means, a bill for an act relating to the requirements and administration of the targeted jobs withholding credit pilot project and including applicability provisions.

Read first time and placed on the **Ways and Means calendar**.

House File 617, by committee on Ways and Means, a bill for an act relating to the licensure of ambulatory surgical centers, providing for fees to be considered repayment receipts, providing penalties, and including effective date provisions.

Read first time and placed on the **Ways and Means calendar**.

IMMEDIATE MESSAGE

Upmeyer of Cerro Gordo asked and received unanimous consent that **Senate File 427** be immediately messaged to the Senate.

LEAVE OF ABSENCE

Leave of absence was granted during voting as follows:

Anderson of Polk
Brandenburg of Pottawattamie

Baudler of Adair
Koester of Polk

SENATE FILE 355 REREFERRED

The Speaker announced that Senate File 355, previously referred to committee on **Transportation** was rereferred to committee on **Ways and Means**.

EXPLANATIONS OF VOTE

On March 27, 2013, I was necessarily absent during voting in the House chamber. Had I been present, I would have voted as follows:

Senate File 427 – “aye”

KOESTER of Polk

On March 27, 2013, I was necessarily absent during voting in the House chamber. Had I been present, I would have voted as follows:

House File 499 – “aye”

House File 569 – “aye”

RUNNING-MARQUARDT of Linn

SUBCOMMITTEE ASSIGNMENTS

House File 584 Reassigned

Ways and Means: Baltimore, Chair; Cownie and Thomas.

Senate File 231

Judiciary: Gassman, Chair; Brandenburg and Wessel-Kroeschell.

Senate File 343

Judiciary: Kaufmann, Chair; Dawson and Worthan.

Senate File 358

Judiciary: Hagenow, Chair; Dawson and Garrett.

Senate File 366

Local Government: Windschitl, Chair; Highfill and Kressig.

Senate File 381

Judiciary: Gassman, Chair; Wessel-Kroeschell and Windschitl.

Senate File 385 Reassigned

Public Safety: Fry, Chair; Dawson and Klein.

Senate File 387

Local Government: Pettengill, Chair; Forbes and Hanusa.

Senate File 416

Judiciary: Heartsill, Chair; Gassman and R. Olson.

COMMITTEE RECOMMENDATIONS

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendations have been received and are on file in the office of the Chief Clerk:

CARMINE BOAL
Chief Clerk of the House

COMMITTEE ON AGRICULTURE

Senate File 316, a bill for an act relating to farm tenancies of less than forty acres by providing procedures for termination.

Fiscal Note: **No**

Recommendation: **Do Pass** March 27, 2013.

COMMITTEE ON EDUCATION

Senate File 339, a bill for an act relating to inspections of school buses and certain other vehicles used to transport children and making penalties applicable.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass with amendment H-1220** March 26, 2013.

RESOLUTIONS FILED

H.C.R. 6, by Upmeyer and McCarthy, a concurrent resolution relating to Pioneer Lawmakers.

Laid over under **Rule 25**.

H.R. 34, by Kajtazovic, Berry, Kressig, Heddens, Mascher, M. Smith, Abdul-Samad, Gaines, Running-Marquardt, Staed, Lensing, Wessel-Kroeschell, Stutsman, Winckler, Lundby, Thede, H. Miller, Hanson, Kearns, Bearinger, Thomas, Byrnes, Ourth, Ruff, Koester, Vander Linden, Gassman,

Dolecheck, Stanerson, Landon, Hess, R. Taylor, Bacon, Costello, Deyoe, Maxwell, Worthan, Kaufmann, Highfill, Hanusa, Jorgensen, Drake, and Moore, a resolution recognizing the month of April 2013 as Genocide Awareness Month.

Laid over under **Rule 25**.

AMENDMENTS FILED

H-1220	S.F.	339	Committee on Education
H-1221	S.F.	427	Pettengill of Benton

On motion by Upmeyer of Cerro Gordo, the House adjourned at 11:36 a.m., until 8:30 a.m., Thursday, March 28, 2013.

JOURNAL OF THE HOUSE

Seventy-fourth Calendar Day - Forty-ninth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Thursday, March 28, 2013

The House met pursuant to adjournment at 8:42 a.m., Speaker Paulsen in the chair.

Prayer was offered by Representative Steckman of Cerro Gordo County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Casandra Morales, Page from Council Bluffs.

The Journal of Wednesday, March 27, 2013, was approved.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on March 27, 2013, passed the following bill in which the concurrence of the Senate was asked:

House File 14, a bill for an act relating to the enforcement of weight limitations for vehicles with retractable axles.

Also: That the Senate has on March 27, 2013, passed the following bill in which the concurrence of the Senate was asked:

House File 131, a bill for an act authorizing charitable giving payroll deductions for community college employees.

Also: That the Senate has on March 27, 2013, amended and passed the following bill in which the concurrence of the House is asked:

House File 544, a bill for an act relating to the Iowa veterans home and providing for the consideration of contributions to support as repayment receipts.

Also: That the Senate has on March 27, 2013, passed the following bill in which the concurrence of the House is asked:

Senate File 272, a bill for an act relating to matters under the purview of the department of natural resources, including the registration and titling of snowmobiles and all-terrain vehicles and the restore the outdoors program.

Also: That the Senate has on March 27, 2013, passed the following bill in which the concurrence of the House is asked:

Senate File 306, a bill for an act providing for the reduction and recovery of excess food items by the department of natural resources.

Also: That the Senate has on March 27, 2013, passed the following bill in which the concurrence of the House is asked:

Senate File 329, a bill for an act making changes to the campaign finance laws relating to independent expenditures.

MICHAEL E. MARSHALL, Secretary

On motion by Upmeyer of Cerro Gordo, the House was recessed at 8:50 a.m., until 1:00 p.m.

AFTERNOON SESSION

The House reconvened at 1:03 p.m., Koester of Polk in the chair.

MESSAGE FROM THE SENATE

The following message was received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on March 27, 2013, passed the following bill in which the concurrence of the House is asked:

Senate File 115, a bill for an act relating to intermediate driver's licenses and special minor's licenses, making a penalty applicable, and including effective date provisions.

MICHAEL E. MARSHALL, Secretary

SENATE MESSAGES CONSIDERED

Senate File 115, by committee on Transportation, a bill for an act relating to intermediate driver's licenses and special minor's licenses, making a penalty applicable, and including effective date provisions.

Read first time and referred to committee on **Transportation**.

Senate File 272, by committee on Natural Resources and Environment, a bill for an act relating to matters under the purview of the department of natural resources, including the registration and titling of snowmobiles and all-terrain vehicles and the restore the outdoors program.

Read a first time and **passed on file**.

Senate File 306, by committee on Natural Resources and Environment, a bill for an act providing for the reduction and recovery of excess food items by the department of natural resources.

Read first time and referred to committee on **Natural Resources**.

Senate File 329, by committee on State Government, a bill for an act making changes to the campaign finance laws relating to independent expenditures.

Read first time and referred to committee on **State Government**.

HOUSE FILE 431 REREFERRED

The Speaker announced that House File 431, previously referred to committee on **Commerce** was rereferred to committee on **Labor**.

BILLS SIGNED BY THE GOVERNOR

A communication was received from the Governor announcing that on March 28, 2013, he approved and transmitted to the Secretary of State the following bills:

House File 133, an Act relating to the discharge of a firearm near buildings or feedlots by certified law enforcement officers for training purposes, providing penalties, and including effective date provisions.

House File 160, an Act relating to mental health and disability services by making transfers and appropriations for the fiscal year beginning July 1, 2012, and including related changes and effective date provisions.

House File 185, an Act relating to the title of the Office of Citizens' Aide.

House File 199, an Act relating to the administration of the streamlined sales and use tax agreement by the Department of Revenue.

House File 225, an Act relating to pollution prevention and waste management assistance.

House File 324, an Act relating to the termination of the targeted small business financial assistance program and transferring funds for assistance to targeted small businesses.

House File 358, an Act relating to the boards of directors of public corporations.

House File 458, an Act providing for the Department of Agriculture and Land Stewardship's administration of programs regarding a conservation practices revolving loan fund, the state metrologist, pesticide regulation, and motor fuel standards, and including effective date provisions.

House File 496, an Act relating to the service of notice of no-contact orders and protective orders, and including effective date provisions.

Senate File 145, an Act relating to the confidentiality of information filed with the court for the purpose of securing an arrest warrant.

Senate File 181, an Act relating to matters under the purview of the Banking Division of the Department of Commerce.

Senate File 187, an Act relating to the transmission of court records by the clerk of the district court to the clerk of the Supreme Court in an appeal.

Senate File 188, an Act relating to an application for the immediate return of seized property.

Senate File 353, an Act relating to vaccine administration by licensed pharmacists.

HOUSE STUDY BILL COMMITTEE ASSIGNMENTS

H.S.B. 230 Ways and Means

Establishing a property tax exemption for fairgrounds owned by a county or a fair and including applicability provisions.

H.S.B. 231 Ways and Means

Relating to the taxation of water utilities by establishing a water utilities replacement tax, imposing a statewide water utility property tax, providing for the administration of the replacement tax and statewide property tax, providing penalties, and including effective date and applicability provisions.

SUBCOMMITTEE ASSIGNMENTS

House File 155

Ways and Means: Byrnes, Chair; Maxwell and Thomas.

House File 464

Ways and Means: Hagenow, Chair; Isenhart and Windschitl.

House File 543

Ways and Means: Hagenow, Chair; Hein and Riding.

House File 588

Ways and Means: Stanerson, Chair; Prichard and Vander Linden.

House File 600

Ways and Means: Maxwell, Chair; Forristall and Isenhart.

House File 601

Ways and Means: Maxwell, Chair; Forristall and Isenhart.

Senate File 146

Ways and Means: Byrnes, Chair; Maxwell and Thomas.

Senate File 355

Ways and Means: Moore, Chair; Landon and Riding.

HOUSE STUDY BILL SUBCOMMITTEE ASSIGNMENTS

House Study Bill 230

Ways and Means: Moore, Chair; Hein and Muhlbauer.

House Study Bill 231

Ways and Means: Stanerson, Chair; Isenhart and Windschitl.

COMMITTEE RECOMMENDATIONS

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendations have been received and are on file in the office of the Chief Clerk:

CARMINE BOAL
Chief Clerk of the House

COMMITTEE ON APPROPRIATIONS

House File 609, a bill for an act relating to state and local finances by establishing and modifying property assessment limitations, providing for commercial and industrial property tax replacement payments, increasing the regular program foundation base percentage, making appropriations, and including effective date and retroactive applicability provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** March 26, 2013.

COMMITTEE ON JUDICIARY

Senate File 186, a bill for an act relating to funds transfers under the uniform commercial code, and including effective date provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** March 28, 2013.

Senate File 298, a bill for an act relating to the definition of the term "sex act" in the criminal code, lascivious acts with a child, and providing penalties.

Fiscal Note: **No**

Recommendation: **Do Pass** March 28, 2013.

Senate File 368, a bill for an act relating to the consumer credit code by modifying a reference to the federal Truth in Lending Act.

Fiscal Note: **No**

Recommendation: **Do Pass** March 28, 2013.

COMMITTEE ON PUBLIC SAFETY

Senate File 385, a bill for an act modifying the imposition of certain special sentences.

Fiscal Note: **No**

Recommendation: **Do Pass** March 27, 2013.

COMMITTEE ON WAYS AND MEANS

Senate File 224, a bill for an act relating to the fee charged for the issuance of duplicate driver's licenses and nonoperator's identification cards.

Fiscal Note: **No**

Recommendation: **Do Pass** March 28, 2013.

Senate File 355, a bill for an act relating to the regulation of vehicles of excessive size and weight, establishing fees, and providing penalties.

Fiscal Note: **No**

Recommendation: **Do Pass** March 28, 2013.

Committee Bill (Formerly House File 507), relating to the operation of all-terrain vehicles on highways upon registration with the department of transportation, providing a registration fee, and providing penalties.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 28, 2013.

Committee Bill (Formerly House File 579), relating to medical malpractice actions including expert witness testimony, evidence-based medical practice guidelines, and medical malpractice review panels, and providing for fees.

Fiscal Note: **No**

Recommendation: **Do Pass** March 28, 2013.

Committee Bill (Formerly House File 584), relating to the economic development financial assistance duties and powers of the economic development authority by authorizing and creating fees, affecting the aggregate tax credit limit for certain economic development programs and the tax credit for the endow Iowa tax credit, authorizing the diversion of withholding tax payments for certain programs, making an appropriation, and including effective date and retroactive applicability provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 28, 2013.

Committee Bill (Formerly House Study Bill 222), relating to the protest and appeal of property assessments and including effective date and applicability provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 28, 2013.

AMENDMENTS FILED

H-1222	H.F.	544	Senate Amendment
H-1223	H.F.	593	Winckler of Scott

On motion by Upmeyer of Cerro Gordo, the House adjourned at 1:06 p.m., until 12:00 p.m., Friday, March 29, 2013.

JOURNAL OF THE HOUSE

Seventy-fifth Calendar Day - Fiftieth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Friday, March 29, 2013

The House met pursuant to adjournment at 12:01 p.m., Pettengill of Benton in the chair.

Prayer was offered by Representative Pettengill of Benton County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Gavin, Grady and Garrett, children of Danette and Ben Robeck of St. Michael, Minnesota. They were the guests of Representative Hagenow of Polk.

The Journal of Thursday, March 28, 2013, was approved.

INTRODUCTION OF BILLS

House File 618, by committee on Ways and Means, a bill for an act relating to medical malpractice actions including expert witness testimony, evidence-based medical practice guidelines, and medical malpractice review panels, and providing for fees.

Read first time and placed on the **Ways and Means calendar**.

House File 619, by committee on Ways and Means, a bill for an act relating to the operation of all-terrain vehicles on highways upon registration with the department of transportation, providing a registration fee, and providing penalties.

Read first time and placed on the **Ways and Means calendar**.

SENATE MESSAGE CONSIDERED

Senate File 296, by committee on Human Resources, a bill for an act relating to integrated care models for the delivery of health care, including but not limited to required utilization of a medical home by individuals currently and newly eligible for coverage under the Medicaid program and including effective date provisions.

Read first time and referred to committee on **Appropriations**.

**REPORT OF THE DIRECTOR OF THE
LEGISLATIVE SERVICES AGENCY**

CHIEF CLERK OF THE HOUSE OF REPRESENTATIVES:
Pursuant to Senate Concurrent Resolution 4, Glen P. Dickinson, Legislative Services Agency, submits the following list of position classifications in the Office of the Legislative Services Agency and the following list of the names, positions, and grades and steps of the employees in the Legislative Services Agency.

POSITION CLASSIFICATIONS

<u>POSITION CLASSIFICATION</u>	<u>PAY GRADE</u>
Senior Administrative Services Officer	35
Administrative Services Officer 3	32
Administrative Services Officer 2	29
Administrative Services Officer 1	26
Administrative Services Officer	23
Administrative Services Assistant	20
Capitol Tour Guide Supervisor 2	25
Capitol Tour Guide Supervisor 1	22
Capitol Tour Guide	18
Director	00
Division Director	43
Senior Finance Officer 2	35
Senior Finance Officer	31
Finance Officer 2	27
Finance Officer 1	24
LIO Director 3	38
LIO Director 2	35
LIO Director 1	32
LIO Officer 3	30
LIO Officer 2	27
LIO Officer 1	24
LSA Page	9
CSD Division Editor/Supervisor	36
Senior Computer Systems Analyst	35
Computer Systems Analyst 3	32
Computer Systems Analyst 2	29
Computer Systems Analyst 1	27
Computer Systems Analyst	24
Senior Computer Systems Engineer	35
Computer Systems Engineer 2	32
Computer Systems Engineer 1	29
Division Administrator 2	41
Division Administrator 1	38
Session Technology Floor Asst.	17
Senior Legislative Analyst	38
Legislative Analyst 3	35

POSITION CLASSIFICATIONPAY GRADE

Legislative Analyst 2	32
Legislative Analyst 1	29
Legislative Analyst	27
Assistant Editor 3	30
Assistant Editor 2	27
Assistant Editor 1	24
Code Editor	41
Deputy Code Editor	35
Division Editor/Supervisor	39
Senior Legal Counsel	38
Legal Counsel 2	35
Legal Counsel 1	32
Legal Counsel	30
Publications Assistant	21
Senior Research Analyst	38
Research Analyst 3	35
Research Analyst 2	32
Research Analyst 1	29
Research Analyst	27

NAMES, POSITIONS, AND GRADES AND STEPS OF EMPLOYEES

<u>NAME</u>	<u>POSITION</u>	<u>GRADE and STEP</u>
D. Ackerman	Senior Research Analyst	38-7
J. Acton	Senior Legislative Analyst	38-5
D. Adkisson	Senior Legal Counsel	38-7
M. Anfinson	Capitol Tour Guide	38-3
J. Arnett	Capitol Tour Guide Supervisor	25-7
J. Bellizzi	Computer Systems Analyst	29-7
J. Benson	Legislative Analyst 3	35-4
M. Bray	Capitol Tour Guide	18-3
A. Bridges	Capitol Tour Guide	18-2
A. Broich	Legislative Analyst	27-2
J. Clark	Assistant Editor 2	27-5
E. Cook	Senior Legal Counsel	38-7
C. Coppock	Capitol Tour Guide	18-2
D. Craft	Administrative Services Officer 1	26-5
J. Croatt	Administrative Services Officer 1	26-4
C. Cronbaugh	LIO Director 1	32-7
S. Crowley	Division Editor/Supervisor	39-7
T. Culbertson	Administrative Services Assistant	20-5
D. DeRaad	Administrative Services Assistant	20-1
A. DeSmet	Legal Counsel	30-2
G. Dickinson	Director	\$132,600.00
J. Douglas	Administrative Services Officer 1	26-7
M. Duster	Legal Counsel 2	35-3
M. Eaton	Division Administrator 1	38-7
J. Ellenwood	Administrative Services Officer 1	26-4
E. Eller	Computer Systems Analyst 1	27-2

<u>NAME</u>	<u>POSITION</u>	<u>GRADE and STEP</u>
A. Erazo	Administrative Services Officer	23-6
J. Ewing.....	Legal Counsel 1.....	32-2
D. Ferguson.....	Senior Legislative Analyst	38-7
M. Fisher.....	Capitol Tour Guide	18-3
P. Funaro.....	Senior Legal Counsel.....	38-7
G. Garrett.....	Administrative Services Officer 2	29-6
M. Hagen.....	Administrative Services Officer	23-4
K. Hanlon	Senior Research Analyst.....	38-7
L. Henschel	Computer Systems Analyst 2	29-2
N. Herselius	Capitol Tour Guide	18-1
D. Heuton	Senior Legislative Analyst	38-1
L. Hickey	Iowa Code Editor.....	41-7
R. Hjelmaas.....	Senior Legal Counsel	38-7
S. Hoff.....	Division Administrator 1.....	38-5
N. Hoffman.....	Division Editor/Supervisor	39-7
J. Ihm	Computer Systems Analyst 2.....	29-2
J. Jess	Capitol Tour Guide	18-2
R. Johnson.....	Division Director	43-7
T. Johnson.....	Capitol Tour Guide	18-1
D. Kair	Division Administrator 1	38-7
J. Karns.....	Computer Systems Analyst.....	24-2
R. Karns	Administrative Services Officer 2	29-7
D. Kirk.....	Administrative Services Officer	23-3
J. Koth	Senior Computer Systems Engineer.....	35-7
D. Kozel	Senior Legislative Analyst	38-7
J. Kroes.....	Senior Computer Systems Engineer.....	35-7
M. Kruse.....	Senior Finance Officer 2	35-7
B. Lamberti	LIO Officer 2.....	27-6
S. Laust	Administrative Services Officer	23-7
B. Lenstra.....	Senior Legislative Analyst	38-7
A. Lynch	Administrative Services Assistant.....	20-4
H. Lyons	Division Director	43-7
R. Madison	Senior Legislative Analyst	38-5
T. McDermott.....	Senior Legal Counsel	38-7
J. McEniry.....	Senior Legal Counsel	38-7
M. Mertens.....	Legal Counsel.....	30-2
E. Meyer	Computer Systems Analyst 1	27-6
E. Montgomery.....	Legislative Analyst 1	29-2
L. Morford	Administrative Services Officer	23-7
L. Mortens	Capitol Tour Guide	18-1
S. Nabholz.....	Administrative Services Officer	23-7
N. Navara.....	Administrative Services Officer	23-7
K. Nelson.....	Administrative Services Officer	23-5
R. Nelson	Senior Legal Counsel	38-7
K. Ohms.....	Legislative Analyst 1	29-2
M. Olson	Capitol Tour Guide	18-1
J. Parker.....	Legislative Analyst 1	29-2
W. Paxson.....	Capitol Tour Guide	18-2
S. Person.....	Capitol Tour Guide	18-4
J. Pollak.....	Division Administrator 2	41-7

J. Powell	Administrative Services Officer	23-7
D. Reynolds	Senior Legislative Analyst	38-7
J. Robinson	Senior Legislative Analyst	38-7
R. Robinson	Senior Legislative Analyst	38-7
B. Rodenkirk	Senior Computer Systems Engineer	35-4
J. Royce.....	Senior Legal Counsel	38-7
G. Rudicil.....	Senior Computer Systems Analyst	35-7
M. Rykhoek	Computer Systems Analyst 1	27-4
R. Schulze.....	Administrative Services Officer 2	29-7
M. Shipman.....	Division Editor/Supervisor	39-7
S. Snyder	Division Administrator 2	41-7
T. Souer	Administrative Services Officer 2	29-7
M. Tannian	Legislative Analyst 3	35-2
M. Thompson.....	Administrative Services Officer	23-7
C. Thurmond	Administrative Services Officer	23-7
J. Van Engelenhoven.....	Division Administrator 1	38-7
V. Van Vlair Hansen.....	Senior Computer Systems Analyst	35-7
T. Vander Linden.....	Assistant Editor 3	30-7
A. Ver Heul Senior.....	Legal Counsel	38-6
A. Ward	Legal Counsel 1	32-2
J. Warner.....	Assistant Editor 2	27-7
M. Weiford.....	Administrative Services Officer	23-7
K. Wesely.....	Senior Finance Officer 2	35-6
N. Westbrook.....	Assistant Editor 3	30-6
J. Wood.....	Capitol Tour Guide	18-3

REPORT OF THE CITIZENS' AIDE/OMBUDSMAN

CHIEF CLERK OF THE HOUSE OF REPRESENTATIVES:
Pursuant to Senate Concurrent Resolution 4, Ruth H. Cooperrider, Citizens' Aide/Ombudsman, submits the following list of position classifications in the Office of the Citizens' Aide/Ombudsman and the following list of the names, positions, and grades and steps of the employees in the Office of the Citizens' Aide/Ombudsman.

POSITION CLASSIFICATIONS

<u>POSITION CLASSIFICATION</u>	<u>PAY GRADE</u>
Citizens' Aide/Ombudsman	45
Deputy	41
Senior Legal Counsel.....	38
Senior Assistant Ombudsman	38
Legal Counsel 2.....	35
Assistant Ombudsman 3	35
Senior Finance Officer 2.....	35
Legal Counsel 1.....	32
Assistant Ombudsman 2	32
Senior Finance Officer.....	31
Assistant Ombudsman 1	29

POSITION CLASSIFICATIONPAY GRADE

Finance Officer 2.....	27
Finance Officer 1.....	24
Executive Secretary.....	24
Administrative Secretary.....	21
Citizens' Aide/Ombudsman Secretary/Receptionist.....	19
Legislative Intern.....	19

NAMES, POSITIONS, AND GRADES AND STEPS OF EMPLOYEES

<u>NAME</u>	<u>POSITION</u>	<u>GRADE and STEP</u>
L. Brundies.....	Assistant Ombudsman 2.....	32-3
J. Burdick Crane.....	Senior Finance Officer 2.....	35-6
J. Burnham.....	Senior Assistant Ombudsman.....	38-7
R. Calloway.....	Assistant Ombudsman 3.....	35-7
R. Cooperrider.....	Citizens' Aide/Ombudsman.....	45-7
B. Dalmer.....	Assistant Ombudsman 3.....	35-4
E. Hart.....	Assistant Ombudsman 2.....	32-7
K. Hirschman.....	Senior Assistant Ombudsman.....	38-7
D. Julien.....	Citizens' Aide/Ombudsman Secretary/Receptionist.....	19-5
A. McBride.....	Assistant Ombudsman 2.....	32-7
E. Mitchell-Sadler.....	Assistant Ombudsman 3.....	35-5
J. Pulliam.....	Assistant Ombudsman 1.....	29-2
C. Teas.....	Legal Counsel.....	32-4
B. Van Allen.....	Assistant Ombudsman 3.....	35-3
K. White.....	Assistant Ombudsman 3.....	35-7

HOUSE FILES WITHDRAWN

Hagenow of Polk asked and received unanimous consent to withdraw House Joint Resolution 7 and House Files 3, 10, 55, 81, 84, 96, 104, 109, 111, 130, 140, 166, 191, 227, 235, 252, 253, 256, 258, 299, 348, 401 and 482 from further consideration by the House.

AMENDMENTS FILED

H-1224	H.F.	607	Pettengill of Benton
H-1225	H.F.	558	Hagenow of Polk
H-1226	H.F.	592	Hagenow of Polk
H-1227	H.F.	607	Isenhardt of Dubuque
H-1228	H.F.	512	Isenhardt of Dubuque
H-1229	H.F.	616	Thomas of Clayton
H-1230	H.F.	616	Thomas of Clayton

On motion by Hagenow of Polk, the House adjourned at 12:06 p.m., until 1:00 p.m., Monday, April 1, 2013.

JOURNAL OF THE HOUSE

Seventy-eighth Calendar Day - Fifty-first Session Day

Hall of the House of Representatives
Des Moines, Iowa, Monday, April 1, 2013

The House met pursuant to adjournment at 1:00 p.m., Speaker Paulsen in the chair.

Prayer was offered by Reverend Lucille King, Parish Associate at Christ Church Presbyterian, Cedar Rapids. She was the guest of Representative Staed of Linn County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Cole Button, Page from Indianola.

The Journal of Friday, March 29, 2013, was approved.

INTRODUCTION OF BILLS

House File 620, by committee on Ways and Means, a bill for an act relating to the economic development financial assistance duties and powers of the economic development authority by authorizing and creating fees, affecting the aggregate tax credit limit for certain economic development programs and the tax credit for the endow Iowa tax credit, authorizing the diversion of withholding tax payments for certain programs, making an appropriation, and including effective date and retroactive applicability provisions.

Read first time and referred to committee on **Appropriations**.

House File 621, by committee on Ways and Means, a bill for an act relating to the protest and appeal of property assessments and including effective date and applicability provisions.

Read first time and placed on the **Ways and Means calendar**.

On motion by Upmeyer of Cerro Gordo, the House was recessed at 1:04 p.m., until 3:00 p.m.

AFTERNOON SESSION

The House reconvened at 3:03 p.m., Speaker Paulsen in the chair.

The House stood at ease at 3:04 p.m., until the fall of the gavel.

The House resumed session at 4:20 p.m., Speaker Paulsen in the chair.

CONSIDERATION OF BILLS
Regular Calendar

House File 512, a bill for an act providing for the determination of animal units which are part of confinement feeding operations, and making penalties applicable, was taken up for consideration.

Isenhardt of Dubuque offered amendment H-1228 filed by him.

Isenhardt of Dubuque asked and received unanimous consent to withdraw amendment H-1231, to amendment H-1228, filed by him from the floor.

Isenhardt of Dubuque moved the adoption of amendment H-1228.

Amendment H-1228 lost.

Hein of Jones moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 512)

The ayes were, 83:

Alons	Bacon	Baltimore	Baudler
Bearinger	Berry	Byrnes	Cohoon
Costello	Cownie	Dawson	Deyoe
Dolecheck	Drake	Dunkel	Fisher
Forristall	Fry	Gaines	Garrett
Gaskill	Gassman	Grassley	Hagenow
Hall	Hanson	Hanus	Heartsill
Heaton	Hein	Hess	Highfill
Huseman	Jacoby	Jorgensen	Kaufmann
Kearns	Kelley	Klein	Koester

Kressig	Landon	Lofgren	Lundby
Lykam	Maxwell	Miller, H.	Miller, L.
Moore	Muhlbauer	Murphy	Olson, S.
Olson, T.	Ourth	Pettengill	Prichard
Rayhons	Riding	Rogers	Ruff
Running-Marquardt	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Soderberg
Staed	Stanerson	Steckman	Stutsman
Taylor, R.	Thede	Thomas	Upmeyer
Vander Linden	Watts	Windschitl	Wolfe
Wood	Worthan	Mr. Speaker Paulsen	

The nays were, 16:

Abdul-Samad	Anderson	Forbes	Heddens
Hunter	Ishart	Kajtaovic	Lensing
Mascher	McCarthy	Oldson	Olson, R.
Smith, M.	Taylor, T.	Wessel-Kroeschell	Winckler

Absent or not voting, 1:

Brandenburg

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 558, a bill for an act relating to drug control, including the criminal offense of prohibited acts related to controlled substances and the information program for drug prescribing and dispensing, and providing a penalty, was taken up for consideration.

Hagenow of Polk offered amendment H-1225 filed by him and moved its adoption.

Amendment H-1225 was adopted.

Fry of Clarke moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 558)

The ayes were, 89:

Abdul-Samad	Alons	Bacon	Baltimore
Baudler	Bearinger	Byrnes	Cohoon

Costello	Cownie	Dawson	Deyoe
Dolecheck	Drake	Dunkel	Fisher
Forbes	Forristall	Fry	Gaines
Garrett	Gaskill	Gassman	Grassley
Hagenow	Hall	Hanson	Hanusa
Heartsill	Heaton	Heddens	Hein
Hess	Highfill	Huseman	Isenhart
Jacoby	Jorgensen	Kajtazovic	Kaufmann
Kearns	Kelley	Klein	Koester
Kressig	Landon	Lofgren	Lundby
Lykam	Maxwell	McCarthy	Miller, H.
Miller, L.	Moore	Muhlbauer	Oldson
Olson, S.	Olson, T.	Ourth	Pettengill
Prichard	Rayhons	Riding	Rogers
Ruff	Running-Marquardt	Salmon	Sands
Schultz	Shaw	Sheets	Smith, J.
Smith, M.	Soderberg	Staed	Stanerson
Steckman	Stutsman	Taylor, R.	Thede
Thomas	Upmeyer	Vander Linden	Watts
Winckler	Windschitl	Wood	Worthan
Mr. Speaker Paulsen			

The nays were, 10:

Anderson	Berry	Hunter	Lensing
Mascher	Murphy	Olson, R.	Taylor, T.
Wessel-Kroeschell	Wolfe		

Absent or not voting, 1:

Brandenburg

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 590, a bill for an act relating to child abuse reporting, assessment procedures, and placement on the central registry for child abuse, and including effective date and applicability provisions, was taken up for consideration.

Fry of Clarke offered amendment H-1195 filed by him.

S. Olson of Clinton in the chair at 4:54 p.m.

Dawson of Woodbury offered amendment H-1213, to amendment H-1195, filed by him and moved its adoption.

Amendment H-1213, to amendment H-1195, lost.

Fry of Clarke moved the adoption of amendment H-1195.

Amendment H-1195 was adopted.

Fry of Clarke moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 590)

The ayes were, 84:

Abdul-Samad	Alons	Bacon	Baltimore
Baudler	Bearinger	Byrnes	Cohoon
Costello	Cownie	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Fry	Gaines	Garrett
Gaskill	Gassman	Grassley	Hagenow
Hall	Hanson	Hanusa	Heartsill
Heaton	Heddens	Hein	Hess
Highfill	Hunter	Huseman	Isenhardt
Jacoby	Jorgensen	Kajtazovic	Kaufmann
Kearns	Kelley	Klein	Koester
Kressig	Landon	Lensing	Lofgren
Lundby	Lykam	Mascher	Maxwell
McCarthy	Miller, H.	Miller, L.	Moore
Muhlbauer	Oldson	Olson, R.	Paulsen, Spkr.
Pettengill	Rayhons	Rogers	Salmon
Sands	Schultz	Shaw	Sheets
Smith, J.	Soderberg	Stanerson	Stutsman
Taylor, R.	Thede	Thomas	Upmeyer
Vander Linden	Watts	Wessel-Kroeschell	Winckler
Windschitl	Wood	Worthan	Olson, S., Presiding

The nays were, 14:

Anderson	Berry	Dawson	Murphy
Olson, T.	Ourth	Prichard	Riding
Ruff	Smith, M.	Staed	Steckman
Taylor, T.	Wolfe		

Absent or not voting, 2:

Brandenburg	Running-Marquardt
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The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

HOUSE FILE 415 WITHDRAWN

Fry of Clarke asked and received unanimous consent to withdraw House File 415 from further consideration by the House.

House File 592, a bill for an act relating to payments from the indigent defense fund by the state public defender, was taken up for consideration.

Kaufmann of Cedar offered amendment H-1226 filed by Hagenow of Polk and moved its adoption.

Amendment H-1226 was adopted.

Kaufmann of Cedar moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 592)

The ayes were, 98:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Byrnes	Cohoon	Costello	Cownie
Dawson	Deyoe	Dolecheck	Drake
Dunkel	Fisher	Forbes	Forristall
Fry	Gaines	Garrett	Gaskill
Gassman	Grassley	Hagenow	Hall
Hanson	Hanusa	Heartsill	Heaton
Heddens	Hein	Hess	Highfill
Hunter	Huseman	Isenhardt	Jacoby
Jorgensen	Kajtazovic	Kaufmann	Kearns
Kelley	Klein	Koester	Kressig
Landon	Lensing	Lofgren	Lundby
Lykam	Mascher	Maxwell	McCarthy
Miller, H.	Miller, L.	Moore	Muhlbauer
Murphy	Oldson	Olson, R.	Olson, T.
Ourth	Paulsen, Spkr.	Pettengill	Prichard
Rayhons	Riding	Rogers	Ruff
Salmon	Sands	Schultz	Shaw
Sheets	Smith, J.	Smith, M.	Soderberg
Staed	Stanerson	Steckman	Stutsman

Taylor, R.	Taylor, T.	Thede	Thomas
Upmeyer	Vander Linden	Watts	Wessel-Kroeschell
Winckler	Windschitl	Wolfe	Wood
Worthan	Olson, S., Presiding		

The nays were, none.

Absent or not voting, 2:

Brandenburg Running-Marquardt

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 607, a bill for an act relating to the state government, by providing for the transfer of powers and duties from the agricultural development authority to the Iowa finance authority, the composition of the Iowa finance authority board of directors, the administration of programs by the board, the implementation of law by the board, and including effective date provisions, was taken up for consideration.

Grassley of Butler offered amendment H-1224 filed by Pettengill of Benton and moved its adoption.

Amendment H-1224 was adopted.

Isenhardt of Dubuque offered amendment H-1227 filed by him.

Isenhardt of Dubuque offered amendment H-1234, to amendment H-1227, filed by him from the floor and moved its adoption.

Amendment H-1234, to amendment H-1227, lost.

Isenhardt of Dubuque asked and received unanimous consent to withdraw amendment H-1227 filed by him on March 29, 2013.

Speaker Paulsen in the chair at 5:42 p.m.

Cownie of Polk moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 607)

The ayes were, 97:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Byrnes	Cohoon	Costello	Cownie
Dawson	Deyoe	Dolecheck	Drake
Dunkel	Fisher	Forbes	Forristall
Fry	Gaines	Garrett	Gaskill
Gassman	Grassley	Hagenow	Hall
Hanson	Hanusa	Heartsill	Heaton
Heddens	Hein	Hess	Highfill
Hunter	Huseman	Isenhart	Jacoby
Jorgensen	Kajtazovic	Kaufmann	Kearns
Kelley	Klein	Koester	Kressig
Landon	Lensing	Lofgren	Lundby
Lykam	Mascher	Maxwell	McCarthy
Miller, H.	Miller, L.	Moore	Muhlbauer
Murphy	Oldson	Olson, R.	Olson, S.
Olson, T.	Ourth	Pettengill	Prichard
Rayhons	Rogers	Ruff	Salmon
Sands	Schultz	Shaw	Sheets
Smith, J.	Smith, M.	Soderberg	Staed
Stanerson	Steckman	Stutsman	Taylor, R.
Taylor, T.	Thede	Thomas	Upmeyer
Vander Linden	Watts	Wessel-Kroeschell	Winckler
Windschitl	Wolfe	Wood	Worthan
Mr. Speaker			
Paulsen			

The nays were, none.

Absent or not voting, 3:

Brandenburg	Riding	Running-Marquardt
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The bill having received a constitutional majority was declared to have passed the House and the title, as amended, was agreed to.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on April 1, 2013, concurred in the House amendment and passed the following bill in which the concurrence of the Senate was asked:

Senate File 288, a bill for an act relating to the placement of a juvenile on youthful offender status and the prosecution of a juvenile in juvenile or district court, and access to child abuse records by a juvenile court intake officer.

Also: That the Senate has on April 1, 2013, passed the following bill in which the concurrence of the House is asked:

Senate File 384, a bill for an act relating to removing or attempting to remove a communication or control device from the possession of a peace officer or correctional officer, interference with official acts, and providing penalties.

Also: That the Senate has on April 1, 2013, passed the following bill in which the concurrence of the House is asked:

Senate File 389, a bill for an act relating to hunter safety and ethics education course requirements.

Also: That the Senate has on April 1, 2013, passed the following bill in which the concurrence of the House is asked:

Senate File 396, a bill for an act relating to government operations and efficiency and other related matters, and including effective date and applicability provisions.

Also: That the Senate has on April 1, 2013, concurred in the House amendment and passed the following bill in which the concurrence of the Senate was asked:

Senate File 427, a bill for an act relating to the licensing of plumbing, mechanical, HVAC-refrigeration, sheet metal, or hydronic professionals, including transition provisions, including effective date provisions, and making penalties applicable.

Also: That the Senate has on April 1, 2013, passed the following bill in which the concurrence of the House is asked:

Senate File 429, a bill for an act relating to workforce training programs and making appropriations.

MICHAEL E. MARSHALL, Secretary

SENATE MESSAGES CONSIDERED

Senate File 384, by committee on Judiciary, a bill for an act relating to removing or attempting to remove a communication or control device from the possession of a peace officer or correctional officer, interference with official acts, and providing penalties.

Read a first time and **passed on file**.

Senate File 389, by committee on Natural Resources and Environment, a bill for an act relating to hunter safety and ethics education course requirements.

Read first time and referred to committee on **Natural Resources**.

Senate File 396, by committee on State Government, a bill for an act relating to government operations and efficiency and other related matters, and including effective date and applicability provisions.

Read first time and referred to committee on **State Government**.

Senate File 429, by committee on Appropriations, a bill for an act relating to workforce training programs and making appropriations.

Read first time and referred to committee on **Appropriations**.

IMMEDIATE MESSAGES

Upmeyer of Cerro Gordo asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Files 512, 558, 590, 592 and 607**.

LEAVE OF ABSENCE

Leave of absence was granted during voting as follows:

Brandenburg of Pottawattamie

SUBCOMMITTEE ASSIGNMENTS

Senate File 115

Transportation: Byrnes, Chair; Forbes and Landon.

Senate File 386

Ways and Means: Moore, Chair; Forbes and Forristall.

Senate File 406

Judiciary: Baltimore, Chair; Heaton and M. Smith.

COMMITTEE RECOMMENDATION

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendation has been received and is on file in the office of the Chief Clerk:

CARMINE BOAL
Chief Clerk of the House

COMMITTEE ON JUDICIARY

House File 608, a bill for an act relating to a right of subrogation by an insurer in a criminal case.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass with amendment H-1232** April 1, 2013.

AMENDMENTS FILED

H-1231	H.F.	512	Isenhart of Dubuque
H-1232	H.F.	608	Committee on Judiciary
H-1233	H.F.	614	Rogers of Black Hawk
H-1234	H.F.	607	Isenhart of Dubuque
H-1235	H.F.	615	Lofgren of Muscatine
H-1236	H.F.	516	Deyoe of Story
H-1237	H.F.	614	Rogers of Black Hawk
H-1238	H.F.	566	Baltimore of Boone
H-1239	H.F.	615	Isenhart of Dubuque

On motion by Upmeyer of Cerro Gordo, the House adjourned at 5:50 p.m., until 8:30 a.m., Tuesday, April 2, 2013.

JOURNAL OF THE HOUSE

Seventy-ninth Calendar Day - Fifty-second Session Day

Hall of the House of Representatives
Des Moines, Iowa, Tuesday, April 2, 2013

The House met pursuant to adjournment at 8:31 a.m., Speaker Paulsen in the chair.

Prayer was offered by Pastor Terry Chapman, Moravian Church of the Nazarene, Moravia. He was the guest of Representative Sheets of Appanoose County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Tony Seibert, Vice Commander of American Legion Post #280, Moulton. He was the guest of Representative Sheets of Appanoose.

The Journal of Monday, April 1, 2013, was approved.

The House stood at ease at 8:35 a.m., until the fall of the gavel.

The House resumed session at 8:59 a.m., Speaker Paulsen in the chair.

CONSIDERATION OF BILLS Regular Calendar

House File 566, a bill for an act to establish requirements relating to the transfer of an interest in real estate by or on behalf of certain entities formed or organized on a profit, cooperative, or not-for-profit basis, and including warranties and a limitation on actions, was taken up for consideration.

Baltimore of Boone offered amendment H-1238 filed by him and moved its adoption.

Amendment H-1238 was adopted.

Baltimore of Boone moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 566)

The ayes were, 96:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Byrnes	Cohoon	Costello	Cownie
Dawson	Deyoe	Drake	Dunkel
Fisher	Forbes	Forristall	Fry
Gaines	Garrett	Gaskill	Gassman
Grassley	Hagenow	Hall	Hanson
Hanusa	Heartsill	Heaton	Heddens
Hein	Hess	Highfill	Hunter
Huseman	Isenhart	Jacoby	Jorgensen
Kajtazovic	Kaufmann	Kearns	Kelley
Klein	Koester	Kressig	Landon
Lensing	Lofgren	Lundby	Lykam
Mascher	Maxwell	Miller, H.	Miller, L.
Moore	Muhlbauer	Murphy	Oldson
Olson, R.	Olson, S.	Olson, T.	Ourth
Pettengill	Prichard	Rayhons	Riding
Rogers	Ruff	Salmon	Sands
Schultz	Shaw	Sheets	Smith, J.
Smith, M.	Soderberg	Staed	Stanerson
Steckman	Stutsman	Taylor, R.	Taylor, T.
Thede	Thomas	Upmeyer	Vander Linden
Watts	Wessel-Kroeschell	Winckler	Windschitl
Wolfe	Wood	Worthan	Mr. Speaker Paulsen

The nays were, none.

Absent or not voting, 4:

Brandenburg	Dolecheck	McCarthy	Running-Marquardt
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The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 614, a bill for an act appropriating federal funds made available from federal block grants and other nonstate sources, allocating portions of federal block grants, and providing procedures if federal funds are more or less than anticipated or if federal block grants

are more or less than anticipated and including effective date and retroactive applicability provisions, was taken up for consideration.

Rogers of Black Hawk offered amendment H-1237 filed by him.

Amendment H-1237 was adopted.

Rogers of Black Hawk offered amendment H-1233 filed by him and moved its adoption.

Amendment H-1233 was adopted.

Rogers of Black Hawk moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 614)

The ayes were, 96:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Byrnes	Cohoon	Costello	Cownie
Dawson	Deyoe	Drake	Dunkel
Fisher	Forbes	Forristall	Fry
Gaines	Garrett	Gaskill	Gassman
Grassley	Hagenow	Hall	Hanson
Hanusa	Heartsill	Heaton	Heddens
Hein	Hess	Highfill	Hunter
Huseman	Isenhart	Jacoby	Jorgensen
Kajtazovic	Kaufmann	Kearns	Kelley
Klein	Koester	Kressig	Landon
Lensing	Lofgren	Lundby	Lykam
Mascher	Maxwell	Miller, H.	Miller, L.
Moore	Muhlbauer	Murphy	Oldson
Olson, R.	Olson, S.	Olson, T.	Ourth
Pettengill	Prichard	Rayhons	Riding
Rogers	Ruff	Salmon	Sands
Schultz	Shaw	Sheets	Smith, J.
Smith, M.	Soderberg	Staed	Stanerson
Steckman	Stutsman	Taylor, R.	Taylor, T.
Thede	Thomas	Upmeyer	Vander Linden
Watts	Wessel-Kroeschell	Winckler	Windschitl
Wolfe	Wood	Worthan	Mr. Speaker Paulsen

The nays were, none.

Absent or not voting, 4:

Brandenburg

Dolecheck

McCarthy

Running-Marquardt

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

IMMEDIATE MESSAGES

Upmeyer of Cerro Gordo asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Files 566 and 614.**

LEAVE OF ABSENCE

Leave of absence was granted during voting as follows:

Brandenburg of Pottawattamie

Dolecheck of Ringgold

On motion by Upmeyer of Cerro Gordo, the House was recessed at 9:09 a.m., until 4:00 p.m.

AFTERNOON SESSION

The House reconvened at 4:03 p.m., Speaker Paulsen in the chair.

INTRODUCTION OF BILL

House File 622, by committee on Ways and Means, a bill for an act relating to the period of time for completing real property assessments and to the period of time and method for filing property tax assessment protests to the local board of review and including applicability provisions.

Read first time and placed on the **Ways and Means calendar.**

SENATE MESSAGE CONSIDERED

Senate File 423, by committee on Education, a bill for an act relating to and providing for education reform involving student, teacher, and administrator programs and activities under the purview of the department of education, the state board of education,

college student aid commission, school districts and accredited nonpublic schools; establishing a fee; and including effective date and applicability provisions.

Read first time and referred to committee on **Education**.

BILLS ENROLLED, SIGNED AND SENT TO GOVERNOR

The Chief Clerk of the House submitted the following report:

Mr. Speaker: The Chief Clerk of the House respectfully reports that the following bills have been examined and found correctly enrolled, signed by the Speaker of the House and the President of the Senate, and presented to the Governor for his approval on this 2nd day of April, 2013: House Files 14, 131, 307, 417, 469, 486 and 591.

CARMINE BOAL
Chief Clerk of the House

SUBCOMMITTEE ASSIGNMENTS

House File 91

Ways and Means: Windschitl, Chair; Oldson and Sands.

House File 108

Ways and Means: Windschitl, Chair; Oldson and Sands.

House File 124

Ways and Means: Windschitl, Chair; Oldson and Sands.

House File 221

Ways and Means: Windschitl, Chair; Oldson and Sands.

House File 266

Ways and Means: Windschitl, Chair; Oldson and Sands.

House File 509

Ways and Means: Byrnes, Chair; Forbes and Moore.

House File 620

Appropriations: Lofgren, Chair; Fisher and Running-Marquardt.

Senate Joint Resolution 9

Commerce: Cownie, Chair; Hall and Soderberg.

Senate File 170

Commerce: Cownie, Chair; Riding and Soderberg.

Senate File 219

Ways and Means: Windschitl, Chair; Oldson and Sands.

Senate File 296

Appropriations: Rogers, Chair; Heaton, Heddens, Kajtazovic and Soderberg.

Senate File 329

State Government: Watts, Chair; Grassley and Hunter.

Senate File 342 Reassigned

Judiciary: Hagenow, Chair; Anderson and Garrett.

Senate File 345 Reassigned

Judiciary: Hagenow, Chair; Garrett and Lensing.

Senate File 354

State Government: Watts, Chair; Grassley and Steckman.

Senate File 396

State Government: Hagenow, Chair; Drake and Kajtazovic.

Senate File 402

Commerce: Soderberg, Chair; Lykam and Watts.

Senate File 429

Appropriations: Dolecheck, Chair; Garrett and Running-Marquardt.

COMMITTEE RECOMMENDATIONS

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendations have been received and are on file in the office of the Chief Clerk:

CARMINE BOAL
Chief Clerk of the House

COMMITTEE ON APPROPRIATIONS

Committee Bill (Formerly House File 502), relating to real estate broker and real estate salesperson licensing fees and allocations from those fees, and making an appropriation.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** April 2, 2013.

COMMITTEE ON ENVIRONMENTAL PROTECTION

Senate File 388, a bill for an act relating to sponsor projects under the water resource restoration sponsor program.

Fiscal Note: **No**

Recommendation: **Do Pass** April 2, 2013.

COMMITTEE ON PUBLIC SAFETY

Senate File 304, a bill for an act concerning public safety by establishing a public safety training and equipment trust fund, making appropriations to the fund, providing for a public safety training and facilities task force, and making appropriations.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass with amendment H-1241** April 2, 2013.

Referred to committee on Appropriations pursuant to Rule 31.7.

COMMITTEE ON WAYS AND MEANS

Committee Bill (Formerly House File 508), relating to the period of time for completing real property assessments and to the period of time and method for filing property tax assessment protests to the local board of review and including applicability provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** April 2, 2013.

Committee Bill (Formerly House File 578), relating to the transfer of real estate and the filing of a mortgage release certificate, providing for a fee and making remedies applicable, and including effective date provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** April 2, 2013.

Committee Bill (Formerly House Study Bill 225), relating to the school tuition organization tax credit by allowing the tax credit for contributions made by certain entities, increasing the amount of total approved tax credits, and including effective date and retroactive applicability provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** April 2, 2013.

Committee Bill (Formerly House Study Bill 226), relating to the collection of sales and use tax in this state, including retailers maintaining a place of business in this state, agreements relating to the collection of sales and use taxes, sales of tangible personal property and services to the state, related reporting requirements, and the transfer of certain sales and use tax revenues to the taxpayers trust fund.

Fiscal Note: **No**

Recommendation: **Do Pass** April 2, 2013.

AMENDMENTS FILED

H-1240	S.F.	339	Ruff of Clayton
H-1241	S.F.	304	Committee on Public Safety
H-1242	H.F.	593	Hunter of Polk
H-1243	H.F.	548	L. Miller of Scott

On motion by Upmeyer of Cerro Gordo, the House adjourned at 4:05 p.m., until 8:30 a.m., Wednesday, April 3, 2013.

JOURNAL OF THE HOUSE

Eightieth Calendar Day - Fifty-third Session Day

Hall of the House of Representatives
Des Moines, Iowa, Wednesday, April 3, 2013

The House met pursuant to adjournment at 8:31 a.m., Speaker Paulsen in the chair.

Prayer was offered by Thomas Law, Executive Director Baptist Convention of Iowa, Des Moines. He was the guest of Representative Landon of Polk County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Stan Cheatham, Page from Davenport.

The Journal of Tuesday, April 2, 2013, was approved.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on April 2, 2013, passed the following bill in which the concurrence of the House is asked:

Senate File 371, a bill for an act providing for special vehicle registration plates displaying a decal designed and issued by a nonprofit organization, providing fees, making a penalty applicable, and including effective date provisions.

Also: That the Senate has on April 2, 2013, passed the following bill in which the concurrence of the House is asked:

Senate File 407, a bill for an act relating to the activities and duties of the state board of regents and the board's administrative office.

MICHAEL E. MARSHALL, Secretary

INTRODUCTION OF BILL

House File 623, by committee on Ways and Means, a bill for an act relating to the transfer of real estate and the filing of a mortgage release certificate, providing for a fee and making remedies applicable, and including effective date provisions.

Read first time and placed on the **Ways and Means calendar**.

ADOPTION OF HOUSE MEMORIAL RESOLUTION 101

HOUSE MEMORIAL RESOLUTION 101

WHEREAS, The Honorable Maurice Baringer, of Fayette County, Iowa, who was a member of the Fifty-ninth, Sixtieth, Sixty-first, and Sixty-second General Assemblies, passed away May 25, 2011; NOW THEREFORE,

BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES, That a suitable resolution commemorating his life, character and service to the state be prepared and presented at the April 10th, 2013 memorial service.

Hein of Jones
Thomas of Clayton

Hein of Jones moved the adoption of House Memorial Resolution 101. The motion prevailed and the resolution was adopted.

ADOPTION OF HOUSE MEMORIAL RESOLUTION 102

HOUSE MEMORIAL RESOLUTION 102

WHEREAS, The Honorable Diane Brandt, of Black Hawk County, Iowa, who was a member of the Sixty-sixth, Sixty-seventh, Sixty-eighth, and Sixty-ninth General Assemblies, passed away June 1, 2010; NOW THEREFORE,

BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES, That a suitable resolution commemorating her life, character and service to the state be prepared and presented at the April 10th, 2013 memorial service.

Salmon of Black Hawk
Kajtazovic of Black Hawk

Salmon of Black Hawk moved the adoption of House Memorial Resolution 102. The motion prevailed and the resolution was adopted.

ADOPTION OF HOUSE MEMORIAL RESOLUTION 103

HOUSE MEMORIAL RESOLUTION 103

WHEREAS, The Honorable Barry Brauns, of Muscatine County, Iowa, who was a member of the Seventy-fifth, Seventy-sixth, Seventy-seventh, Seventy-eighth, and Seventy-ninth General Assemblies, passed away October 10, 2011; NOW THEREFORE,

BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES, That a suitable resolution commemorating his life, character and service to the state be prepared and presented at the April 10th, 2013 memorial service.

Lofgren of Muscatine
Sands of Louisa
Cohon of Des Moines

Lofgren of Muscatine moved the adoption of House Memorial Resolution 103. The motion prevailed and the resolution was adopted.

ADOPTION OF HOUSE MEMORIAL RESOLUTION 104

HOUSE MEMORIAL RESOLUTION 104

WHEREAS, The Honorable Dorothy Carpenter, of Polk County, Iowa, who was a member of the Sixty-ninth, Seventieth, Seventy-first, Seventy-second, Seventy-third, Seventy-fourth, and Seventy-fifth General Assemblies, passed away April 2, 2011; NOW THEREFORE,

BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES, That a suitable resolution commemorating her life, character and service to the state be prepared and presented at the April 10th, 2013 memorial service.

Cownie of Polk
Oldson of Polk

Cownie of Polk moved the adoption of House Memorial Resolution 104. The motion prevailed and the resolution was adopted.

ADOPTION OF HOUSE MEMORIAL RESOLUTION 105

HOUSE MEMORIAL RESOLUTION 105

WHEREAS, The Honorable Kenneth Logemann of Worth County, Iowa, who was a member of the Sixty-third and Sixty-fourth General Assemblies, passed away March 4, 2013; NOW THEREFORE,

BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES, That a suitable resolution commemorating his life, character and service to the state be prepared and presented at the April 10th, 2013 memorial service.

Byrnes of Mitchell
Prichard of Floyd

Byrnes of Mitchell moved the adoption of House Memorial Resolution 105. The motion prevailed and the resolution was adopted.

ADOPTION OF HOUSE MEMORIAL RESOLUTION 106

HOUSE MEMORIAL RESOLUTION 106

WHEREAS, The Honorable Leo Miller, of Woodbury County, Iowa, who was a member of the Seventieth General Assembly, passed away May 8, 2012; NOW THEREFORE,

BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES, That a suitable resolution commemorating his life, character and service to the state be prepared and presented at the April 10th, 2013 memorial service.

Jorgensen of Woodbury
Dawson of Woodbury

Jorgensen of Woodbury moved the adoption of House Memorial Resolution 106. The motion prevailed and the resolution was adopted.

ADOPTION OF HOUSE MEMORIAL RESOLUTION 107

HOUSE MEMORIAL RESOLUTION 107

WHEREAS, The Honorable Carl Nielsen, of Polk County, Iowa, who was a member of the Sixty-fifth, Sixty-sixth, and Sixty-seventh General Assemblies, passed away April 1, 2011; NOW THEREFORE,

BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES, That a suitable resolution commemorating his life, character and service to the state be prepared and presented at the April 10th, 2013 memorial service.

Hagenow of Polk
Hunter of Polk

Hagenow of Polk moved the adoption of House Memorial Resolution 107. The motion prevailed and the resolution was adopted.

ADOPTION OF HOUSE MEMORIAL RESOLUTION 108

HOUSE MEMORIAL RESOLUTION 108

WHEREAS, The Honorable Doris Ann Peick, of Linn County, Iowa, who was a member of the Seventieth, and Seventy-first General Assemblies, passed away July 4, 2012; NOW THEREFORE,

BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES, That a suitable resolution commemorating her life, character and service to the state be prepared and presented at the April 10th, 2013 memorial service.

Pettengill of Benton
Taylor, T. of Linn
Running-Marquardt of Linn

Pettengill of Benton moved the adoption of House Memorial Resolution 108. The motion prevailed and the resolution was adopted.

ADOPTION OF HOUSE MEMORIAL RESOLUTION 109

HOUSE MEMORIAL RESOLUTION 109

WHEREAS, The Honorable Norman Roorda, of Jasper County, Iowa, who was a member of the Sixty-second, Sixty-third, Sixty-fourth, and Sixty-fifth General Assemblies, passed away May 27, 2012; NOW THEREFORE,

BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES, That a suitable resolution commemorating his life, character and service to the state be prepared and presented at the April 10th, 2013 memorial service.

Heartsill of Marion
Kelley of Jasper

Heartsill of Marion moved the adoption of House Memorial Resolution 109. The motion prevailed and the resolution was adopted.

ADOPTION OF HOUSE MEMORIAL RESOLUTION 110

HOUSE MEMORIAL RESOLUTION 110

WHEREAS, The Honorable Patricia Thompson-Woodworth, of Polk County, Iowa, who was a member of the Sixty-seventh, and Sixty-eighth General Assemblies, passed away October 22, 2011; NOW THEREFORE,

BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES, That a suitable resolution commemorating her life, character and service to the state be prepared and presented at the April 10th, 2013 memorial service.

Landon of Polk
Anderson of Polk

Landon of Polk moved the adoption of House Memorial Resolution 110. The motion prevailed and the resolution was adopted.

ADOPTION OF HOUSE MEMORIAL RESOLUTION 111

HOUSE MEMORIAL RESOLUTION 111

WHEREAS, The Honorable Phillip Eugene Tyrrell, of Iowa County, Iowa, who was a member of the Sixty-eighth, Sixty-ninth, Seventy-second, Seventy-third, Seventy-fourth, Seventy-fifth, Seventy-sixth, Seventy-seventh, Seventy-eighth, and Seventy-ninth General Assemblies, passed away April 9, 2012; NOW THEREFORE,

BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES, That a suitable resolution commemorating his life, character and service to the state be prepared and presented at the April 10th, 2013 memorial service.

Pettengill of Benton
Stutsman of Johnson

Pettengill of Benton moved the adoption of House Memorial Resolution 111. The motion prevailed and the resolution was adopted.

ADOPTION OF HOUSE MEMORIAL RESOLUTION 112

HOUSE MEMORIAL RESOLUTION 112

WHEREAS, The Honorable Harlan Van Gerpen, of Black Hawk County, Iowa, who was a member of the Seventieth General Assembly, passed away October 21, 2012; NOW THEREFORE,

BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES, That a suitable resolution commemorating his life, character and service to the state be prepared and presented at the April 10th, 2013 memorial service.

Rogers of Black Hawk
Kressig of Black Hawk

Rogers of Black Hawk moved the adoption of House Memorial Resolution 112. The motion prevailed and the resolution was adopted.

ADOPTION OF HOUSE MEMORIAL RESOLUTION 113

HOUSE MEMORIAL RESOLUTION 113

WHEREAS, The Honorable Jewell Waugh, of Monona County, Iowa, who was a member of the Sixty-second, Sixty-third, and Sixty-fourth General Assemblies, passed away November 16, 2006; NOW THEREFORE,

BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES, That a suitable resolution commemorating his life, character and service to the state be prepared and presented at the April 10th, 2013 memorial service.

Schultz of Crawford
Muhlbauer of Crawford

Schultz of Crawford moved the adoption of House Memorial Resolution 113. The motion prevailed and the resolution was adopted.

ADOPTION OF HOUSE MEMORIAL RESOLUTION 114

HOUSE MEMORIAL RESOLUTION 114

WHEREAS, The Honorable Roger Wendt, of Woodbury County, Iowa, who was a member of the Eightieth, Eighty-first, Eighty-second, and Eighty-third General Assemblies, passed away March 30, 2011; NOW THEREFORE,

BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES, That a suitable resolution commemorating his life, character and service to the state be prepared and presented at the April 10th, 2013 memorial service.

Forristall of Pottawattamie
Hall of Woodbury

Forristall of Pottawattamie moved the adoption of House Memorial Resolution 114. The motion prevailed and the resolution was adopted.

ADOPTION OF HOUSE MEMORIAL RESOLUTION 115

HOUSE MEMORIAL RESOLUTION 115

WHEREAS, The Honorable James Wengert, of Woodbury County, Iowa, who was a member of the Sixty-first General Assembly, passed away October 13, 2011; NOW THEREFORE,

BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES, That a suitable resolution commemorating his life, character and service to the state be prepared and presented at the April 10th, 2013 memorial service.

Soderberg of Plymouth
Muhlbauer of Crawford

Soderberg of Plymouth moved the adoption of House Memorial Resolution 115. The motion prevailed and the resolution was adopted.

ADOPTION OF HOUSE MEMORIAL RESOLUTION 116

HOUSE MEMORIAL RESOLUTION 116

WHEREAS, The Honorable James Spradling, of Sioux County, Iowa, who was a member of the Sixty-sixth General Assembly, passed away August 31, 2012; NOW THEREFORE,

BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES, That a suitable resolution commemorating his life, character and service to the state be prepared and presented at the April 10th, 2013 memorial service.

Alons of Sioux
Dawson of Woodbury

Alons of Sioux moved the adoption of House Memorial Resolution 116. The motion prevailed and the resolution was adopted.

ADOPTION OF HOUSE MEMORIAL RESOLUTION 117

HOUSE MEMORIAL RESOLUTION 117

WHEREAS, The Honorable Charles Korn, of Harrison County, Iowa, who was a member of the Sixty-first General Assembly, passed away December 16, 2007; NOW THEREFORE,

BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES, That a suitable resolution commemorating his life, character and service to the state be prepared and presented at the April 10th, 2013 memorial service.

Windschitl of Harrison
Muhlbauer of Crawford

Windschitl of Harrison moved the adoption of House Memorial Resolution 117. The motion prevailed and the resolution was adopted.

ADOPTION OF HOUSE CONCURRENT RESOLUTION 6

Upmeyer of Cerro Gordo called up for consideration **House Concurrent Resolution 6**, a concurrent resolution relating to Pioneer Lawmakers, and moved its adoption.

The motion prevailed and the resolution was adopted.

The House stood at ease at 8:48 a.m., until the fall of the gavel.

The House resumed session at 9:59 a.m., Speaker Paulsen in the chair.

SENATE MESSAGES CONSIDERED

Senate File 371, by committee on Transportation, a bill for an act providing for special vehicle registration plates displaying a decal designed and issued by a nonprofit organization, providing fees, making a penalty applicable, and including effective date provisions.

Read first time and referred to committee on **Ways and Means**.

Senate File 407, by committee on State Government, a bill for an act relating to the activities and duties of the state board of regents and the board's administrative office.

Read first time and referred to committee on **State Government**.

SENATE AMENDMENTS CONSIDERED

House Concurred

Lofgren of Muscatine called up for consideration **House File 397**, a bill for an act relating to the administration of duties and programs by the economic development authority, amended by the Senate, and moved that the House concur in the Senate amendment H-1205.

The motion prevailed and the House concurred in the Senate amendment H-1205.

Lofgren of Muscatine moved that the bill, as amended by the Senate and concurred in by the House, be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 397)

The ayes were, 99:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Byrnes	Cohoon	Costello	Cownie
Dawson	Deyoe	Dolecheck	Drake
Dunkel	Fisher	Forbes	Forristall
Fry	Gaines	Garrett	Gaskill

Gassman	Grassley	Hagenow	Hall
Hanson	Hanusa	Heartsill	Heaton
Heddens	Hein	Hess	Highfill
Hunter	Huseman	Isenhart	Jacoby
Jorgensen	Kajtazovic	Kaufmann	Kearns
Kelley	Klein	Koester	Kressig
Landon	Lensing	Lofgren	Lundby
Lykam	Mascher	Maxwell	McCarthy
Miller, H.	Miller, L.	Moore	Muhlbauer
Murphy	Oldson	Olson, R.	Olson, S.
Olson, T.	Ourth	Pettengill	Prichard
Rayhons	Riding	Rogers	Ruff
Running-Marquardt	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Smith, M.
Soderberg	Staed	Stanerson	Steckman
Stutsman	Taylor, R.	Taylor, T.	Thede
Thomas	Upmeyer	Vander Linden	Watts
Wessel-Kroeschell	Winckler	Windschitl	Wolfe
Wood	Worthan	Mr. Speaker	
		Paulsen	

The nays were, none.

Absent or not voting, 1:

Brandenburg

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House Concurred

R. Taylor of Dallas called up for consideration **House File 488**, a bill for an act concerning the alcoholic beverages division of the department of commerce and alcoholic beverage control, and making penalties applicable, amended by the Senate, and moved that the House concur in the Senate amendment H-1194.

The motion prevailed and the House concurred in the Senate amendment H-1194.

R. Taylor of Dallas moved that the bill, as amended by the Senate and concurred in by the House, be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 488)

The ayes were, 99:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Byrnes	Cohoon	Costello	Cownie
Dawson	Deyoe	Dolecheck	Drake
Dunkel	Fisher	Forbes	Forristall
Fry	Gaines	Garrett	Gaskill
Gassman	Grassley	Hagenow	Hall
Hanson	Hanusa	Heartsill	Heaton
Heddens	Hein	Hess	Highfill
Hunter	Huseman	Isenhart	Jacoby
Jorgensen	Kajtazovic	Kaufmann	Kearns
Kelley	Klein	Koester	Kressig
Landon	Lensing	Lofgren	Lundby
Lykam	Mascher	Maxwell	McCarthy
Miller, H.	Miller, L.	Moore	Muhlbauer
Murphy	Oldson	Olson, R.	Olson, S.
Olson, T.	Ourth	Pettengill	Prichard
Rayhons	Riding	Rogers	Ruff
Running-Marquardt	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Smith, M.
Soderberg	Staed	Stanerson	Steckman
Stutsman	Taylor, R.	Taylor, T.	Thede
Thomas	Upmeyer	Vander Linden	Watts
Wessel-Kroeschell	Winckler	Windschitl	Wolfe
Wood	Worthan	Mr. Speaker	
		Paulsen	

The nays were, none.

Absent or not voting, 1:

Brandenburg

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House Concurred

Costello of Mills called up for consideration **House File 544**, a bill for an act relating to the Iowa veterans home and providing for the consideration of contributions to support as repayment receipts, amended by the Senate, and moved that the House concur in the Senate amendment H-1222.

The motion prevailed and the House concurred in the Senate amendment H-1222.

Costello of Mills moved that the bill, as amended by the Senate and concurred in by the House, be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 544)

The ayes were, 99:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Byrnes	Cohoon	Costello	Cownie
Dawson	Deyoe	Dolecheck	Drake
Dunkel	Fisher	Forbes	Forristall
Fry	Gaines	Garrett	Gaskill
Gassman	Grassley	Hagenow	Hall
Hanson	Hanusa	Heartsill	Heaton
Heddens	Hein	Hess	Highfill
Hunter	Huseman	Isenhardt	Jacoby
Jorgensen	Kajtazovic	Kaufmann	Kearns
Kelley	Klein	Koester	Kressig
Landon	Lensing	Lofgren	Lundby
Lykam	Mascher	Maxwell	McCarthy
Miller, H.	Miller, L.	Moore	Muhlbauer
Murphy	Oldson	Olson, R.	Olson, S.
Olson, T.	Ourth	Pettengill	Prichard
Rayhons	Riding	Rogers	Ruff
Running-Marquardt	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Smith, M.
Soderberg	Staed	Stanerson	Steckman
Stutsman	Taylor, R.	Taylor, T.	Thede
Thomas	Upmeyer	Vander Linden	Watts
Wessel-Kroeschell	Winckler	Windschitl	Wolfe
Wood	Worthan	Mr. Speaker	
		Paulsen	

The nays were, none.

Absent or not voting, 1:

Brandenburg

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

IMMEDIATE MESSAGES

Upmeyer of Cerro Gordo asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Concurrent Resolution 6** and **House Files 397, 488 and 544.**

The House stood at ease at 10:10 a.m., until the fall of the gavel.

The House resumed session at 10:25 a.m., Speaker Paulsen in the chair.

CONSIDERATION OF BILL
Ways and Means Calendar

House File 615, a bill for an act relating to the innovation fund investment tax credit by modifying the tax credit and the authority and duties of the Iowa innovation corporation relating to the tax credit, and including effective date and retroactive applicability provisions, was taken up for consideration.

Lofgren of Muscatine offered amendment H-1235 filed by him.

Lofgren of Muscatine offered amendment H-1244, to amendment H-1235, filed by him and Thomas of Clayton from the floor and moved its adoption.

Amendment H-1244, to amendment H-1235, was adopted.

Lofgren of Muscatine moved the adoption of amendment H-1235, as amended.

Amendment H-1235, as amended, was adopted.

Isenhardt of Dubuque offered amendment H-1239 filed by him.

Lofgren of Muscatine offered amendment H-1245, to amendment H-1239, filed by him from the floor and moved its adoption.

Amendment H-1245, to amendment H-1239, was adopted.

Isenhardt of Dubuque asked and received unanimous consent to withdraw amendment H-1239, as amended, filed by him on April 1, 2013.

The House stood at ease at 10:42 a.m., until the fall of the gavel.

The House resumed session at 11:00 a.m., Speaker Paulsen in the chair.

MOTION TO RECONSIDER
Amendment H-1235 (House File 615)

I move to reconsider the vote by which amendment H-1235 to House File 615 was adopted on April 3, 2013.

LOFGREN of Muscatine

MOTION TO RECONSIDER PREVAILED
Amendment H-1235 (House File 615)

Lofgren of Muscatine called up for consideration the motion to reconsider amendment H-1235 to House File 615, adopted by the House on April 3, 2013.

The motion to reconsider prevailed.

Lofgren of Muscatine offered amendment H-1246, to amendment H-1235, filed by him from the floor and moved its adoption.

Amendment H-1246, to amendment H-1235, was adopted.

Lofgren of Muscatine moved the adoption of amendment H-1235, as amended.

Amendment H-1235, as amended, was adopted.

Lofgren of Muscatine moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 615)

The ayes were, 97:

Abdul-Samad
Baltimore

Alons
Baudler

Anderson
Bearinger

Bacon
Berry

Byrnes	Cohoon	Costello	Cownie
Dawson	Deyoe	Dolecheck	Drake
Dunkel	Fisher	Forbes	Forristall
Fry	Gaines	Garrett	Gaskill
Gassman	Grassley	Hagenow	Hall
Hanson	Hanusa	Heartsill	Heaton
Heddens	Hein	Hess	Highfill
Huseman	Isenhart	Jacoby	Jorgensen
Kajtazovic	Kaufmann	Kearns	Kelley
Klein	Koester	Kressig	Landon
Lensing	Lofgren	Lundby	Lykam
Mascher	Maxwell	McCarthy	Miller, H.
Miller, L.	Moore	Muhlbauer	Murphy
Oldson	Olson, S.	Olson, T.	Ourth
Pettengill	Prichard	Rayhons	Riding
Rogers	Ruff	Running-Marquardt	Salmon
Sands	Schultz	Shaw	Sheets
Smith, J.	Smith, M.	Soderberg	Staed
Stanerson	Steckman	Stutsman	Taylor, R.
Taylor, T.	Thede	Thomas	Upmeyer
Vander Linden	Watts	Wessel-Kroeschell	Winckler
Windschitl	Wolfe	Wood	Worthan
Mr. Speaker			
Paulsen			

The nays were, 2:

Hunter Olson, R.

Absent or not voting, 1:

Brandenburg

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

HOUSE FILE 585 WITHDRAWN

Lofgren of Muscatine asked and received unanimous consent to withdraw House File 585 from further consideration by the House.

IMMEDIATE MESSAGE

Upmeyer of Cerro Gordo asked and received unanimous consent that **House File 615** be immediately messaged to the Senate.

LEAVE OF ABSENCE

Leave of absence was granted during voting as follows:

Brandenburg of Pottawattamie

On motion by Upmeyer of Cerro Gordo, the House was recessed at 11:05 a.m., until 4:00 p.m.

AFTERNOON SESSION

The House reconvened at 4:43 p.m., Speaker Paulsen in the chair.

INTRODUCTION OF BILLS

House File 624, by committee on Appropriations, a bill for an act relating to real estate broker and real estate salesperson licensing fees and allocations from those fees, and making an appropriation.

Read first time and referred to committee on **Ways and Means**.

House File 625, by committee on Ways and Means, a bill for an act relating to the school tuition organization tax credit by allowing the tax credit for contributions made by certain entities, increasing the amount of total approved tax credits, and including effective date and retroactive applicability provisions.

Read first time and placed on the **Ways and Means calendar**.

House File 626, by committee on Ways and Means, a bill for an act relating to the collection of sales and use tax in this state, including retailers maintaining a place of business in this state, agreements relating to the collection of sales and use taxes, sales of tangible personal property and services to the state, related reporting requirements, and the transfer of certain sales and use tax revenues to the taxpayers trust fund.

Read first time and placed on the **Ways and Means calendar**.

SUBCOMMITTEE ASSIGNMENTS

House File 305

Ways and Means: Windschitl, Chair; Kelley and Sands.

House File 390

Ways and Means: Windschitl, Chair; Oldson and Sands.

House File 391

Ways and Means: Windschitl, Chair; Oldson and Sands.

House File 468

Ways and Means: Windschitl, Chair; Oldson and Sands.

House File 505

Ways and Means: Windschitl, Chair; Oldson and Sands.

House File 561

Ways and Means: Windschitl, Chair; Oldson and Sands.

House File 580

Ways and Means: Windschitl, Chair; Oldson and Sands.

Senate File 371

Ways and Means: Byrnes, Chair; Forbes and Moore.

Senate File 407

State Government: Watts, Chair; Grassley and Lensing.

COMMITTEE RECOMMENDATIONS

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendations have been received and are on file in the office of the Chief Clerk:

CARMINE BOAL
Chief Clerk of the House

COMMITTEE ON AGRICULTURE

Senate File 247, a bill for an act providing for the possession of cats classified as bengals and savannahs.

Fiscal Note: **No**

Recommendation: **Do Pass** April 3, 2013.

COMMITTEE ON HUMAN RESOURCES

Senate File 393, a bill for an act relating to prenatal care including required critical congenital heart disease screening for newborns as part of the state's newborn screening panel.

Fiscal Note: **No**

Recommendation: **Do Pass** April 3, 2013.

COMMITTEE ON JUDICIARY

Senate File 343, a bill for an act authorizing tribal governments to establish a force of reserve peace officers.

Fiscal Note: **No**

Recommendation: **Do Pass** April 3, 2013.

Senate File 358, a bill for an act concerning title to real estate.

Fiscal Note: **No**

Recommendation: **Do Pass** April 3, 2013.

COMMITTEE ON NATURAL RESOURCES

Senate File 317, a bill for an act prohibiting the disbursement of a certain plant, including its seeds, commonly classified as garlic mustard, oriental bittersweet, Japanese knotweed, and Japanese hop within this state, and making penalties applicable.

Fiscal Note: **No**

Recommendation: **Do Pass** April 3, 2013.

Senate File 389, a bill for an act relating to hunter safety and ethics education course requirements.

Fiscal Note: **No**

Recommendation: **Do Pass** April 3, 2013.

COMMITTEE ON STATE GOVERNMENT

Senate File 380, a bill for an act authorizing charitable auctions for alcoholic spirits.

Fiscal Note: **No**

Recommendation: **Do Pass** April 3, 2013.

Senate File 396, a bill for an act relating to government operations and efficiency and other related matters, and including effective date and applicability provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** April 3, 2013.

AMENDMENTS FILED

H-1244	H.F.	615	Lofgren of Muscatine Thomas of Clayton
H-1245	H.F.	615	Lofgren of Muscatine
H-1246	H.F.	615	Lofgren of Muscatine
H-1247	H.F.	523	Rayhons of Hancock

On motion by Upmeyer of Cerro Gordo, the House adjourned at 4:48 p.m., until 8:30 a.m., Thursday, April 4, 2013.

JOURNAL OF THE HOUSE

Eighty-first Calendar Day - Fifty-fourth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Thursday, April 4, 2013

The House met pursuant to adjournment at 8:35 a.m., Speaker Paulsen in the chair.

Prayer was offered by Pastor Curt Gordon, Faith Baptist Church, Knoxville. He was the guest of Representative Heartsill of Marion County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Matthew Cole, Page from Ankeny.

The Journal of Wednesday, April 3, 2013, was approved.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on April 3, 2013, amended and passed the following bill in which the concurrence of the House is asked:

House File 215, a bill for an act relating to and providing for education reform involving student, teacher, and administrator programs and activities under the purview of the department of education, the state board of education, the college student aid commission, school districts, and accredited nonpublic schools; providing for independent private instruction for students; providing for private instruction for students; concerning driver education by a teaching parent; making appropriations and providing for the establishment and retention of certain fees; and including transition and effective date provisions.

Also: That the Senate has on April 3, 2013, passed the following bill in which the concurrence of the Senate was asked:

House File 575, a bill for an act relating to the technical administration of state financial and regulatory matters, including administration of income taxes, sales and use taxes, currency exchange licenses, and the wireless surcharge for enhanced 911 emergency telephone systems, and including effective date and retroactive applicability provisions.

Also: That the Senate has on April 3, 2013, passed the following bill in which the concurrence of the House is asked:

Senate File 430, a bill for an act relating to appropriations to the department of cultural affairs, the economic development authority, the board of regents and certain board of regents institutions, the department of workforce development, the Iowa finance authority, and the public employment relations board, providing for other properly related matters, and including effective date and retroactive applicability provisions.

Also: That the Senate has on April 3, 2013, passed the following bill in which the concurrence of the House is asked:

Senate File 433, a bill for an act relating to the requirements and administration of the targeted jobs withholding credit pilot project and including applicability provisions.

MICHAEL E. MARSHALL, Secretary

SENATE MESSAGES CONSIDERED

Senate File 430, by committee on Appropriations, a bill for an act relating to appropriations to the department of cultural affairs, the economic development authority, the board of regents and certain board of regents institutions, the department of workforce development, the Iowa finance authority, and the public employment relations board, providing for other properly related matters, and including effective date and retroactive applicability provisions.

Read first time and referred to committee on **Appropriations**.

Senate File 433, by committee on Ways and Means, a bill for an act relating to the requirements and administration of the targeted jobs withholding credit pilot project and including applicability provisions.

Read a first time and **passed on file**.

SENATE AMENDMENT CONSIDERED

House Refused To Concur

Jorgensen of Woodbury called up for consideration **House File 215**, a bill for an act relating to and providing for education reform involving student, teacher, and administrator programs and activities under the purview of the department of education, the state board of education, the college student aid commission, school districts, and accredited nonpublic schools; providing for independent private instruction for students; providing for private instruction for

students; concerning driver education by a teaching parent; making appropriations and providing for the establishment and retention of certain fees; and including transition and effective date provisions, amended by the Senate, and moved that the House concur in the Senate amendment H-1248.

Roll call was requested by Upmeyer of Cerro Gordo and Steckman of Cerro Gordo.

On the question "Shall the House concur in Senate amendment H-1248?" (H.F. 215)

The ayes were, 45:

Abdul-Samad	Bearinger	Berry	Cohon
Dawson	Dunkel	Forbes	Gaines
Gaskill	Hall	Hanson	Heddens
Hunter	Isenhart	Jacoby	Kajtazovic
Kearns	Kelley	Kressig	Lensing
Lundby	Lykam	Mascher	McCarthy
Miller, H.	Muhlbauer	Murphy	Oldson
Olson, R.	Olson, T.	Ourth	Prichard
Riding	Ruff	Running-Marquardt	Staed
Steckman	Stutsman	Taylor, T.	Thede
Thomas	Wessel-Kroeschell	Winckler	Wolfe
Wood			

The nays were, 51:

Alons	Bacon	Baltimore	Baudler
Byrnes	Costello	Deyoe	Dolecheck
Drake	Fisher	Forristall	Fry
Garrett	Gassman	Grassley	Hagenow
Hanusa	Heartsill	Heaton	Hein
Hess	Highfill	Huseman	Jorgensen
Kaufmann	Klein	Koester	London
Lofgren	Maxwell	Miller, L.	Moore
Olson, S.	Pettengill	Rayhons	Rogers
Salmon	Sands	Schultz	Shaw
Sheets	Smith, J.	Soderberg	Stanerson
Taylor, R.	Upmeyer	Vander Linden	Watts
Windschitl	Worthan	Mr. Speaker	
		Paulsen	

Absent or not voting, 4:

Anderson	Brandenburg	Cownie	Smith, M.
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The motion lost and the House refused to concur in the Senate amendment H-1248.

IMMEDIATE MESSAGE

Upmeyer of Cerro Gordo asked and received unanimous consent that **House File 215** be immediately messaged to the Senate.

LEAVE OF ABSENCE

Leave of absence was granted during voting as follows:

Anderson of Polk
Cownie of Polk

Brandenburg of Pottawattamie
Smith, M. of Marshall

On motion by Upmeyer of Cerro Gordo, the House was recessed at 8:44 a.m., until 3:00 p.m.

AFTERNOON SESSION

The House reconvened at 3:03 p.m., Speaker Paulsen in the chair.

MESSAGE FROM THE SENATE

The following message was received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on April 4, 2013, insisted on its amendment to House File 215, a bill for an act relating to and providing for education reform involving student, teacher, and administrator programs and activities under the purview of the department of education, the state board of education, the college student aid commission, school districts, and accredited nonpublic schools; providing for independent private instruction for students; providing for private instruction for students; concerning driver education by a teaching parent; making appropriations and providing for the establishment and retention of certain fees; and including transition and effective date provisions, and the members of the Conference Committee on the part of the Senate are: The Senator from Story, Senator Quirnbach, Chair; the Senator from Jackson, Senator Bowman; the Senator from Howard, Senator Wilhelm; the Senator from Montgomery, Senator Ernst; the Senator from Wayne, Senator Sinclair.

MICHAEL E. MARSHALL, Secretary

CONFERENCE COMMITTEE APPOINTED
(House File 215)

The Speaker announced the appointment of the conference committee to consider the differences between the House and Senate concerning

House File 215: Jorgensen of Woodbury, Chair; Dolecheck of Ringgold, Stanerson of Linn, Steckman of Cerro Gordo and Wood of Scott.

IMMEDIATE MESSAGE

Soderberg of Plymouth asked and received unanimous consent that **House File 215** be immediately messaged to the Senate.

HOUSE STUDY BILL COMMITTEE ASSIGNMENT

H.S.B. 232 Appropriations

Relating to establishing a healthy Iowa plan, and making appropriations.

SUBCOMMITTEE ASSIGNMENTS

House File 57 Reassigned

Judiciary: Windschitl, Chair; Brandenburg and Wolfe.

House File 510

Ways and Means: Vander Linden, Chair; Cownie, Forbes, Riding and Windschitl.

Senate File 430

Appropriations: Deyoe, Chair; Lofgren and Running-Marquardt.

COMMITTEE RECOMMENDATION

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendation has been received and is on file in the office of the Chief Clerk:

CARMINE BOAL
Chief Clerk of the House

COMMITTEE ON APPROPRIATIONS

Senate File 296, a bill for an act relating to integrated care models for the delivery of health care, including but not limited to required utilization of a medical home by individuals currently and newly eligible for coverage under the Medicaid program and including effective date provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass with amendment H-1253** April 4, 2013.

The Speaker referred Senate File 296 back to committee on Appropriations on April 4, 2013.

COMMITTEE ON JUDICIARY

Senate File 282, a bill for an act relating to procedural requirements in in rem forfeiture proceedings.

Fiscal Note: **No**

Recommendation: **Do Pass** April 3, 2013.

Senate File 406, a bill for an act relating to involuntary commitments for persons with substance-related disorders, mental illness, and intellectual disabilities, and providing for the creation of an office of mental health advocate in the department of human rights and including effective date provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass with amendment H-1251** April 3, 2013.

COMMITTEE ON TRANSPORTATION

Senate File 114, a bill for an act relating to the filing of a certificate of deposit by the owner of a motor vehicle as proof of financial responsibility.

Fiscal Note: **No**

Recommendation: **Do Pass** April 4, 2013.

Senate File 115, a bill for an act relating to intermediate driver's licenses and special minor's licenses, making a penalty applicable, and including effective date provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** April 4, 2013.

Senate File 340, a bill for an act relating to the length of on-duty periods and required rest periods for drivers of rail crew transport vehicles, and providing penalties.

Fiscal Note: **No**

Recommendation: **Do Pass** April 4, 2013.

Senate File 364, a bill for an act concerning vehicle registration fees, including matters relating to evasion of fees and to fees for electric vehicles, providing penalties, and including applicability provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** April 4, 2013.

Referred to committee on Ways and Means pursuant to Rule 31.7.

COMMITTEE ON WAYS AND MEANS

Senate File 146, a bill for an act extending a provision relating to the use of certain increases in watercraft registration fees by the natural resource commission.

Fiscal Note: **No**

Recommendation: **Do Pass** April 4, 2013.

Senate File 371, a bill for an act providing for special vehicle registration plates displaying a decal designed and issued by a nonprofit organization, providing fees, making a penalty applicable, and including effective date provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** April 4, 2013.

Committee Bill (Formerly House File 511), exempting certain farm real estate from the inheritance tax, and including applicability provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** April 4, 2013.

Committee Bill (Formerly House Study Bill 230), establishing a property tax exemption for fairgrounds owned by a county or a fair and including applicability provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** April 4, 2013.

AMENDMENTS FILED

H-1248	H.F.	215	Senate Amendment
H-1249	H.F.	120	Hess of Clay
H-1250	H.F.	557	Worthan of Buena Vista
H-1251	S.F.	406	Committee on Judiciary
H-1252	S.F.	338	Hess of Clay
H-1253	S.F.	296	Committee on Appropriations

On motion by Soderberg of Plymouth, the House adjourned at 3:04 p.m., until 10:00 a.m., Friday, April 5, 2013.

JOURNAL OF THE HOUSE

Eighty-second Calendar Day - Fifty-fifth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Friday, April 5, 2013

The House met pursuant to adjournment at 10:05 a.m., Bacon of Story in the chair.

Prayer was offered by Representative Koester of Polk County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Representative Koester of Polk.

The Journal of Thursday, April 4, 2013, was approved.

INTRODUCTION OF BILL

House File 627, by committee on Ways and Means, a bill for an act establishing a property tax exemption for fairgrounds owned by a county or a fair and including applicability provisions.

Read first time and placed on the **Ways and Means calendar**.

BILLS PLACED ON THE UNFINISHED BUSINESS CALENDAR

Koester of Polk asked and received unanimous consent that the following bills be placed on the unfinished business calendar:

House Joint Resolution 2
House File 492
House File 548
House File 568
House File 613
House File 617
House File 619
House File 622
House File 625

House File 120
House File 523
House File 557
House File 609
House File 616
House File 618
House File 621
House File 623
House File 626

BILLS REREFERRED TO COMMITTEES

The Speaker announced the following bills previously placed on the calendar were rereferred to the following committees:

House File 167	Public Safety	House File 184	Judiciary
House File 186	State Government	House File 209	State Government
House File 214	Judiciary	House File 224	Public Safety
House File 268	Local Government	House File 354	Transportation
House File 418	Human Resources	House File 455	Education
House File 456	Education	House File 476	Human Resources
House File 483	Commerce	House File 485	State Government
House File 493	Transportation	House File 513	Commerce
House File 515	Education	House File 516	Economic Growth
House File 517	Economic Growth	House File 519	State Government
House File 520	State Government	House File 525	Transportation
House File 528	Public Safety	House File 529	Public Safety
House File 536	Judiciary	House File 542	State Government
House File 551	Human Resources	House File 552	Human Resources
House File 555	Judiciary	House File 562	Judiciary
House File 563	Judiciary	House File 564	Judiciary
House File 567	State Government	House File 571	Judiciary
House File 573	Judiciary	House File 593	Education
House File 594	Education	House File 595	Education
House File 596	Veterans Affairs	House File 606	Local Government
House File 608	Commerce	Senate File 348	Transportation

EXPLANATION OF VOTE

On April 4, 2013, I was necessarily absent during voting in the House chamber. Had I been present, I would have voted as follows:

Senate amendment H-1248 (H.F. 215) – “aye”

M. SMITH of Marshall

COMMUNICATIONS RECEIVED

The following communications were received and filed in the office of the Chief Clerk:

CITIZENS' AIDE/OMBUDSMAN

Annual Report, pursuant to Iowa Code section 2C.18.

DEPARTMENT OF NATURAL RESOURCES

Groundwater Protection Report, pursuant to Iowa Code section 455B.263(1).

IOWA WORKFORCE DEVELOPMENT

Joint Investment Trust report, pursuant to Iowa Code section 12B.10A(7).

Nursing Workforce Data Clearinghouse Report, pursuant to Iowa Code section 84A.11(5).

ICN Savings Report, pursuant to Iowa Code section 8D.10.

AMENDMENT FILED

H-1254 H.F. 625 Isenhart of Dubuque

On motion by Koester of Polk, the House adjourned at 10:10 a.m., until 1:00 p.m., Monday, April 8, 2013.

JOURNAL OF THE HOUSE

Eighty-fifth Calendar Day - Fifty-sixth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Monday, April 8, 2013

The House met pursuant to adjournment at 1:00 p.m., Speaker Paulsen in the chair.

Prayer was offered by Reverend Joe Polzin, Executive Director at Marion Cares, Marion. He was the guest of Representative Lundby of Linn County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Drew Cooper, Page from Grinnell.

The Journal of Friday, April 5, 2013, was approved.

ADOPTION OF HOUSE RESOLUTION 30

Upmeyer of Cerro Gordo called up for consideration **House Resolution 30**, a resolution honoring the Sukup Manufacturing Company for a half century of manufacturing innovation and public service, and moved its adoption.

The motion prevailed and the resolution was adopted.

SPECIAL PRESENTATION

Upmeyer of Cerro Gordo introduced to the House former state legislator, Steve Sukup.

The House rose and expressed its welcome.

The House stood at ease at 1:13 p.m., until the fall of the gavel.

The House resumed session at 2:47 p.m., Speaker Paulsen in the chair.

CONSIDERATION OF BILLS
Ways and Means Calendar

House File 619, a bill for an act relating to the operation of all-terrain vehicles on highways upon registration with the department of transportation, providing a registration fee, and providing penalties, was taken up for consideration.

Moore of Jackson moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 619)

The ayes were, 75:

Alons	Bacon	Baltimore	Baudler
Bearinger	Byrnes	Costello	Cownie
Dawson	Deyoe	Dolecheck	Drake
Dunkel	Fisher	Forristall	Fry
Garrett	Gaskill	Gassman	Grassley
Hagenow	Hall	Hanusa	Heartsill
Heaton	Hein	Hess	Highfill
Huseman	Jorgensen	Kajtazovic	Kaufmann
Kearns	Kelley	Klein	Koester
Landon	Lofgren	Lundby	Lykam
Maxwell	McCarthy	Miller, L.	Moore
Muhlbauer	Murphy	Olson, R.	Olson, S.
Olson, T.	Ourth	Pettengill	Prichard
Rayhons	Riding	Rogers	Running-Marquardt
Salmon	Sands	Schultz	Shaw
Sheets	Smith, J.	Soderberg	Stanerson
Taylor, R.	Taylor, T.	Thomas	Upmeyer
Vander Linden	Watts	Windschitl	Wolfe
Wood	Worthan	Mr. Speaker	
		Paulsen	

The nays were, 22:

Abdul-Samad	Berry	Cohoon	Forbes
Gaines	Hanson	Heddens	Hunter
Isenhardt	Jacoby	Kressig	Lensing
Mascher	Miller, H.	Oldson	Smith, M.
Staed	Steckman	Stutsman	Thede
Wessel-Kroeschell	Winckler		

Absent or not voting, 3:

Anderson Brandenburg Ruff

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

HOUSE FILES 250, 263 AND 507 WITHDRAWN

Moore of Jackson asked and received unanimous consent to withdraw House Files 250, 263 and 507 from further consideration by the House.

House File 621, a bill for an act relating to the protest and appeal of property assessments and including effective date and applicability provisions, was taken up for consideration.

Vander Linden of Mahaska moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 621)

The ayes were, 98:

Abdul-Samad	Alons	Bacon	Baltimore
Baudler	Bearinger	Berry	Byrnes
Cohoon	Costello	Cownie	Dawson
Deyoe	Dolecheck	Drake	Dunkel
Fisher	Forbes	Forristall	Fry
Gaines	Garrett	Gaskill	Gassman
Grassley	Hagenow	Hall	Hanson
Hanusa	Heartsill	Heaton	Heddens
Hein	Hess	Highfill	Hunter
Huseman	Isenhardt	Jacoby	Jorgensen
Kajtazovic	Kaufmann	Kearns	Kelley
Klein	Koester	Kressig	Landon
Lensing	Lofgren	Lundby	Lykam
Mascher	Maxwell	McCarthy	Miller, H.
Miller, L.	Moore	Muhlbauer	Murphy
Oldson	Olson, R.	Olson, S.	Olson, T.
Ourth	Pettengill	Prichard	Rayhons
Riding	Rogers	Ruff	Running-Marquardt
Salmon	Sands	Schultz	Shaw
Sheets	Smith, J.	Smith, M.	Soderberg
Staed	Stanerson	Steckman	Stutsman
Taylor, R.	Taylor, T.	Thede	Thomas

Upmeyer	Vander Linden	Watts	Wessel-Kroeschell
Winckler	Windschitl	Wolfe	Wood
Worthan	Mr. Speaker		
	Paulsen		

The nays were, none.

Absent or not voting, 2:

Anderson Brandenburg

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 625, a bill for an act relating to the school tuition organization tax credit by allowing the tax credit for contributions made by certain entities, increasing the amount of total approved tax credits, and including effective date and retroactive applicability provisions, was taken up for consideration.

Isenhart of Dubuque asked and received unanimous consent to withdraw amendment H-1254 filed by him on April 5, 2013.

Hagenow of Polk moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 625)

The ayes were, 96:

Abdul-Samad	Alons	Bacon	Baltimore
Baudler	Bearinger	Berry	Byrnes
Cohoon	Costello	Cownie	Dawson
Deyoe	Dolecheck	Drake	Dunkel
Fisher	Forbes	Forristall	Fry
Gaines	Garrett	Gaskill	Gassman
Grassley	Hagenow	Hall	Hanson
Hanusa	Heartsill	Heaton	Heddens
Hein	Hess	Highfill	Hunter
Huseman	Isenhart	Jacoby	Jorgensen
Kajtazovic	Kaufmann	Kearns	Kelley
Klein	Koester	Kressig	Landon
Lensing	Lofgren	Lundby	Lykam
Maxwell	McCarthy	Miller, H.	Miller, L.
Moore	Muhlbauer	Murphy	Oldson
Olson, R.	Olson, S.	Olson, T.	Ourth

Pettengill	Prichard	Rayhons	Riding
Rogers	Ruff	Running-Marquardt	Salmon
Sands	Schultz	Shaw	Sheets
Smith, J.	Smith, M.	Soderberg	Staed
Stanerson	Steckman	Stutsman	Taylor, R.
Taylor, T.	Thede	Thomas	Upmeyer
Vander Linden	Watts	Winckler	Windschitl
Wolfe	Wood	Worthan	Mr. Speaker Paulsen

The nays were, 2:

Mascher Wessel-Kroeschell

Absent or not voting, 2:

Anderson Brandenburg

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

HOUSE FILE 502 WITHDRAWN

Hagenow of Polk asked and received unanimous consent to withdraw House File 502 from further consideration by the House.

Regular Calendar

House File 120, a bill for an act relating to the administration of the judicial branch including provisions pertaining to shorthand reporters and the practice of law, making appropriations, and providing for a fee, was taken up for consideration.

Hess of Clay offered amendment H-1249 filed by her and moved its adoption.

Amendment H-1249 was adopted.

SENATE FILE 318 SUBSTITUTED FOR HOUSE FILE 120

Hess of Clay asked and received unanimous consent to substitute Senate File 318 for House File 120.

Senate File 318, a bill for an act relating to the administration of the judicial branch including provisions pertaining to shorthand

reporters and the practice of law, and making appropriations, was taken up for consideration.

Hess of Clay moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 318)

The ayes were, 98:

Abdul-Samad	Alons	Bacon	Baltimore
Baudler	Bearinger	Berry	Byrnes
Cohoon	Costello	Cownie	Dawson
Deyoe	Dolecheck	Drake	Dunkel
Fisher	Forbes	Forristall	Fry
Gaines	Garrett	Gaskill	Gassman
Grassley	Hagenow	Hall	Hanson
Hanusa	Heartsill	Heaton	Heddens
Hein	Hess	Highfill	Hunter
Huseman	Isenhart	Jacoby	Jorgensen
Kajtazovic	Kaufmann	Kearns	Kelley
Klein	Koester	Kressig	Landon
Lensing	Lofgren	Lundby	Lykam
Mascher	Maxwell	McCarthy	Miller, H.
Miller, L.	Moore	Muhlbauer	Murphy
Oldson	Olson, R.	Olson, S.	Olson, T.
Ourth	Pettengill	Prichard	Rayhons
Riding	Rogers	Ruff	Running-Marquardt
Salmon	Sands	Schultz	Shaw
Sheets	Smith, J.	Smith, M.	Soderberg
Staed	Stanerson	Steckman	Stutsman
Taylor, R.	Taylor, T.	Thede	Thomas
Upmeyer	Vander Linden	Watts	Wessel-Kroeschell
Winckler	Windschitl	Wolfe	Wood
Worthan	Mr. Speaker		
	Paulsen		

The nays were, none.

Absent or not voting, 2:

Anderson Brandenburg

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

HOUSE FILE 120 WITHDRAWN

Hess of Clay asked and received unanimous consent to withdraw House File 120 from further consideration by the House.

Senate File 142, a bill for an act providing that certain activities relating to business opportunity promotions are unlawful practices punishable as consumer fraud and making a penalty applicable, with report of committee recommending passage, was taken up for consideration.

Hess of Clay moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 142)

The ayes were, 98:

Abdul-Samad	Alons	Bacon	Baltimore
Baudler	Bearinger	Berry	Byrnes
Cohoon	Costello	Cownie	Dawson
Deyoe	Dolecheck	Drake	Dunkel
Fisher	Forbes	Forristall	Fry
Gaines	Garrett	Gaskill	Gassman
Grassley	Hagenow	Hall	Hanson
Hanusa	Heartsill	Heaton	Heddens
Hein	Hess	Highfill	Hunter
Huseman	Isenhart	Jacoby	Jorgensen
Kajtazovic	Kaufmann	Kearns	Kelley
Klein	Koester	Kressig	Landon
Lensing	Lofgren	Lundby	Lykam
Mascher	Maxwell	McCarthy	Miller, H.
Miller, L.	Moore	Muhlbauer	Murphy
Oldson	Olson, R.	Olson, S.	Olson, T.
Ourth	Pettengill	Prichard	Rayhons
Riding	Rogers	Ruff	Running-Marquardt
Salmon	Sands	Schultz	Shaw
Sheets	Smith, J.	Smith, M.	Soderberg
Staed	Stanerson	Steckman	Stutsman
Taylor, R.	Taylor, T.	Thede	Thomas
Upmeyer	Vander Linden	Watts	Wessel-Kroeschell
Winckler	Windschitl	Wolfe	Wood
Worthan	Mr. Speaker		
	Paulsen		

The nays were, none.

Absent or not voting, 2:

Anderson Brandenburg

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Senate File 182, a bill for an act relating to credit for reinsurance, including transition, applicability, and effective date provisions, with report of committee recommending passage, was taken up for consideration.

Pettengill of Benton moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 182)

The ayes were, 98:

Abdul-Samad	Alons	Bacon	Baltimore
Baudler	Bearinger	Berry	Byrnes
Cohoon	Costello	Cownie	Dawson
Deyoe	Dolecheck	Drake	Dunkel
Fisher	Forbes	Forristall	Fry
Gaines	Garrett	Gaskill	Gassman
Grassley	Hagenow	Hall	Hanson
Hanusa	Heartsill	Heaton	Heddens
Hein	Hess	Highfill	Hunter
Huseman	Isenhart	Jacoby	Jorgensen
Kajtaovic	Kaufmann	Kearns	Kelley
Klein	Koester	Kressig	Landon
Lensing	Lofgren	Lundby	Lykam
Mascher	Maxwell	McCarthy	Miller, H.
Miller, L.	Moore	Muhlbauer	Murphy
Oldson	Olson, R.	Olson, S.	Olson, T.
Ourth	Pettengill	Prichard	Rayhons
Riding	Rogers	Ruff	Running-Marquardt
Salmon	Sands	Schultz	Shaw
Sheets	Smith, J.	Smith, M.	Soderberg
Staed	Stanerson	Steckman	Stutsman
Taylor, R.	Taylor, T.	Thede	Thomas
Upmeyer	Vander Linden	Watts	Wessel-Kroeschell
Winckler	Windschitl	Wolfe	Wood
Worthan	Mr. Speaker		
	Paulsen		

The nays were, none.

Absent or not voting, 2:

Anderson Brandenburg

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Senate File 189, a bill for an act relating to a risk management framework for insurers and insurance groups and including penalty and applicability provisions, with report of committee recommending passage, was taken up for consideration.

Pettengill of Benton moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 189)

The ayes were, 98:

Abdul-Samad	Alons	Bacon	Baltimore
Baudler	Bearinger	Berry	Byrnes
Cohoon	Costello	Cownie	Dawson
Deyoe	Dolecheck	Drake	Dunkel
Fisher	Forbes	Forristall	Fry
Gaines	Garrett	Gaskill	Gassman
Grassley	Hagenow	Hall	Hanson
Hanusa	Heartsill	Heaton	Heddens
Hein	Hess	Highfill	Hunter
Huseman	Isenhart	Jacoby	Jorgensen
Kajtaovic	Kaufmann	Kearns	Kelley
Klein	Koester	Kressig	Landon
Lensing	Lofgren	Lundby	Lykam
Mascher	Maxwell	McCarthy	Miller, H.
Miller, L.	Moore	Muhlbauer	Murphy
Oldson	Olson, R.	Olson, S.	Olson, T.
Ourth	Pettengill	Prichard	Rayhons
Riding	Rogers	Ruff	Running-Marquardt
Salmon	Sands	Schultz	Shaw
Sheets	Smith, J.	Smith, M.	Soderberg
Staed	Stanerson	Steckman	Stutsman
Taylor, R.	Taylor, T.	Thede	Thomas
Upmeyer	Vander Linden	Watts	Wessel-Kroeschell
Winckler	Windschitl	Wolfe	Wood
Worthan	Mr. Speaker		
	Paulsen		

The nays were, none.

Absent or not voting, 2:

Anderson Brandenburg

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Senate File 298, a bill for an act relating to the definition of the term “sex act” in the criminal code, lascivious acts with a child, and providing penalties, with report of committee recommending passage, was taken up for consideration.

Windschitl of Harrison moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question “Shall the bill pass?” (S.F. 298)

The ayes were, 98:

Abdul-Samad	Alons	Bacon	Baltimore
Baudler	Bearinger	Berry	Byrnes
Cohoon	Costello	Cownie	Dawson
Deyoe	Dolecheck	Drake	Dunkel
Fisher	Forbes	Forristall	Fry
Gaines	Garrett	Gaskill	Gassman
Grassley	Hagenow	Hall	Hanson
Hanusa	Heartsill	Heaton	Heddens
Hein	Hess	Highfill	Hunter
Huseman	Isenhart	Jacoby	Jorgensen
Kajtazovic	Kaufmann	Kearns	Kelley
Klein	Koester	Kressig	Landon
Lensing	Lofgren	Lundby	Lykam
Mascher	Maxwell	McCarthy	Miller, H.
Miller, L.	Moore	Muhlbauer	Murphy
Oldson	Olson, R.	Olson, S.	Olson, T.
Ourth	Pettengill	Prichard	Rayhons
Riding	Rogers	Ruff	Running-Marquardt
Salmon	Sands	Schultz	Shaw
Sheets	Smith, J.	Smith, M.	Soderberg
Staed	Stanerson	Steckman	Stutsman
Taylor, R.	Taylor, T.	Thede	Thomas
Upmeyer	Vander Linden	Watts	Wessel-Kroeschell
Winckler	Windschitl	Wolfe	Wood
Worthan	Mr. Speaker		
	Paulsen		

The nays were, none.

Absent or not voting, 2:

Anderson Brandenburg

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Senate File 316, a bill for an act relating to farm tenancies of less than forty acres by providing procedures for termination, with report of committee recommending passage, was taken up for consideration.

Deyoe of Story moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 316)

The ayes were, 98:

Abdul-Samad	Alons	Bacon	Baltimore
Baudler	Bearinger	Berry	Byrnes
Cohoon	Costello	Cownie	Dawson
Deyoe	Dolecheck	Drake	Dunkel
Fisher	Forbes	Forristall	Fry
Gaines	Garrett	Gaskill	Gassman
Grassley	Hagenow	Hall	Hanson
Hanusa	Heartsill	Heaton	Heddens
Hein	Hess	Highfill	Hunter
Huseman	Isenhart	Jacoby	Jorgensen
Kajtazovic	Kaufmann	Kearns	Kelley
Klein	Koester	Kressig	Landon
Lensing	Lofgren	Lundby	Lykam
Mascher	Maxwell	McCarthy	Miller, H.
Miller, L.	Moore	Muhlbauer	Murphy
Oldson	Olson, R.	Olson, S.	Olson, T.
Ourth	Pettengill	Prichard	Rayhons
Riding	Rogers	Ruff	Running-Marquardt
Salmon	Sands	Schultz	Shaw
Sheets	Smith, J.	Smith, M.	Soderberg
Staed	Stanerson	Steckman	Stutsman
Taylor, R.	Taylor, T.	Thede	Thomas
Upmeyer	Vander Linden	Watts	Wessel-Kroeschell
Winckler	Windschitl	Wolfe	Wood
Worthan	Mr. Speaker		
	Paulsen		

The nays were, none.

Absent or not voting, 2:

Anderson Brandenburg

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Senate File 317, a bill for an act prohibiting the disbursement of a certain plant, including its seeds, commonly classified as garlic mustard, oriental bittersweet, Japanese knotweed, and Japanese hop within this state, and making penalties applicable, with report of committee recommending passage, was taken up for consideration.

Rayhons of Hancock moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 317)

The ayes were, 98:

Abdul-Samad	Alons	Bacon	Baltimore
Baudler	Bearinger	Berry	Byrnes
Cohoon	Costello	Cownie	Dawson
Deyoe	Dolecheck	Drake	Dunkel
Fisher	Forbes	Forristall	Fry
Gaines	Garrett	Gaskill	Gassman
Grassley	Hagenow	Hall	Hanson
Hanusa	Heartsill	Heaton	Heddens
Hein	Hess	Highfill	Hunter
Huseman	Isenhart	Jacoby	Jorgensen
Kajtazovic	Kaufmann	Kearns	Kelley
Klein	Koester	Kressig	Landon
Lensing	Lofgren	Lundby	Lykam
Mascher	Maxwell	McCarthy	Miller, H.
Miller, L.	Moore	Muhlbauer	Murphy
Oldson	Olson, R.	Olson, S.	Olson, T.
Ourth	Pettengill	Prichard	Rayhons
Riding	Rogers	Ruff	Running-Marquardt
Salmon	Sands	Schultz	Shaw
Sheets	Smith, J.	Smith, M.	Soderberg
Staed	Stanerson	Steckman	Stutsman
Taylor, R.	Taylor, T.	Thede	Thomas
Upmeyer	Vander Linden	Watts	Wessel-Kroeschell
Winckler	Windschitl	Wolfe	Wood
Worhan	Mr. Speaker		
	Paulsen		

The nays were, none.

Absent or not voting, 2:

Anderson Brandenburg

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Senate File 332, a bill for an act related to the administration of the national guard educational assistance program, with report of committee recommending passage, was taken up for consideration.

Stanerson of Linn moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 332)

The ayes were, 98:

Abdul-Samad	Alons	Bacon	Baltimore
Baudler	Bearinger	Berry	Byrnes
Cohoon	Costello	Cownie	Dawson
Deyoe	Dolecheck	Drake	Dunkel
Fisher	Forbes	Forristall	Fry
Gaines	Garrett	Gaskill	Gassman
Grassley	Hagenow	Hall	Hanson
Hanusa	Heartsill	Heaton	Heddens
Hein	Hess	Highfill	Hunter
Huseman	Isenhart	Jacoby	Jorgensen
Kajtazovic	Kaufmann	Kearns	Kelley
Klein	Koester	Kressig	Landon
Lensing	Lofgren	Lundby	Lykam
Mascher	Maxwell	McCarthy	Miller, H.
Miller, L.	Moore	Muhlbauer	Murphy
Oldson	Olson, R.	Olson, S.	Olson, T.
Ourth	Pettengill	Prichard	Rayhons
Riding	Rogers	Ruff	Running-Marquardt
Salmon	Sands	Schultz	Shaw
Sheets	Smith, J.	Smith, M.	Soderberg
Staed	Stanerson	Steckman	Stutsman
Taylor, R.	Taylor, T.	Thede	Thomas
Upmeyer	Vander Linden	Watts	Wessel-Kroeschell
Winckler	Windschitl	Wolfe	Wood
Worthan	Mr. Speaker		
	Paulsen		

The nays were, none.

Absent or not voting, 2:

Anderson Brandenburg

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 492, a bill for an act concerning persons voluntarily excluded from gambling facilities, was taken up for consideration.

SENATE FILE 204 SUBSTITUTED FOR HOUSE FILE 492

Hein of Jones asked and received unanimous consent to substitute Senate File 204 for House File 492.

Senate File 204, a bill for an act concerning persons voluntarily excluded from gambling facilities, was taken up for consideration.

Hein of Jones moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 204)

The ayes were, 78:

Alons	Bacon	Baltimore	Baudler
Berry	Byrnes	Cohoon	Costello
Cownie	Deyoe	Dolecheck	Drake
Dunkel	Fisher	Forbes	Forristall
Fry	Gaines	Garrett	Gaskill
Gassman	Grassley	Hagenow	Hanson
Hanusa	Heartsill	Heaton	Hein
Hess	Highfill	Hunter	Huseman
Isenhardt	Jorgensen	Kajtazovic	Kearns
Klein	Koester	Kressig	Landon
Lensing	Lofgren	Lundby	Lykam
Maxwell	Miller, H.	Miller, L.	Moore
Muhlbauer	Murphy	Olson, R.	Olson, S.
Olson, T.	Ourth	Pettengill	Prichard
Rayhons	Riding	Rogers	Ruff
Running-Marquardt	Salmon	Schultz	Shaw
Sheets	Smith, J.	Soderberg	Stanerson
Taylor, R.	Taylor, T.	Thomas	Upmeyer
Vander Linden	Watts	Windschitl	Wolfe
Worthan	Mr. Speaker		
	Paulsen		

The nays were, 19:

Abdul-Samad	Bearinger	Dawson	Hall
Heddens	Jacoby	Kaufmann	Kelley
Mascher	McCarthy	Oldson	Smith, M.
Staed	Steckman	Stutsman	Thede
Wessel-Kroeschell	Winckler	Wood	

Absent or not voting, 3:

Anderson	Brandenburg	Sands
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The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

HOUSE FILES 332 AND 492 WITHDRAWN

Hein of Jones asked and received unanimous consent to withdraw House Files 332 and 492 from further consideration by the House.

Senate File 380, a bill for an act authorizing charitable auctions for alcoholic spirits, with report of committee recommending passage, was taken up for consideration.

Stanerson of Linn moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 380)

The ayes were, 93:

Abdul-Samad	Bacon	Baltimore	Baudler
Bearinger	Berry	Byrnes	Cohoon
Cownie	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Fry	Gaines	Garrett
Gaskill	Gassman	Grassley	Hagenow
Hall	Hanson	Hanusa	Heartsill
Heaton	Heddens	Hein	Hess
Highfill	Hunter	Huseman	Isenhart
Jacoby	Jorgensen	Kajtazovic	Kaufmann
Kearns	Kelley	Klein	Koester
Kressig	Landon	Lensing	Lofgren
Lundby	Lykam	Mascher	Maxwell
McCarthy	Miller, H.	Miller, L.	Moore
Muhlbauer	Murphy	Oldson	Olson, R.

Olson, S.	Olson, T.	Ourth	Pettengill
Prichard	Rayhons	Riding	Rogers
Ruff	Running-Marquardt	Sands	Schultz
Smith, J.	Smith, M.	Soderberg	Staed
Stanerson	Steckman	Stutsman	Taylor, R.
Taylor, T.	Thede	Thomas	Upmeyer
Vander Linden	Watts	Wessel-Kroeschell	Winckler
Windschitl	Wolfe	Wood	Worthan
Mr. Speaker			
Paulsen			

The nays were, 5:

Alons	Costello	Salmon	Shaw
Sheets			

Absent or not voting, 2:

Anderson	Brandenburg
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The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 548, a bill for an act providing for vision screening for school children, was taken up for consideration.

Winckler of Scott offered amendment H–1204 filed by Winckler, et al., and moved its adoption.

Amendment H–1204 was adopted.

L. Miller of Scott asked and received unanimous consent to withdraw amendment H–1243 filed by her on April 2, 2013.

SENATE FILE 419 SUBSTITUTED FOR HOUSE FILE 548

L. Miller of Scott asked and received unanimous consent to substitute Senate File 419 for House File 548.

Senate File 419, a bill for an act providing for vision screening for school children, was taken up for consideration.

L. Miller of Scott moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 419)

The ayes were, 97:

Abdul-Samad	Alons	Bacon	Baltimore
Baudler	Bearinger	Berry	Byrnes
Cohoon	Costello	Cownie	Dawson
Deyoe	Dolecheck	Drake	Dunkel
Fisher	Forbes	Forristall	Fry
Gaines	Garrett	Gaskill	Gassman
Grassley	Hagenow	Hall	Hanson
Hanusa	Heartsill	Heaton	Heddens
Hein	Hess	Highfill	Hunter
Huseman	Isenhart	Jacoby	Jorgensen
Kajtazovic	Kaufmann	Kearns	Kelley
Klein	Koester	Kressig	Landon
Lensing	Lofgren	Lundby	Lykam
Mascher	Maxwell	McCarthy	Miller, H.
Miller, L.	Moore	Muhlbauer	Murphy
Oldson	Olson, R.	Olson, S.	Ourth
Pettengill	Prichard	Rayhons	Riding
Rogers	Ruff	Running-Marquardt	Salmon
Sands	Schultz	Shaw	Sheets
Smith, J.	Smith, M.	Soderberg	Staed
Stanerson	Steckman	Stutsman	Taylor, R.
Taylor, T.	Thede	Thomas	Upmeyer
Vander Linden	Watts	Wessel-Kroeschell	Winckler
Windschitl	Wolfe	Wood	Worthan
Mr. Speaker			
Paulsen			

The nays were, none.

Absent or not voting, 3:

Anderson Brandenburg Olson, T.

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

HOUSE FILE 548 WITHDRAWN

L. Miller of Scott asked and received unanimous consent to withdraw House File 548 from further consideration by the House.

Appropriations Calendar

House File 613, a bill for an act relating to the war orphans educational assistance fund by transferring the moneys in the fund to

the veterans trust fund and transferring duties for providing educational assistance to orphaned children of veterans to the commission on veterans affairs, was taken up for consideration.

Salmon of Black Hawk moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 613)

The ayes were, 98:

Abdul-Samad	Alons	Bacon	Baltimore
Baudler	Bearinger	Berry	Byrnes
Cohoon	Costello	Cownie	Dawson
Deyoe	Dolecheck	Drake	Dunkel
Fisher	Forbes	Forristall	Fry
Gaines	Garrett	Gaskill	Gassman
Grassley	Hagenow	Hall	Hanson
Hanusa	Heartsill	Heaton	Heddens
Hein	Hess	Highfill	Hunter
Huseman	Isenhart	Jacoby	Jorgensen
Kajtazovic	Kaufmann	Kearns	Kelley
Klein	Koester	Kressig	Landon
Lensing	Lofgren	Lundby	Lykam
Mascher	Maxwell	McCarthy	Miller, H.
Miller, L.	Moore	Muhlbauer	Murphy
Oldson	Olson, R.	Olson, S.	Olson, T.
Ourth	Pettengill	Prichard	Rayhons
Riding	Rogers	Ruff	Running-Marquardt
Salmon	Sands	Schultz	Shaw
Sheets	Smith, J.	Smith, M.	Soderberg
Staed	Stanerson	Steckman	Stutsman
Taylor, R.	Taylor, T.	Thede	Thomas
Upmeyer	Vander Linden	Watts	Wessel-Kroeschell
Winckler	Windschitl	Wolfe	Wood
Worthan	Mr. Speaker		
	Paulsen		

The nays were, none.

Absent or not voting, 2:

Anderson Brandenburg

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

HOUSE FILE 280 WITHDRAWN

Heaton of Henry asked and received unanimous consent to withdraw House File 280 from further consideration by the House.

Ways and Means Calendar

House File 622, a bill for an act relating to the period of time for completing real property assessments and to the period of time and method for filing property tax assessment protests to the local board of review and including applicability provisions, was taken up for consideration.

Stanerson of Linn moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 622)

The ayes were, 98:

Abdul-Samad	Alons	Bacon	Baltimore
Baudler	Bearinger	Berry	Byrnes
Cohoon	Costello	Cownie	Dawson
Deyoe	Dolecheck	Drake	Dunkel
Fisher	Forbes	Forristall	Fry
Gaines	Garrett	Gaskill	Gassman
Grassley	Hagenow	Hall	Hanson
Hanusa	Heartsill	Heaton	Heddens
Hein	Hess	Highfill	Hunter
Huseman	Isenhart	Jacoby	Jorgensen
Kajtzovic	Kaufmann	Kearns	Kelley
Klein	Koester	Kressig	Landon
Lensing	Lofgren	Lundby	Lykam
Mascher	Maxwell	McCarthy	Miller, H.
Miller, L.	Moore	Muhlbauer	Murphy
Oldson	Olson, R.	Olson, S.	Olson, T.
Ourth	Pettengill	Prichard	Rayhons
Riding	Rogers	Ruff	Running-Marquardt
Salmon	Sands	Schultz	Shaw
Sheets	Smith, J.	Smith, M.	Soderberg
Staed	Stanerson	Steckman	Stutsman
Taylor, R.	Taylor, T.	Thede	Thomas
Upmeyer	Vander Linden	Watts	Wessel-Kroeschell
Winckler	Windschitl	Wolfe	Wood
Worthan	Mr. Speaker		
	Paulsen		

The nays were, none.

Absent or not voting, 2:

Anderson Brandenburg

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

HOUSE FILE 508 WITHDRAWN

Stanerson of Linn asked and received unanimous consent to withdraw House File 508 from further consideration by the House.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on April 8, 2013, adopted the following resolution in which the concurrence of the Senate was asked:

House Joint Resolution 13, a joint resolution relating to the location and exhibition of the statue of James Harlan, currently on display in the United States capitol.

Also: That the Senate has on April 8, 2013, passed the following bill in which the concurrence of the Senate was asked:

House File 112, a bill for an act relating to the forfeiture of bail in a criminal case.

Also: That the Senate has on April 8, 2013, amended and passed the following bill in which the concurrence of the House is asked:

House File 197, a bill for an act relating to certification of adult day services programs.

Also: That the Senate has on April 8, 2013, amended and passed the following bill in which the concurrence of the House is asked:

House File 210, a bill for an act relating to the practices and procedures of the state public defender.

Also: That the Senate has on April 8, 2013, passed the following bill in which the concurrence of the Senate was asked:

House File 394, a bill for an act establishing a lifetime fur harvester license for residents who are sixty-five years of age or older.

Also: That the Senate has on April 8, 2013, passed the following bill in which the concurrence of the Senate was asked:

House File 395, a bill for an act relating to the alteration of the community of a motor vehicle franchisee.

Also: That the Senate has on April 8, 2013, amended and passed the following bill in which the concurrence of the House is asked:

House File 472, a bill for an act relating to school district funding by establishing a supplementary weighting program for shared operational functions of school districts and area education agencies.

Also: That the Senate has on April 8, 2013, amended and passed the following bill in which the concurrence of the House is asked:

House File 556, a bill for an act relating to statutory corrections which may adjust language to reflect current practices, insert earlier omissions, delete redundancies and inaccuracies, delete temporary language, resolve inconsistencies and conflicts, update ongoing provisions, or remove ambiguities.

Also: That the Senate has on April 8, 2013, passed the following bill in which the concurrence of the House is asked:

Senate File 432, a bill for an act relating to the administration of the tax and related laws of the department of revenue, including administration of income taxes, sales and use and excise taxes, an environmental protection charge, and property taxes.

MICHAEL E. MARSHALL, Secretary

INTRODUCTION OF BILLS

House File 628, by Isenhart, a bill for an act relating to an Iowa nutrient reduction strategy, including by providing for appropriations to support related programs and projects.

Read first time and referred to committee on **Agriculture**.

House File 629, by committee on Ways and Means, a bill for an act exempting certain individuals from the inheritance tax, and including applicability provisions.

Read first time and placed on the **Ways and Means calendar**.

IMMEDIATE MESSAGES

Upmeyer of Cerro Gordo asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Files 613, 619, 621, 622, 625** and **Senate Files 142, 182, 189, 204, 298, 316, 317, 318, 332, 380** and **419**.

LEAVE OF ABSENCE

Leave of absence was granted during voting as follows:

Anderson of Polk
Sands of Louisa

Brandenburg of Pottawattamie

On motion by Upmeyer of Cerro Gordo, the House was recessed at 3:46 p.m., until 5:00 p.m.

AFTERNOON SESSION

The House reconvened at 5:01 p.m., Speaker Paulsen in the chair.

SENATE MESSAGE CONSIDERED

Senate File 432, by committee on Ways and Means, a bill for an act relating to the administration of the tax and related laws of the department of revenue, including administration of income taxes, sales and use and excise taxes, an environmental protection charge, and property taxes.

Read first time and referred to committee on **Ways and Means**.

BILLS ENROLLED, SIGNED AND SENT TO GOVERNOR

The Chief Clerk of the House submitted the following report:

Mr. Speaker: The Chief Clerk of the House respectfully reports that the following bills have been examined and found correctly enrolled, signed by the Speaker of the House and the President of the Senate, and presented to the Governor for his approval on this 8th day of April 2013: House Files 397, 488 and 544.

CARMINE BOAL
Chief Clerk of the House

BILLS SIGNED BY THE GOVERNOR

A communication was received from the Governor announcing that on April 5, 2013, he approved and transmitted to the Secretary of State the following bills:

House File 14, an Act relating to the enforcement of weight limitations for vehicles with retractable axles.

House File 131, an Act authorizing charitable giving payroll deductions for community college employees.

House File 307, an Act establishing the Department of Homeland Security and Emergency Management.

House File 417, an Act relating to nonsubstantive code corrections.

House File 469, an Act relating to business corporations, including by providing for their organization and operation; providing for the relationship between shareholders, directors, and officers; and including effective date provisions.

House File 486, an Act relating to persons offering orthotic, prosthetic, and pedorthic services to the public, and relating to the scope of orthotic, prosthetic, and pedorthic services which may be ordered by certain health care providers, and including transition provisions.

House File 591, an Act relating to estates and trusts including retroactive and other applicability provisions.

Senate File 183, an Act relating to matters under the purview of the Credit Union Division of the Department of Commerce, and making penalties applicable.

Senate File 184, an Act relating to programs and services under the purview of the Department on Aging.

Senate File 203, an Act relating to mental health and disability services requirements involving the Department of Human Services and including effective date and retroactive applicability provisions.

Senate File 327, an Act concerning the municipal fire and police retirement system and including effective date and retroactive applicability provisions.

Senate File 347, an Act relating to record checks of prospective and current health care employees and certain students and including effective date and applicability provisions.

Senate File 349, an Act relating to the deadline for obtaining a registration fee credit for a vehicle that is sold, transferred, or junked or for a motor vehicle purchased by a lessee, and including effective date provisions.

Senate File 351, an Act relating to service providers under Medicaid home and community-based services waivers.

Senate File 357, an Act relating to Medicaid program integrity, and providing penalties.

Senate File 390, an Act relating to certain title abstracts to property with private sewage disposal systems and providing effective date and retroactive applicability provisions.

Senate File 394, an Act relating to informal conferences on contested citations or regulatory insufficiencies in health care facilities or assisted living programs and including applicability provisions.

SUBCOMMITTEE ASSIGNMENT

Senate File 296

Appropriations: Rogers, Chair; Heaton, Heddens, Kajtazovic and Soderberg.

HOUSE STUDY BILL SUBCOMMITTEE ASSIGNMENT

House Study Bill 232

Appropriations: Rogers, Chair; Heaton, Heddens, Kajtazovic and Soderberg.

COMMITTEE RECOMMENDATION

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendation has been received and is on file in the office of the Chief Clerk:

CARMINE BOAL
Chief Clerk of the House

COMMITTEE ON WAYS AND MEANS

Senate File 386, a bill for an act relating to matters under the purview of the department of transportation, including the use of information contained in electronic driver and nonoperator identification records, the form of motor vehicle financial liability coverage cards, motor truck registration periods, grounds for disqualification of commercial vehicle operators, provisions for the issuance of temporary restricted licenses for persons convicted of operating while intoxicated, county issuance of driver's licenses, and the administration of highway contracts.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass with amendment H-1257** April 4, 2013.

AMENDMENTS FILED

H-1255	H.F.	617	L. Miller of Scott
H-1256	S.F.	304	Worthan of Buena Vista
H-1257	S.F.	386	Committee on Ways and Means
H-1258	S.F.	355	J. Smith of Dickinson
H-1259	S.F.	224	Moore of Jackson
H-1260	H.F.	617	L. Miller of Scott
H-1261	S.F.	358	Hagenow of Polk
H-1262	H.F.	472	Senate Amendment
H-1263	H.F.	556	Senate Amendment
H-1264	S.F.	272	Kaufmann of Cedar
H-1265	S.F.	384	Baudler of Adair R. Olson of Polk
H-1266	H.F.	197	Senate Amendment
H-1267	H.F.	210	Senate Amendment
H-1268	S.F.	362	Wessel-Kroeschell of Story Dawson of Woodbury

On motion by Upmeyer of Cerro Gordo, the House adjourned at 5:07 p.m., until 8:30 a.m., Tuesday, April 9, 2013.

JOURNAL OF THE HOUSE

Eighty-sixth Calendar Day - Fifty-seventh Session Day

Hall of the House of Representatives
Des Moines, Iowa, Tuesday, April 9, 2013

The House met pursuant to adjournment at 8:32 a.m., Speaker Paulsen in the chair.

Prayer was offered by Bishop Julius Calvin Trimble, Resident Bishop of the Iowa Conference Center of the United Methodist Church, Des Moines. He was the guest of Representative H. Miller of Webster County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Dylan Johnson of Johnston. He was the guest of Representative Highfill of Polk.

The Journal of Monday, April 8, 2013, was approved.

On motion by Upmeyer of Cerro Gordo, the House was recessed at 8:37 a.m., until 1:00 p.m.

AFTERNOON SESSION

The House reconvened at 1:02 p.m., Speaker Paulsen in the chair.

The House stood at ease at 1:02 p.m., until the fall of the gavel.

The House resumed session at 2:24 p.m., Speaker Paulsen in the chair.

Upmeyer of Cerro Gordo asked and received unanimous consent for a public hearing to be held on Senate File 296 on Tuesday, April 16, 2013, at 5:30 p.m. in the House chamber.

CONSIDERATION OF BILLS
Regular Calendar

Senate File 114, a bill for an act relating to the filing of a certificate of deposit by the owner of a motor vehicle as proof of financial responsibility, with report of committee recommending passage, was taken up for consideration.

Landon of Polk moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 114)

The ayes were, 99:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Byrnes	Cohoon	Costello	Cownie
Dawson	Deyoe	Dolecheck	Drake
Dunkel	Fisher	Forbes	Forristall
Fry	Gaines	Garrett	Gaskill
Gassman	Grassley	Hagenow	Hall
Hanson	Hanusa	Heartsill	Heaton
Heddens	Hein	Hess	Highfill
Hunter	Huseman	Isenhart	Jacoby
Jorgensen	Kajtazovic	Kaufmann	Kearns
Kelley	Klein	Koester	Kressig
Landon	Lensing	Lofgren	Lundby
Lykam	Mascher	Maxwell	McCarthy
Miller, H.	Miller, L.	Moore	Muhlbauer
Murphy	Oldson	Olson, R.	Olson, S.
Olson, T.	Ourth	Pettengill	Prichard
Rayhons	Riding	Rogers	Ruff
Running-Marquardt	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Smith, M.
Soderberg	Staed	Stanerson	Steckman
Stutsman	Taylor, R.	Taylor, T.	Thede
Thomas	Upmeyer	Vander Linden	Watts
Wessel-Kroeschell	Winckler	Windschitl	Wolfe
Wood	Worthan	Mr. Speaker	
		Paulsen	

The nays were, none.

Absent or not voting, 1:

Brandenburg

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Ways and Means Calendar

Senate File 146, a bill for an act extending a provision relating to the use of certain increases in watercraft registration fees by the natural resource commission, with report of committee recommending passage, was taken up for consideration.

Byrnes of Mitchell moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 146)

The ayes were, 99:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Byrnes	Cohoon	Costello	Cownie
Dawson	Deyoe	Dolecheck	Drake
Dunkel	Fisher	Forbes	Forristall
Fry	Gaines	Garrett	Gaskill
Gassman	Grassley	Hagenow	Hall
Hanson	Hanusa	Heartsill	Heaton
Heddens	Hein	Hess	Highfill
Hunter	Huseman	Isenhart	Jacoby
Jorgensen	Kajtazovic	Kaufmann	Kearns
Kelley	Klein	Koester	Kressig
Landon	Lensing	Lofgren	Lundby
Lykam	Mascher	Maxwell	McCarthy
Miller, H.	Miller, L.	Moore	Muhlbauer
Murphy	Oldson	Olson, R.	Olson, S.
Olson, T.	Ourth	Pettengill	Prichard
Rayhons	Riding	Rogers	Ruff
Running-Marquardt	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Smith, M.
Soderberg	Taед	Stanerson	Steckman
Stutsman	Taylor, R.	Taylor, T.	Theде
Thomas	Upmeyer	Vander Linden	Watts
Wessel-Kroeschell	Winckler	Windschitl	Wolfe
Wood	Worthan	Mr. Speaker	
		Paulsen	

The nays were, none.

Absent or not voting, 1:

Brandenburg

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

HOUSE FILES 68 AND 155 WITHDRAWN

Byrnes of Mitchell asked and received unanimous consent to withdraw House Files 68 and 155 from further consideration by the House.

SENATE AMENDMENT CONSIDERED

House Concurred

Heaton of Henry called up for consideration **House File 197**, a bill for an act relating to certification of adult day services programs, amended by the Senate, and moved that the House concur in the Senate amendment H-1266.

The motion prevailed and the House concurred in the Senate amendment H-1266.

Heaton of Henry moved that the bill, as amended by the Senate and concurred in by the House, be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 197)

The ayes were, 99:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Byrnes	Cohoon	Costello	Cownie
Dawson	Deyoe	Dolecheck	Drake
Dunkel	Fisher	Forbes	Forristall
Fry	Gaines	Garrett	Gaskill
Gassman	Grassley	Hagenow	Hall
Hanson	Hanusa	Heartsill	Heaton
Heddens	Hein	Hess	Highfill
Hunter	Huseman	Isenhart	Jacoby
Jorgensen	Kajtazovic	Kaufmann	Kearns
Kelley	Klein	Koester	Kressig
Landon	Lensing	Lofgren	Lundby
Lykam	Mascher	Maxwell	McCarthy
Miller, H.	Miller, L.	Moore	Muhlbauer
Murphy	Oldson	Olson, R.	Olson, S.
Olson, T.	Ourth	Pettengill	Prichard

Rayhons	Riding	Rogers	Ruff
Running-Marquardt	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Smith, M.
Soderberg	Staed	Stanerson	Steckman
Stutsman	Taylor, R.	Taylor, T.	Thede
Thomas	Upmeyer	Vander Linden	Watts
Wessel-Kroeschell	Winckler	Windschitl	Wolfe
Wood	Worthan	Mr. Speaker	
		Paulsen	

The nays were, none.

Absent or not voting, 1:

Brandenburg

The bill having received a constitutional majority was declared to have passed the House and the title, as amended, was agreed to.

Regular Calendar

Senate File 186, a bill for an act relating to funds transfers under the uniform commercial code, and including effective date provisions, with report of committee recommending passage, was taken up for consideration.

Hagenow of Polk moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 186)

The ayes were, 99:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Byrnes	Cohoon	Costello	Cownie
Dawson	Deyoe	Dolecheck	Drake
Dunkel	Fisher	Forbes	Forristall
Fry	Gaines	Garrett	Gaskill
Gassman	Grassley	Hagenow	Hall
Hanson	Hanusa	Heartsill	Heaton
Heddens	Hein	Hess	Highfill
Hunter	Huseman	Isenhardt	Jacoby
Jorgensen	Kajtazovic	Kaufmann	Kearns
Kelley	Klein	Koester	Kressig
Landon	Lensing	Lofgren	Lundby

Lykam	Mascher	Maxwell	McCarthy
Miller, H.	Miller, L.	Moore	Muhlbauer
Murphy	Oldson	Olson, R.	Olson, S.
Olson, T.	Ourth	Pettengill	Prichard
Rayhons	Riding	Rogers	Ruff
Running-Marquardt	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Smith, M.
Soderberg	Staed	Stanerson	Steckman
Stutsman	Taylor, R.	Taylor, T.	Thede
Thomas	Upmeyer	Vander Linden	Watts
Wessel-Kroeschell	Winckler	Windschitl	Wolfe
Wood	Worthan	Mr. Speaker	
		Paulsen	

The nays were, none.

Absent or not voting, 1:

Brandenburg

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

SENATE AMENDMENT CONSIDERED House Concurred

Garrett of Warren called up for consideration **House File 210**, a bill for an act relating to the practices and procedures of the state public defender, amended by the Senate, and moved that the House concur in the Senate amendment H-1267.

The motion prevailed and the House concurred in the Senate amendment H-1267.

Garrett of Warren moved that the bill, as amended by the Senate and concurred in by the House, be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 210)

The ayes were, 99:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Byrnes	Cohoon	Costello	Cownie
Dawson	Deyoe	Dolecheck	Drake
Dunkel	Fisher	Forbes	Forristall

Fry	Gaines	Garrett	Gaskill
Gassman	Grassley	Hagenow	Hall
Hanson	Hanusa	Heartsill	Heaton
Heddens	Hein	Hess	Highfill
Hunter	Huseman	Isenhart	Jacoby
Jorgensen	Kajtazovic	Kaufmann	Kearns
Kelley	Klein	Koester	Kressig
Landon	Lensing	Lofgren	Lundby
Lykam	Mascher	Maxwell	McCarthy
Miller, H.	Miller, L.	Moore	Muhlbauer
Murphy	Oldson	Olson, R.	Olson, S.
Olson, T.	Ourth	Pettengill	Prichard
Rayhons	Riding	Rogers	Ruff
Running-Marquardt	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Smith, M.
Soderberg	Staed	Stanerson	Steckman
Stutsman	Taylor, R.	Taylor, T.	Thede
Thomas	Upmeyer	Vander Linden	Watts
Wessel-Kroeschell	Winckler	Windschitl	Wolfe
Wood	Worthan	Mr. Speaker	
		Paulsen	

The nays were, none.

Absent or not voting, 1:

Brandenburg

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Ways and Means Calendar

Senate File 224, a bill for an act relating to the fee charged for the issuance of duplicate driver's licenses and nonoperator's identification cards, with report of committee recommending passage, was taken up for consideration.

Moore of Jackson offered amendment H-1259 filed by him.

Murphy of Dubuque offered amendment H-1271, to amendment H-1259, filed by him from the floor and moved its adoption.

Amendment H-1271, to amendment H-1259, was adopted.

Moore of Jackson moved the adoption of amendment H-1259, as amended.

Amendment H-1259, as amended, was adopted.

Landon of Polk moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 224)

The ayes were, 99:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Byrnes	Cohoon	Costello	Cownie
Dawson	Deyoe	Dolecheck	Drake
Dunkel	Fisher	Forbes	Forristall
Fry	Gaines	Garrett	Gaskill
Gassman	Grassley	Hagenow	Hall
Hanson	Hanusa	Heartsill	Heaton
Heddens	Hein	Hess	Highfill
Hunter	Huseman	Isenhart	Jacoby
Jorgensen	Kajtazovic	Kaufmann	Kearns
Kelley	Klein	Koester	Kressig
Landon	Lensing	Lofgren	Lundby
Lykam	Mascher	Maxwell	McCarthy
Miller, H.	Miller, L.	Moore	Muhlbauer
Murphy	Oldson	Olson, R.	Olson, S.
Olson, T.	Ourth	Pettengill	Prichard
Rayhons	Riding	Rogers	Ruff
Running-Marquardt	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Smith, M.
Soderberg	Staed	Stanerson	Steckman
Stutsman	Taylor, R.	Taylor, T.	Thede
Thomas	Upmeyer	Vander Linden	Watts
Wessel-Kroeschell	Winckler	Windschitl	Wolfe
Wood	Worthan	Mr. Speaker	
		Paulsen	

The nays were, none.

Absent or not voting, 1:

Brandenburg

The bill having received a constitutional majority was declared to have passed the House and the title, as amended, was agreed to.

HOUSE FILE 494 WITHDRAWN

Landon of Polk asked and received unanimous consent to withdraw House File 494 from further consideration by the House.

Regular Calendar

Senate File 282, a bill for an act relating to procedural requirements in in rem forfeiture proceedings, with report of committee recommending passage, was taken up for consideration.

Kaufmann of Cedar moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 282)

The ayes were, 99:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Byrnes	Cohoon	Costello	Cownie
Dawson	Deyoe	Dolecheck	Drake
Dunkel	Fisher	Forbes	Forristall
Fry	Gaines	Garrett	Gaskill
Gassman	Grassley	Hagenow	Hall
Hanson	Hanusa	Heartsill	Heaton
Heddens	Hein	Hess	Highfill
Hunter	Huseman	Isenhardt	Jacoby
Jorgensen	Kajtazovic	Kaufmann	Kearns
Kelley	Klein	Koester	Kressig
Landon	Lensing	Lofgren	Lundby
Lykam	Mascher	Maxwell	McCarthy
Miller, H.	Miller, L.	Moore	Muhlbauer
Murphy	Oldson	Olson, R.	Olson, S.
Olson, T.	Ourth	Pettengill	Prichard
Rayhons	Riding	Rogers	Ruff
Running-Marquardt	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Smith, M.
Soderberg	Staed	Stanerson	Steckman
Stutsman	Taylor, R.	Taylor, T.	Thede
Thomas	Upmeyer	Vander Linden	Watts
Wessel-Kroeschell	Winckler	Windschitl	Wolfe
Wood	Worthan	Mr. Speaker	
		Paulsen	

The nays were, none.

Absent or not voting, 1:

Brandenburg

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

HOUSE FILE 404 WITHDRAWN

Kaufmann of Cedar asked and received unanimous consent to withdraw House File 404 from further consideration by the House.

Senate File 340, a bill for an act relating to the length of on-duty periods and required rest periods for drivers of rail crew transport vehicles, and providing penalties, with report of committee recommending passage, was taken up for consideration.

Heartsill of Marion moved that the bill be read a last time now and passed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 340)

The ayes were, 99:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Byrnes	Cohoon	Costello	Cownie
Dawson	Deyoe	Dolecheck	Drake
Dunkel	Fisher	Forbes	Forristall
Fry	Gaines	Garrett	Gaskill
Gassman	Grassley	Hagenow	Hall
Hanson	Hanusa	Heartsill	Heaton
Heddens	Hein	Hess	Highfill
Hunter	Huseman	Isenhart	Jacoby
Jorgensen	Kajtazovic	Kaufmann	Kearns
Kelley	Klein	Koester	Kressig
Landon	Lensing	Lofgren	Lundby
Lykam	Mascher	Maxwell	McCarthy
Miller, H.	Miller, L.	Moore	Muhlbauer
Murphy	Oldson	Olson, R.	Olson, S.
Olson, T.	Ourth	Pettengill	Prichard
Rayhons	Riding	Rogers	Ruff
Running-Marquardt	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Smith, M.
Soderberg	Staed	Stanerson	Steckman
Stutsman	Taylor, R.	Taylor, T.	Thede

Thomas	Upmeyer	Vander Linden	Watts
Wessel-Kroeschell	Winckler	Windschitl	Wolfe
Wood	Worthan	Mr. Speaker	
		Paulsen	

The nays were, none.

Absent or not voting, 1:

Brandenburg

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

HOUSE FILE 431 WITHDRAWN

Heartsill of Marion asked and received unanimous consent to withdraw House File 431 from further consideration by the House.

Senate File 343, a bill for an act authorizing tribal governments to establish a force of reserve peace officers, with report of committee recommending passage, was taken up for consideration.

Kaufmann of Cedar moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 343)

The ayes were, 99:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Byrnes	Cohoon	Costello	Cownie
Dawson	Deyoe	Dolecheck	Drake
Dunkel	Fisher	Forbes	Forristall
Fry	Gaines	Garrett	Gaskill
Gassman	Grassley	Hagenow	Hall
Hanson	Hanusa	Heartsill	Heaton
Heddens	Hein	Hess	Highfill
Hunter	Huseman	Isenhardt	Jacoby
Jorgensen	Kajtazovic	Kaufmann	Kearns
Kelley	Klein	Koester	Kressig
Landon	Lensing	Lofgren	Lundby
Lykam	Mascher	Maxwell	McCarthy
Miller, H.	Miller, L.	Moore	Muhlbauer
Murphy	Oldson	Olson, R.	Olson, S.

Olson, T.	Ourth	Pettengill	Prichard
Rayhons	Riding	Rogers	Ruff
Running-Marquardt	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Smith, M.
Soderberg	Staed	Stanerson	Steckman
Stutsman	Taylor, R.	Taylor, T.	Thede
Thomas	Upmeyer	Vander Linden	Watts
Wessel-Kroeschell	Winckler	Windschitl	Wolfe
Wood	Worthan	Mr. Speaker	
		Paulsen	

The nays were, none.

Absent or not voting, 1:

Brandenburg

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

SENATE AMENDMENT CONSIDERED House Concurred

Dolecheck of Ringgold called up for consideration **House File 472**, a bill for an act relating to school district funding by establishing a supplementary weighting program for shared operational functions of school districts and area education agencies, amended by the Senate, and moved that the House concur in the Senate amendment H-1262.

The motion prevailed and the House concurred in the Senate amendment H-1262.

Dolecheck of Ringgold moved that the bill, as amended by the Senate and concurred in by the House, be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 472)

The ayes were, 99:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Byrnes	Cohoon	Costello	Cownie
Dawson	Deyoe	Dolecheck	Drake
Dunkel	Fisher	Forbes	Forristall
Fry	Gaines	Garrett	Gaskill
Gassman	Grassley	Hagenow	Hall

Hanson	Hanusa	Heartsill	Heaton
Heddens	Hein	Hess	Highfill
Hunter	Huseman	Isenhart	Jacoby
Jorgensen	Kajtaovic	Kaufmann	Kearns
Kelley	Klein	Koester	Kressig
Landon	Lensing	Lofgren	Lundby
Lykam	Mascher	Maxwell	McCarthy
Miller, H.	Miller, L.	Moore	Muhlbauer
Murphy	Oldson	Olson, R.	Olson, S.
Olson, T.	Ourth	Pettengill	Prichard
Rayhons	Riding	Rogers	Ruff
Running-Marquardt	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Smith, M.
Soderberg	Staed	Stanerson	Steckman
Stutsman	Taylor, R.	Taylor, T.	Thede
Thomas	Upmeyer	Vander Linden	Watts
Wessel-Kroeschell	Winckler	Windschitl	Wolfe
Wood	Worthan	Mr. Speaker	
		Paulsen	

The nays were, none.

Absent or not voting, 1:

Brandenburg

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Ways and Means Calendar

Senate File 355, a bill for an act relating to the regulation of vehicles of excessive size and weight, establishing fees, and providing penalties, with report of committee recommending passage, was taken up for consideration.

J. Smith of Dickinson asked and received unanimous consent to withdraw amendment H-1258 filed by him on April 8, 2013.

Moore of Jackson moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 355)

The ayes were, 99:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Byrnes	Cohoon	Costello	Cownie
Dawson	Deyoe	Dolecheck	Drake
Dunkel	Fisher	Forbes	Forristall
Fry	Gaines	Garrett	Gaskill
Gassman	Grassley	Hagenow	Hall
Hanson	Hanusa	Heartsill	Heaton
Heddens	Hein	Hess	Highfill
Hunter	Huseman	Isenhart	Jacoby
Jorgensen	Kajtazovic	Kaufmann	Kearns
Kelley	Klein	Koester	Kressig
Landon	Lensing	Lofgren	Lundby
Lykam	Mascher	Maxwell	McCarthy
Miller, H.	Miller, L.	Moore	Muhlbauer
Murphy	Oldson	Olson, R.	Olson, S.
Olson, T.	Ourth	Pettengill	Prichard
Rayhons	Riding	Rogers	Ruff
Running-Marquardt	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Smith, M.
Soderberg	Staed	Stanerson	Steckman
Stutsman	Taylor, R.	Taylor, T.	Thede
Thomas	Upmeyer	Vander Linden	Watts
Wessel-Kroeschell	Winckler	Windschitl	Wolfe
Wood	Worthan	Mr. Speaker	
		Paulsen	

The nays were, none.

Absent or not voting, 1:

Brandenburg

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

HOUSE FILE 583 WITHDRAWN

Moore of Jackson asked and received unanimous consent to withdraw House File 583 from further consideration by the House.

Regular Calendar

Senate File 358, a bill for an act concerning title to real estate, with report of committee recommending passage, was taken up for consideration.

Hagenow of Polk offered amendment H-1261 filed by him.

Hagenow of Polk offered amendment H-1270, to amendment H-1261, filed by him from the floor and moved its adoption.

Amendment H-1270, to amendment H-1261, was adopted.

Hagenow of Polk moved the adoption of amendment H-1261, as amended.

Amendment H-1261, as amended, was adopted.

Hagenow of Polk moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 358)

The ayes were, 99:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Byrnes	Cohoon	Costello	Cownie
Dawson	Deyoe	Dolecheck	Drake
Dunkel	Fisher	Forbes	Forristall
Fry	Gaines	Garrett	Gaskill
Gassman	Grassley	Hagenow	Hall
Hanson	Hanusa	Heartsill	Heaton
Heddens	Hein	Hess	Highfill
Hunter	Huseman	Isenhardt	Jacoby
Jorgensen	Kajtazovic	Kaufmann	Kearns
Kelley	Klein	Koester	Kressig
Landon	Lensing	Lofgren	Lundby
Lykam	Mascher	Maxwell	McCarthy
Miller, H.	Miller, L.	Moore	Muhlbauer
Murphy	Oldson	Olson, R.	Olson, S.
Olson, T.	Ourth	Pettengill	Prichard
Rayhons	Riding	Rogers	Ruff
Running-Marquardt	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Smith, M.
Soderberg	Taed	Stanerson	Steckman
Stutsman	Taylor, R.	Taylor, T.	Thede
Thomas	Upmeyer	Vander Linden	Watts
Wessel-Kroeschell	Winckler	Windschitl	Wolfe
Wood	Worthan	Mr. Speaker	
		Paulsen	

The nays were, none.

Absent or not voting, 1:

Brandenburg

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Senate File 362, a bill for an act relating to the use of the term relative in child in need of assistance and termination of parental rights proceedings, with report of committee recommending passage, was taken up for consideration.

Wessel-Kroeschell of Story asked and received unanimous consent to withdraw amendment H-1268 filed by her and Dawson of Woodbury on April 8, 2013.

Baltimore of Boone moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 362)

The ayes were, 99:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Byrnes	Cohoon	Costello	Cownie
Dawson	Deyoe	Dolecheck	Drake
Dunkel	Fisher	Forbes	Forristall
Fry	Gaines	Garrett	Gaskill
Gassman	Grassley	Hagenow	Hall
Hanson	Hanusa	Heartsill	Heaton
Heddens	Hein	Hess	Highfill
Hunter	Huseman	Isenhart	Jacoby
Jorgensen	Kajtazovic	Kaufmann	Kearns
Kelley	Klein	Koester	Kressig
Landon	Lensing	Lofgren	Lundby
Lykam	Mascher	Maxwell	McCarthy
Miller, H.	Miller, L.	Moore	Muhlbauer
Murphy	Oldson	Olson, R.	Olson, S.
Olson, T.	Ourth	Pettengill	Prichard
Rayhons	Riding	Rogers	Ruff
Running-Marquardt	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Smith, M.
Soderberg	Staed	Stanerson	Steckman
Stutsman	Taylor, R.	Taylor, T.	Thede
Thomas	Upmeyer	Vander Linden	Watts

Wessel-Kroeschell	Winckler	Windschitl	Wolfe
Wood	Worthan	Mr. Speaker	
		Paulsen	

The nays were, none.

Absent or not voting, 1:

Brandenburg

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

HOUSE FILE 317 WITHDRAWN

Baltimore of Boone asked and received unanimous consent to withdraw House File 317 from further consideration by the House.

Senate File 388, a bill for an act relating to sponsor projects under the water resource restoration sponsor program, with report of committee recommending passage, was taken up for consideration.

Maxwell of Poweshiek moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 388)

The ayes were, 99:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Byrnes	Cohoon	Costello	Cownie
Dawson	Deyoe	Dolecheck	Drake
Dunkel	Fisher	Forbes	Forristall
Fry	Gaines	Garrett	Gaskill
Gassman	Grassley	Hagenow	Hall
Hanson	Hanusa	Heartsill	Heaton
Heddens	Hein	Hess	Highfill
Hunter	Huseman	Isenhardt	Jacoby
Jorgensen	Kajtazovic	Kaufmann	Kearns
Kelley	Klein	Koester	Kressig
Landon	Lensing	Lofgren	Lundby
Lykam	Mascher	Maxwell	McCarthy
Miller, H.	Miller, L.	Moore	Muhlbauer
Murphy	Oldson	Olson, R.	Olson, S.
Olson, T.	Ourth	Pettengill	Prichard

Rayhons	Riding	Rogers	Ruff
Running-Marquardt	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Smith, M.
Soderberg	Staed	Stanerson	Steckman
Stutsman	Taylor, R.	Taylor, T.	Thede
Thomas	Upmeyer	Vander Linden	Watts
Wessel-Kroeschell	Winckler	Windschitl	Wolfe
Wood	Worthan	Mr. Speaker Paulsen	

The nays were, none.

Absent or not voting, 1:

Brandenburg

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Senate File 389, a bill for an act relating to hunter safety and ethics education course requirements, with report of committee recommending passage, was taken up for consideration.

Rayhons of Hancock moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 389)

The ayes were, 89:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Byrnes	Cohoon	Costello	Cownie
Dawson	Deyoe	Dolecheck	Drake
Dunkel	Fisher	Forbes	Forristall
Fry	Gaines	Garrett	Gassman
Grassley	Hagenow	Hall	Hanson
Hanusa	Heartsill	Heaton	Heddens
Hein	Hess	Highfill	Huseman
Jacoby	Jorgensen	Kajtazovic	Kaufmann
Kearns	Kelley	Klein	Koester
Kressig	Landon	Lofgren	Lundby
Lykam	Maxwell	McCarthy	Miller, H.
Miller, L.	Moore	Muhlbauer	Murphy
Olson, R.	Olson, S.	Ourth	Pettengill
Prichard	Rayhons	Riding	Rogers
Ruff	Running-Marquardt	Salmon	Sands
Schultz	Shaw	Sheets	Smith, J.

Smith, M.	Soderberg	Staed	Stanerson
Steckman	Taylor, R.	Taylor, T.	Thede
Thomas	Upmeyer	Vander Linden	Watts
Windschitl	Wolfe	Wood	Worthan
Mr. Speaker			
Paulsen			

The nays were, 9:

Gaskill	Hunter	Isenhart	Lensing
Mascher	Oldson	Stutsman	Wessel-Kroeschell
Winckler			

Absent or not voting, 2:

Brandenburg	Olson, T.
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The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Unfinished Business Calendar

House File 523, a bill for an act relating to matters under the purview of the department of natural resources, including the registration and titling of snowmobiles and all-terrain vehicles, the restore the outdoors program, and protected wetlands, was taken up for consideration.

Rayhons of Hancock offered amendment H-1247 filed by him and moved its adoption.

Amendment H-1247 was adopted.

SENATE FILE 272 SUBSTITUTED FOR HOUSE FILE 523

Rayhons of Hancock asked and received unanimous consent to substitute Senate File 272 for House File 523.

Senate File 272, a bill for an act relating to matters under the purview of the department of natural resources, including the registration and titling of snowmobiles and all-terrain vehicles and the restore the outdoors program, was taken up for consideration.

Kaufmann of Cedar offered amendment H-1264 filed by him and moved its adoption.

Amendment H-1264 was adopted.

Rayhons of Hancock moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 272)

The ayes were, 96:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Byrnes	Cohoon	Costello	Cownie
Deyoe	Dolecheck	Drake	Dunkel
Fisher	Forbes	Forristall	Gaines
Garrett	Gaskill	Gassman	Grassley
Hagenow	Hall	Hanson	Hanusa
Heartsill	Heaton	Heddens	Hein
Hess	Highfill	Hunter	Huseman
Isenhart	Jacoby	Jorgensen	Kajtazovic
Kaufmann	Kearns	Kelley	Klein
Koester	Kressig	Landon	Lensing
Lofgren	Lundby	Lykam	Maxwell
McCarthy	Miller, H.	Miller, L.	Moore
Muhlbauer	Murphy	Oldson	Olson, R.
Olson, S.	Olson, T.	Ourth	Pettengill
Prichard	Rayhons	Riding	Rogers
Ruff	Running-Marquardt	Salmon	Sands
Schultz	Shaw	Sheets	Smith, J.
Smith, M.	Soderberg	Staed	Stanerson
Steckman	Stutsman	Taylor, R.	Taylor, T.
Thede	Thomas	Upmeyer	Vander Linden
Watts	Wessel-Kroeschell	Winckler	Windschitl
Wolfe	Wood	Worthan	Mr. Speaker Paulsen

The nays were, 2:

Dawson Mascher

Absent or not voting, 2:

Brandenburg Fry

The bill having received a constitutional majority was declared to have passed the House and the title, as amended, was agreed to.

HOUSE FILE 523 WITHDRAWN

Rayhons of Hancock asked and received unanimous consent to withdraw House File 523 from further consideration by the House.

SENATE AMENDMENT CONSIDERED
House Concurred

Hagenow of Polk called up for consideration **House File 556**, a bill for an act relating to statutory corrections which may adjust language to reflect current practices, insert earlier omissions, delete redundancies and inaccuracies, delete temporary language, resolve inconsistencies and conflicts, update ongoing provisions, or remove ambiguities, amended by the Senate, and moved that the House concur in the Senate amendment H-1263.

The motion prevailed and the House concurred in the Senate amendment H-1263.

Hagenow of Polk moved that the bill, as amended by the Senate and concurred in by the House, be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 556)

The ayes were, 99:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Byrnes	Cohoon	Costello	Cownie
Dawson	Deyoe	Dolecheck	Drake
Dunkel	Fisher	Forbes	Forristall
Fry	Gaines	Garrett	Gaskill
Gassman	Grassley	Hagenow	Hall
Hanson	Hanusa	Heartsill	Heaton
Heddens	Hein	Hess	Highfill
Hunter	Huseman	Isenhart	Jacoby
Jorgensen	Kajtazovic	Kaufmann	Kearns
Kelley	Klein	Koester	Kressig
Landon	Lensing	Lofgren	Lundby
Lykam	Mascher	Maxwell	McCarthy
Miller, H.	Miller, L.	Moore	Muhlbauer
Murphy	Oldson	Olson, R.	Olson, S.
Olson, T.	Ourth	Pettengill	Prichard
Rayhons	Riding	Rogers	Ruff
Running-Marquardt	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Smith, M.
Soderberg	Staed	Stanerson	Steckman
Stutsman	Taylor, R.	Taylor, T.	Thede
Thomas	Upmeyer	Vander Linden	Watts
Wessel-Kroeschell	Winckler	Windschitl	Wolfe
Wood	Worthan	Mr. Speaker	
		Paulsen	

The nays were, none.

Absent or not voting, 1:

Brandenburg

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

IMMEDIATE MESSAGES

Upmeyer of Cerro Gordo asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Files 197, 210, 472, 556** and **Senate Files 114, 146, 186, 224, 272, 282, 340, 343, 355, 358, 362, 388** and **389**.

LEAVE OF ABSENCE

Leave of absence was granted during voting as follows:

Brandenburg of Pottawattamie

Fry of Clarke

On motion by Upmeyer of Cerro Gordo, the House was recessed at 3:22 p.m., until 5:00 p.m.

AFTERNOON SESSION

The House reconvened at 5:01 p.m., Speaker Paulsen in the chair.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on April 9, 2013, adopted the following resolution in which the concurrence of the Senate was asked:

House Concurrent Resolution 6, a concurrent resolution relating to Pioneer Lawmakers.

Also: That the Senate has on April 9, 2013, amended and passed the following bill in which the concurrence of the House is asked:

House File 211, a bill for an act requiring in-state construction contracts and disputes thereof to be governed by Iowa law and including effective date provisions.

Also: That the Senate has on April 9, 2013, passed the following bill in which the concurrence of the Senate was asked:

House File 223, a bill for an act concerning issuance of a license or users permit for specified activities regarding explosives.

Also: That the Senate has on April 9, 2013, passed the following bill in which the concurrence of the Senate was asked:

House File 311, a bill for an act relating to water quality.

Also: That the Senate has on April 9, 2013, passed the following bill in which the concurrence of the Senate was asked:

House File 312, a bill for an act providing for certification requirements by persons involved in the management of manure, and including provisions for contingent implementation.

Also: That the Senate has on April 9, 2013, passed the following bill in which the concurrence of the Senate was asked:

House File 351, a bill for an act providing that children who are enrolled in the statewide preschool program are of compulsory attendance age.

Also: That the Senate has on April 9, 2013, amended and passed the following bill in which the concurrence of the House is asked:

House File 356, a bill for an act relating to the statute of limitation periods in bringing suit and executing a judgment in an action on a claim for rent.

Also: That the Senate has on April 9, 2013, amended and passed the following bill in which the concurrence of the House is asked:

House File 357, a bill for an act relating to the nomination and appointment of district judges.

Also: That the Senate has on April 9, 2013, passed the following bill in which the concurrence of the Senate was asked:

House File 361, a bill for an act providing for the issuance of special hunting licenses to certain nonresident disabled veterans and disabled members of the armed forces serving on active federal service.

Also: That the Senate has on April 9, 2013, amended and passed the following bill in which the concurrence of the House is asked:

House File 454, a bill for an act relating to education by modifying the duties and operations of the department of education, community colleges, the school budget review committee, and local school boards, and eliminating a reporting requirement relating to vocational education funds.

Also: That the Senate has on April 9, 2013, amended and passed the following bill in which the concurrence of the House is asked:

House File 500, a bill for an act relating to early childhood Iowa initiative requirements for area boards.

Also: That the Senate has on April 9, 2013, passed the following bill in which the concurrence of the Senate was asked:

House File 522, a bill for an act relating to the prevention and control of aquatic invasive species in the state and providing penalties.

Also: That the Senate has on April 9, 2013, passed the following bill in which the concurrence of the Senate was asked:

House File 530, a bill for an act relating to the governor's office of drug control policy and certain advisory councils.

Also: That the Senate has on April 9, 2013, amended and passed the following bill in which the concurrence of the House is asked:

House File 533, a bill for an act providing for entrepreneurial education funds for student organizations and clubs and including effective date and applicability provisions.

Also: That the Senate has on April 9, 2013, amended and passed the following bill in which the concurrence of the House is asked:

House File 538, a bill for an act authorizing alternate members of the board of parole.

Also: That the Senate has on April 9, 2013, passed the following bill in which the concurrence of the Senate was asked:

House File 541, a bill for an act relating to dam reconstruction standards.

Also: That the Senate has on April 9, 2013, amended and passed the following bill in which the concurrence of the House is asked:

House File 545, a bill for an act creating a new category of allowable expenditures from the veterans trust fund.

Also: That the Senate has on April 9, 2013, passed the following bill in which the concurrence of the Senate was asked:

House File 569, a bill for an act relating to licensure of professionals practicing substance and addictive disorder counseling or providing substance and addictive disorder prevention services, making penalties applicable, and including transition, implementation, and effective date provisions.

Also: That the Senate has on April 9, 2013, amended and passed the following bill in which the concurrence of the House is asked:

House File 602, a bill for an act relating to transportation and other infrastructure-related appropriations to the department of transportation, including allocation and use of moneys from the road use tax fund and the primary road fund.

Also: That the Senate has on April 9, 2013, passed the following bill in which the concurrence of the House is asked:

Senate File 431, a bill for an act modifying provisions relating to solar energy system income tax credits and including effective date and applicability provisions.

Also: That the Senate has on April 9, 2013, passed the following bill in which the concurrence of the House is asked:

Senate File 434, a bill for an act relating to an electric or natural gas vehicle facility tax credit and including effective date and retroactive applicability provisions.

MICHAEL E. MARSHALL, Secretary

INTRODUCTION OF BILLS

House File 630, by committee on Ways and Means, a bill for an act providing a sales tax exemption for hydroelectricity conversion property.

Read first time and placed on the **Ways and Means calendar**.

House File 631, by committee on Ways and Means, a bill for an act modifying provisions applicable to the propane education and research council.

Read first time and placed on the **Ways and Means calendar**.

SENATE MESSAGES CONSIDERED

Senate File 431, by committee on Ways and Means, a bill for an act modifying provisions relating to solar energy system income tax credits and including effective date and applicability provisions.

Read first time and referred to committee on **Ways and Means**.

Senate File 434, by committee on Ways and Means, a bill for an act relating to an electric or natural gas vehicle facility tax credit and including effective date and retroactive applicability provisions.

Read first time and referred to committee on **Ways and Means**.

EXPLANATIONS OF VOTE

On April 4 2013, I was necessarily absent during voting in the House chamber. Had I been present, I would have voted as follows:

Senate amendment H-1248 (H.F. 215) – “aye”

Also on April 8, 2013 I would have voted as follows:

Senate File 298 – “aye”

ANDERSON of Polk

HOUSE STUDY BILL COMMITTEE ASSIGNMENTS

H.S.B. 233 Ways and Means

Relating to the corporate income tax by creating an alternative base income tax and an alternative unrelated business income tax imposed at the election of the taxpayer and including effective date and retroactive applicability provisions.

H.S.B. 234 Ways and Means

Authorizing the establishment of reinvestment districts following approval of the economic development authority board, providing for the remittance of certain state sales tax revenues and certain state hotel and motel tax revenues to municipalities, establishing a state reinvestment district fund, and making appropriations.

SUBCOMMITTEE ASSIGNMENTS

House File 597

Ways and Means: Hein, Chair; Kelley and Windschitl.

House File 611

Ways and Means: Windschitl, Chair; Oldson and Sands.

House File 624

Ways and Means: Landon, Chair; Forristall and Riding.

Senate File 304

Appropriations: Worthan, Chair; Garrett and T. Taylor.

HOUSE STUDY BILL SUBCOMMITTEE ASSIGNMENTS**House Study Bill 233**

Ways and Means: Baltimore, Chair; Hein, Isenhardt, Kearns and Landon.

House Study Bill 234

Ways and Means: Byrnes, Chair; Hagenow and Riding.

COMMITTEE RECOMMENDATIONS

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendations have been received and are on file in the office of the Chief Clerk:

CARMINE BOAL
Chief Clerk of the House

COMMITTEE ON APPROPRIATIONS

House File 620, a bill for an act relating to the economic development financial assistance duties and powers of the economic development authority by authorizing and creating fees, affecting the aggregate tax credit limit for certain economic development programs and the tax credit for the endow Iowa tax credit, authorizing the diversion of withholding tax payments for certain programs, making an appropriation, and including effective date and retroactive applicability provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** April 9, 2013.

Senate File 430, a bill for an act relating to appropriations to the department of cultural affairs, the economic development authority, the board of regents and certain board of regents institutions, the department of workforce development, the Iowa finance authority, and the public employment relations board, providing for other properly related matters, and including effective date and retroactive applicability provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass with amendment H-1273** April 9, 2013.

COMMITTEE ON WAYS AND MEANS

Committee Bill (Formerly House File 336), providing an exemption from the computation of net income for the individual income tax of net capital gain from the sale or exchange of qualified capital stock and including effective date and retroactive applicability provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** April 9, 2013.

Committee Bill (Formerly House File 349), relating to the assessment of certain real estate used in the cultivation and production of algae, and including effective date and retroactive applicability provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** April 9, 2013.

Committee Bill (Formerly House File 543), modifying provisions applicable to the propane education and research council.

Fiscal Note: **No**

Recommendation: **Do Pass** April 9, 2013.

Committee Bill (Formerly House Study Bill 180), providing a sales tax exemption for hydroelectricity conversion property.

Fiscal Note: **No**

Recommendation: **Do Pass** April 9, 2013.

Committee Bill (Formerly House Study Bill 228), relating to the policy administration of the tax and related laws and related programs by the department of revenue, including administration of income taxes, sales and use taxes, the orderly wind-up and eventual repeal of the Iowa fund of funds program, the replacement taxes task force, a study report related to administrative appeals processes for tax matters, and including effective date and retroactive applicability provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** April 9, 2013.

AMENDMENTS FILED

H-1269	S.F.	406	M. Smith of Marshall
H-1270	S.F.	358	Hagenow of Polk
H-1271	S.F.	224	Murphy of Dubuque

H-1272	S.F.	396	Pettengill of Benton Mascher of Johnson
H-1273	S.F.	430	Committee on Appropriations
H-1274	H.F.	211	Senate Amendment
H-1275	S.F.	406	Hall of Woodbury
H-1276	H.F.	545	Senate Amendment
H-1277	H.F.	538	Senate Amendment
H-1278	H.F.	533	Senate Amendment
H-1279	H.F.	500	Senate Amendment
H-1280	H.F.	356	Senate Amendment
H-1281	H.F.	357	Senate Amendment
H-1282	H.F.	454	Senate Amendment
H-1283	H.F.	602	Senate Amendment

On motion by Upmeyer of Cerro Gordo, the House adjourned at 5:02 p.m., until 8:30 a.m., Wednesday, April 10, 2013.

JOURNAL OF THE HOUSE

Eighty-seventh Calendar Day - Fifty-eighth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Wednesday, April 10, 2013

The House met pursuant to adjournment at 8:33 a.m., Speaker Paulsen in the chair.

Prayer was offered by Dr. Rick Torgerson from Luther College, Decorah. He was the guest of Representative Thomas of Clayton County.

PLEDGE OF ALLEGIANCE

The Star Spangled Banner was sung by the nationally acclaimed Luther College Nordic Choir, directed by Dr. Allen Hightower. They were the guests of Representative Thomas of Clayton.

The Journal of Tuesday, April 9, 2013, was approved.

The House stood at ease at 8:44 a.m., until the fall of the gavel.

The House resumed session at 10:03 a.m., S. Olson of Clinton in the chair.

CONSIDERATION OF BILLS Unfinished Business Calendar

House File 557, a bill for an act establishing a criminal offense for removing or attempting to remove a communication device from the possession of a peace officer, reserve peace officer, jailer, or correctional officer, was taken up for consideration.

Worthan of Buena Vista offered amendment H-1250 filed by him and moved its adoption.

Amendment H-1250 was adopted.

SENATE FILE 384 SUBSTITUTED FOR HOUSE FILE 557

Worthan of Buena Vista asked and received unanimous consent to substitute Senate File 384 for House File 557.

Senate File 384, a bill for an act relating to removing or attempting to remove a communication or control device from the possession of a peace officer or correctional officer, interference with official acts, and providing penalties, was taken up for consideration.

R. Olson of Polk asked and received unanimous consent to withdraw amendment H-1265 filed by him and Baudler of Adair on April 8, 2013.

Worthan of Buena Vista moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 384)

The ayes were, 77:

Alons	Bacon	Baltimore	Bearinger
Byrnes	Costello	Cownie	Dawson
Deyoe	Dolecheck	Drake	Dunkel
Fisher	Forbes	Forristall	Fry
Garrett	Gaskill	Gassman	Grassley
Hagenow	Hall	Hanson	Hanusa
Heartsill	Heaton	Heddens	Hein
Hess	Highfill	Huseman	Jacoby
Jorgensen	Kajtazovic	Kaufmann	Kearns
Kelley	Klein	Koester	Kressig
Landon	Lofgren	Lundby	Maxwell
Miller, H.	Miller, L.	Moore	Muhlbauer
Olson, T.	Ourth	Paulsen, Spkr.	Pettengill
Rayhons	Riding	Rogers	Ruff
Running-Marquardt	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Smith, M.
Soderberg	Staed	Stanerson	Stutsman
Taylor, R.	Thede	Thomas	Upmeyer
Vander Linden	Windschitl	Wood	Worthan
Olson, S., Presiding			

The nays were, 17:

Abdul-Samad	Anderson	Berry	Gaines
Hunter	Lensing	Mascher	McCarthy
Murphy	Oldson	Olson, R.	Prichard
Steckman	Taylor, T.	Wessel-Kroeschell	Winckler
Wolfe			

Absent or not voting, 6:

Baudler	Brandenburg	Cohoon	Isenhart
Lykam	Watts		

The bill having received a constitutional majority was declared to have passed the House and the title, was agreed to.

HOUSE FILE 557 WITHDRAWN

Worthan of Buena Vista asked and received unanimous consent to withdraw House File 557 from further consideration by the House.

SENATE AMENDMENT CONSIDERED House Concurred

Alons of Sioux called up for consideration **House File 538**, a bill for an act authorizing alternate members of the board of parole, amended by the Senate, and moved that the House concur in the Senate amendment H-1277.

The motion prevailed and the House concurred in the Senate amendment H-1277.

Alons of Sioux moved that the bill, as amended by the Senate and concurred in by the House, be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 538)

The ayes were, 93:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Bearinger	Berry	Byrnes
Costello	Cownie	Dawson	Deyoe
Dolecheck	Dunkel	Fisher	Forbes
Forristall	Fry	Gaines	Garrett
Gaskill	Gassman	Grassley	Hagenow
Hall	Hanson	Hanusa	Heartsill

Heaton	Heddens	Hein	Hess
Highfill	Hunter	Huseman	Jacoby
Jorgensen	Kajtazovic	Kaufmann	Kearns
Kelley	Klein	Koester	Kressig
Landon	Lensing	Lofgren	Lundby
Mascher	Maxwell	Miller, H.	Miller, L.
Moore	Muhlbauer	Murphy	Oldson
Olson, R.	Olson, T.	Ourth	Paulsen, Spkr.
Pettengill	Prichard	Rayhons	Riding
Rogers	Ruff	Running-Marquardt	Salmon
Sands	Schultz	Shaw	Sheets
Smith, J.	Smith, M.	Soderberg	Staed
Stanerson	Steckman	Stutsman	Taylor, R.
Taylor, T.	Thede	Thomas	Upmeyer
Vander Linden	Watts	Wessel-Kroeschell	Winckler
Windschitl	Wolfe	Wood	Worthan
Olson, S., Presiding			

The nays were, none.

Absent or not voting, 7:

Baudler	Brandenburg	Cphoon	Drake
Isenhart	Lykam	McCarthy	

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Unfinished Business Calendar

House File 617, a bill for an act relating to the licensure of ambulatory surgical centers, providing for fees to be considered repayment receipts, providing penalties, and including effective date provisions, was taken up for consideration.

L. Miller of Scott offered amendment H-1260 filed by her and moved its adoption.

Amendment H-1260 was adopted, placing out of order amendment H-1255 filed by L. Miller of Scott on April 8, 2013.

L. Miller of Scott moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 617)

The ayes were, 93:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Bearinger	Berry	Byrnes
Costello	Cownie	Dawson	Deyoe
Dolecheck	Dunkel	Fisher	Forbes
Forristall	Fry	Gaines	Garrett
Gaskill	Gassman	Grassley	Hagenow
Hall	Hanson	Hanusa	Heartsill
Heaton	Heddens	Hein	Hess
Highfill	Hunter	Huseman	Jacoby
Jorgensen	Kajtazovic	Kaufmann	Kearns
Kelley	Klein	Koester	Kressig
Landon	Lensing	Lofgren	Lundby
Mascher	Maxwell	Miller, H.	Miller, L.
Moore	Muhlbauer	Murphy	Oldson
Olson, R.	Olson, T.	Ourth	Paulsen, Spkr.
Pettengill	Prichard	Rayhons	Riding
Rogers	Ruff	Running-Marquardt	Salmon
Sands	Schultz	Shaw	Sheets
Smith, J.	Smith, M.	Soderberg	Staed
Stanerson	Steckman	Stutsman	Taylor, R.
Taylor, T.	Thede	Thomas	Upmeyer
Vander Linden	Watts	Wessel-Kroeschell	Winckler
Windschitl	Wolfe	Wood	Worthan
Olson, S., Presiding			

The nays were, none.

Absent or not voting, 7:

Baudler	Brandenburg	Cphoon	Drake
Isenhart	Lykam	McCarthy	

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

HOUSE FILE 581 WITHDRAWN

L. Miller of Scott asked and received unanimous consent to withdraw House File 581 from further consideration by the House.

The House stood at ease at 10:44 a.m., until the fall of the gavel.

The House resumed session at 10:58 a.m., Speaker Paulsen in the chair.

IMMEDIATE MESSAGES

Upmeyer of Cerro Gordo asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Files 538, 617** and **Senate File 384**.

LEAVE OF ABSENCE

Leave of absence was granted during voting as follows:

Baudler of Adair
Drake of Cass
Lykam of Scott

Brandenburg of Pottawattamie
Isenhart of Dubuque
Watts of Dallas

On motion by Upmeyer of Cerro Gordo, the House was recessed at 10:59 a.m., until 1:45 p.m.

AFTERNOON SESSION

The House reconvened at 1:49 p.m., Speaker Paulsen in the chair.

COMMITTEE TO NOTIFY THE SENATE

Rogers of Black Hawk moved that a committee of three be appointed to notify the Senate that the House was ready to receive it in Joint Convention.

The motion prevailed and the Speaker appointed as such committee, Rogers of Black Hawk, Stanerson of Linn and Wood of Scott.

INTRODUCTION OF BILLS

House File 632, by committee on Ways and Means, a bill for an act relating to the assessment of certain real estate used in the cultivation and production of algae, and including effective date and retroactive applicability provisions.

Read first time and placed on the **Ways and Means calendar**.

House File 633, by committee on Ways and Means, a bill for an act providing an exemption from the computation of net income for the individual income tax of net capital gain from the sale or

exchange of qualified capital stock and including effective date and retroactive applicability provisions.

Read first time and placed on the **Ways and Means calendar**.

House File 634, by committee on Ways and Means, a bill for an act relating to the policy administration of the tax and related laws and related programs by the department of revenue, including administration of income taxes, sales and use taxes, the orderly wind-up and eventual repeal of the Iowa fund of funds program, the replacement taxes task force, a study report related to administrative appeals processes for tax matters, and including effective date and retroactive and other applicability provisions.

Read first time and placed on the **Ways and Means calendar**.

The House stood at ease at 1:51 p.m., until the fall of the gavel.

The House resumed session at 1:55 p.m., Speaker Paulsen in the chair.

Rogers of Black Hawk, chair of the committee appointed to notify the Senate that the House was ready to receive it in Joint Convention, reported the committee had performed its duty. The report was received and the committee discharged.

The Sergeant-at-Arms announced the arrival of the President of the Senate, the Secretary of the Senate and the honorable body of the Senate.

The President was escorted to the Speaker's station and the members of the Senate were seated in the House chamber.

JOINT CONVENTION
PIONEER LAWMAKERS
SIXTY-SECOND BIENNIAL SESSION

In accordance with House Concurrent Resolution 6 duly adopted, the Joint Convention was called to order, President Jochum presiding.

President Jochum announced a quorum present and the Joint Convention duly organized.

Senator Gronstal of Pottawattamie moved that a committee of eight be appointed to escort the Pioneer Lawmakers into the House chamber.

The motion prevailed and the President appointed as such committee Senator Dvorsky of Johnson, Senator Courtney of Des Moines, Senator Boettger of Shelby and Senator Behn of Boone on the part of the Senate; and Representative Dolecheck of Ringgold, Representative L. Miller of Scott, Representative Anderson of Polk and Representative Ourth of Warren on the part of the House.

The House stood at ease at 2:05 p.m., until the fall of the gavel.

The House resumed session at 2:07 p.m., President Jochum presiding.

The Sergeant-at-Arms announced the arrival of the committee to escort the Pioneer Lawmakers.

The committee escorted the Pioneer Lawmakers into the House chamber.

President Jochum presented President Pro Tempore, Senator Steve Sodders, who welcomed the Pioneer Lawmakers on behalf of the Senate.

President Jochum presented Representative Kraig Paulsen, Speaker of the House, who welcomed the Pioneer Lawmakers on behalf of the House.

President Jochum presented the Honorable Jim Lykam, member of the House who responded to the welcome and announced the 1993 class of legislators who were eligible to become members of the Pioneer Lawmakers.

PIONEER LAWMAKERS
CLASS OF 1993

SENATE

Fink, Bill	Giannetto, Randall J.	Judge, Patty
Maddox, O. Gene	Vilsack, Tom	

HOUSE OF REPRESENTATIVES

Blodgett, Gary	Boddicker, Dan	Brunkhorst, Bob
Cataldo, Mike	Churchill, Steven W.	Dinkla, Dwight L.
Drake, Jack	Ertl, Joseph L.	Fallon, Ed
Greig, John M.	Greiner, Sandra H.	Grundberg, Betty
Henderson, Mark	Houser, Hubert M.	Jochum, Pam
Klemme, Ralph F.	Kreiman, Keith A.	Larkin, Richard L.
Larson, Chuck	Martin, Mona	McCoy, Matt
Meyer, James A.	Moreland, Michael	Mundie, Norman
Nelson, Linda	O'Brien, Michael J.	Rants, Christopher C.
Weigel, Keith W.	Welter, Jerry J.	Witt, William G.

Honorary members of the 2013 class were the following:

HONORARY PIONEER LAWMAKERS

Braun, Mary	Ehrecke, Wes	Henter, Jim
Johnson, Brian	Presnall, Sharon	Romano, Joe
Smith, Julie	Smitherman, Sandy	Stork, Frank
Weiser, Scott		

Representative Lykam introduced Kathie Obradovich who addressed the Joint Convention as follows:

Thank you, Rep. Lykam, Mr. Speaker, Madame President and congratulations to the Pioneer lawmakers class of 1993.

You know, I always wondered what it would be like to stand in this spot and speak to all of you people. It's a little scary. After this, I may never sit over there on the west press bench during Condition of the State and make fun of the governor. (Actually, that's probably only half-true. I usually sit on the east side now.)

I'm not much of a historian and my memories of last week are fairly hazy, let alone 20 years ago. So I did some research to refresh my memory and found that the blockbuster

movie in 1993 was “Jurassic Park.” I thought I’d mention that in case we don’t already feel like dinosaurs.

Like many of you, I also came to the Iowa Statehouse for my first session in 1993. Unlike you folks, though, I arrived a month late. The Lee Enterprises newspapers had decided to reconstitute their Des Moines Bureau, which had been dark for a few years. By the time they hired me for the job and I made it to Des Moines, it was February. So much for newspapers being a deadline business.

I was kind of worried about missing so much of the legislative session, so when I arrived I asked Mike Glover, that grizzled veteran from the Associated Press, what I had missed. Nothing, he said. They spent the whole first month arguing about allowable growth. That’s great, I said. Meanwhile, I’m writing down on my to-do list: Find out what allowable growth is.” Rep. Art Ollie explained it to me. He really boiled it down in layman’s terms -- it only took about four hours to explain. It made sense at the time. It’s not his fault that I still don’t understand it.) That year I also learned the meaning of “non-germane” and “GAAP accounting.” I found out that a Pioneer lawmaker didn’t necessarily come to Des Moines in a covered wagon.

There is some good news for current legislators: Back in 1993, they eventually finished the allowable growth debate. I guess there’s still hope for this year. A lot of other things about 1993 may seem familiar. Terry Branstad was governor. The Legislature was divided, with Republicans in control of the House, Democrats in control of the Senate. There was talk of a death penalty debate, but nothing came of it that year. There was a proposal to put spending limits in the constitution. One of the governor’s priorities was cutting property taxes paid by businesses. Medicaid was a concern. The governor referred to the cost of health insurance for poor Iowans as the “Pac-Man of the state budget.” One of the hottest political questions at the start of that year: Will Gov. Branstad run for re-election? Some things never change.

Some things were different. Lawmakers that year came into session about \$400 million in the hole, and much of their work revolved around getting back in the black. Probably the most memorable accomplishment that year was welfare reform – again, done with a divided Legislature. The Capitol building was under renovation, and it still needed a lot of work. Back then, the golden dome was mostly green, and the rest of the place was dingy and shabby. These days, there’s plenty of green in the state treasury and the dome is gold again.

A little story about the regilding of the dome, replacing the gold leaf. In 1998 or 1999, I can’t remember which year, the scaffolding went all the way to the spire on top of the dome. They had a media tour so reporters could climb up there and take pictures. I’m a little afraid of heights, but I climbed up there with Mark Moran, who used to work for WOI public radio. I didn’t tell him, I kind of thinking I’d just go up as far as Mark did, and then get the heck back inside. But Mark didn’t stop, so we ended up all the way at the top. And the view was spectacular. It was totally worth the climb. But when it came time to climb back down, I was a little nervous. I told Mark to go ahead and I’d follow him.

“You go ahead,” he said. “The only reason I climbed all the way up here was because you did.”

Many other things have changed since 1993. Most of the people on press row have changed – although even after all of these years I still get mistaken for Kay Henderson from Radio Iowa. The House and Senate didn't get any bigger during the renovation, but there's room for a lot more people in here today. Iowans don't have to read the newspaper or listen to the radio or show up in person to find out what's going on the Legislature. Debate is carried live on the Internet. Iowans can read the bills online, follow the amendments and send legislators emails at their desks to comment on them. That's a change for the better. I hope legislators today will continue working to make it easier for Iowans to participate in their government.

Over the years, people often have asked me how I could stand to spend so much time with so many politicians. And I admit, there were times over the years when I wished I could be somewhere else. Like during debates on allowable growth. There are only so many times one can listen to a legislator say, "I'll be brief," and then demonstrate that he or she didn't know the meaning of the word. I always liked those accidental speeches that started, "I didn't mean to speak on this bill."

But when people have asked me about it, I usually told them I loved being at the Statehouse, mostly because of the people. To be sure, there have been a lot of characters. I remember one representative who used to sit right over there by the press bench. He was a casual sort of fellow and liked to take his shoes off during debate. I remember another gentleman who was just too honest for his own good. I was sitting here one day next to a reporter for an eastern Iowa paper when one of her local legislators came up to deliver his press release that he was running for re-election. She got out her notebook and started to interview him on the spot: "What's your biggest accomplishment?" He said, "Well, I haven't done much yet." He wasn't re-elected.

For the most part, though, I've found the vast majority of legislators, staff and yes, dear, even the lobbyists are brighter than average, ambitious, hard-working and motivated by an interest in helping people. Who wouldn't want to spend time with people like that?

One of my predecessors at the Register, Jim Flansberg, put it this way back in 1993:

"If you put all 150 Iowa legislators into a blender, the amalgamation that came out would startle you. It would be a person a lot better educated, a lot smarter and more savvy than the average citizen, a person capable of succeeding in virtually any endeavor, but one who's decided to do something about or to or for government."

I think if I had a blender that big, I'd rather make a giant margarita. But to each his own.

In that same column, Flansberg had this to say:

"A Legislature's duty is impossible. It can't achieve the ideal. It convenes in optimism and adjourns in pessimism. That's because its principal job is to accommodate the competing and conflicting interests that it represents.

"If a Legislature does the best possible job, finds a compromise between those competing interests, most members will still find themselves denounced for compromising. We've made a bad word out of the very thing that lawmakers are hired to do."

That was 20 years ago, folks, and I'd submit the problem is far worse today. People tend to get caught up in their differences and forget about the many things they have in common. But as I think back over two decades of legislators, the things that stand out in my memory have nothing to do with whether they were a D or an R. Maybe this isn't true for you, but I'm far more likely to remember kindness, a passion for fairness, the ability to admit mistakes and a really wicked sense of humor.

Ultimately, the people who really make a difference in this beautiful building are the ones who understand how to bring people together. Accomplishing great things in the Legislature is kind of like climbing up the outside of the Capitol dome. We will go far higher together than we'd ever dare to go alone.

Thank you and congratulations to the class of 1993.

On motion by Upmeyer of Cerro Gordo, the Joint Convention was dissolved at 2:33 p.m.

EXPLANATIONS OF VOTE

On April 10, 2013, I was necessarily absent during voting in the House chamber. Had I been present, I would have voted as follows:

House File 538 – “aye”

House File 617 – “aye”

DRAKE of Cass

On April 10, 2013, I was necessarily absent during voting in the House chamber. Had I been present, I would have voted as follows:

Amendment H–1250 (H.F. 557) – “aye”

House File 538 – “aye”

House File 617 – “aye”

Senate File 384 – “aye”

LYKAM of Scott

On April 10, 2013, I was necessarily absent during voting in the House chamber. Had I been present, I would have voted as follows:

House File 538 – “aye”

House File 617 – “aye”

MCCARTHY of Polk

BILLS SIGNED BY THE GOVERNOR

A communication was received from the Governor announcing that on April 10, 2013, he approved and transmitted to the Secretary of State the following bills:

House File 397, an Act relating to the administration of duties and programs by the Economic Development Authority.

House File 488, an Act concerning the Alcoholic Beverages Division of the Department of Commerce and Alcoholic Beverage Control, and making penalties applicable.

House File 544, an Act relating to the Iowa Veterans Home and providing for the consideration of contributing to support as repayment receipts.

AMENDMENT FILED

H-1284 S.F. 406 M. Smith of Marshall

On motion by Upmeyer of Cerro Gordo, the House adjourned at 2:49 p.m., until 8:30 a.m., Thursday, April 11, 2013.

JOINT MEMORIAL SERVICE
EIGHTY-FIFTH GENERAL ASSEMBLY
SENATE CHAMBER
WEDNESDAY, APRIL 10, 2013

PROGRAM

Senate President Pam Jochum, Presiding

- Prelude Ombudsman Ruth Cooperrider
- “It Is Well With My Soul” Memorial Choir
- Invocation..... Senator Pam Jochum

MEMORIALS

Readers: Senator Daryl Beall, Representative Tom Sands,
Senator Steve Sodders, Representative Ruth Ann Gaines,
Senator Dick Dearden

- | | | |
|---------------------------|--------------------------|----------------------------|
| Hon. Maurice Baringer (H) | Hon. Diane Brandt (H) | Hon. Barry Brauns (H) |
| Hon. John Brown (S/H) | Hon. Clarence Carney (S) | Hon. Dorothy Carpenter (H) |
| Hon. Don Gettings (S/H) | Hon. John Jensen (S) | Hon. Charles Korn (H) |

“I Then Shall Live” Memorial Choir

MEMORIALS

Readers: Representative Josh Byrnes, Representative Todd Taylor,
Representative Dawn Pettengill, Representative Dean Fisher

- | | | |
|---------------------------|-------------------------|--------------------------|
| Hon. Kenneth Logemann (H) | Hon. Leo Miller (H) | Hon. Carl Nielsen (H) |
| Hon. Doris Peick (H) | Hon. Robert Rigler (S) | Hon. Tom Riley (S/H) |
| Hon. Norman Roorda (H) | Hon. John Soorholtz (S) | Hon. James Spradling (H) |

MEMORIALS

Readers: Representative Dave Heaton, Senator David Johnson,
Representative Greg Forristall, Senator Dick Dearden

- | | |
|--------------------------------------|--------------------------------|
| Hon. Patricia Thompson-Woodworth (H) | Hon. Philip Eugene Tyrrell (H) |
| Hon. Harlan Van Gerpen (H) | Hon. Pat Ward (S) |
| Hon. Dr. Roger F. Wendt (H) | Hon. James Wengert (H) |

Responsorial Reading Led by Senator Jochum

“Battle Hymn of the Republic” Memorial Choir

* Senate – (S) and House – (H)

IN MEMORIAM

SERVED IN THE SENATE

Honorable Clarence Carney (Woodbury) 68th and 69th General Assemblies. (1979-1982)

Honorable John Jensen (Bremer) 68th, 69th, 70th, 71st, 72nd, 73rd, 74th, 75th, 76th, 77th, 78th and 79th General Assemblies. (1979-2002)

Honorable Robert Rigler (Chickasaw) 56th, 57th, 58th, 59th, 60th, 61st, 62nd and 63rd General Assemblies. (1955-1970)

Honorable John Soorholtz (Marshall) 70th, 71st, 72nd, 73rd and 74th General Assemblies. (1983-1992)

Honorable Petricia (Pat) Ward (Polk) 80th - 2nd year, 81st, 82nd, 83rd and 84th General Assemblies. (2004-2012)

SERVED IN THE SENATE AND THE HOUSE OF REPRESENTATIVES

Honorable John Brown (Palo Alto) House: 58th General Assembly. (1959-1960); Senate: 59th and 60th General Assemblies. (1961-1964)

Honorable Donald Gettings (Wapello) House: 67th, 68th and 69th General Assemblies. (1977-1982) Senate: 70th, 71st, 72nd, 73rd, 74th, 75th, 76th and 77th General Assemblies. (1983-1998)

Honorable Tom Riley (Linn) House: 59th and 60th General Assemblies. (1961-1964); Senate: 61st, 62nd, 64th and 65th General Assemblies. (1965-1968 and 1971-1974)

SERVED IN THE HOUSE OF REPRESENTATIVES

Honorable Maurice Baringer (Fayette) 59th, 60th, 61st and 62nd General Assemblies. (1961-1968)

Honorable Diane Brandt (Black Hawk) 66th, 67th, 68th and 69th General Assemblies. (1975-1982)

Honorable Barry Brauns (Muscatine) 75th, 76th, 77th, 78th and 79th General Assemblies. (1993-2002)

Honorable Dorothy Carpenter (Polk) 69th, 70th, 71st, 72nd, 73rd, 74th and 75th General Assemblies. (1981-1994)

Honorable Charles Korn (Harrison) 61st General Assembly. (1965-1966)

Honorable Kenneth Logemann (Worth) 63rd and 64th General Assemblies. (1969-1972)

Honorable Leo Miller (Woodbury) 70th General Assembly. (1983-1984)

Honorable Carl Nielsen (Polk) 65th, 66th and 67th General Assemblies. (1973-1978)

Honorable Doris Peick (Linn) 70th and 71st General Assemblies. (1983-1986)

Honorable Norman Roorda (Jasper) 62nd, 63rd, 64th and 65th General Assemblies. (1967-1974)

Honorable James Spradling (Sioux) 66th General Assembly. (1975-1976)

Honorable Patricia Thompson-Woodworth (Polk) 67th and 68th General Assemblies. (1977-1980)

Honorable Phillip Eugene Tyrrell (Iowa) 68th, 69th, 72nd, 73rd, 74th, 75th, 76th, 77th, 78th and 79th General Assemblies. (1979-1982 and 1987-2002)

Honorable Harlan Van Gerpen (Black Hawk) 70th General Assembly. (1983-1984)

Honorable Jewell O. Waugh (Monona) 62nd, 63rd and 64th General Assemblies. (1967-1972)

Honorable Dr. Roger F. Wendt (Woodbury) 80th, 81st, 82nd and 83rd General Assemblies. (2003-2010)

Honorable James Wengert (Woodbury) 61st General Assembly. (1965-1966)

Senate Memorial Committee/Hosts

Senator Wally Horn, Co-Chair
Senator David Johnson Co-Chair
Senator Nancy Boettger
Senator Tom Courtney
Senator Dick Dearden
Senator Bob Dvorsky
Senator Joni Ernst
Senator Dennis Guth

House Memorial Committee/Hosts

Representative Robert Bacon
Representative Jack Drake
Representative Dean Fisher
Representative Dan Kelley
Representative Vicki Lensing

Hosts

Mr. Dave Boettger
Ms. Nancy Courtney
Ms. Phyllis Peterson
Representative Scott Ourth

Candlelighters

Representative Marti Anderson
Representative Mary Ann Hanusa
Representative Megan Hess
Representative Bruce Hunter
Representative Dan Kelley
Representative Sharon Steckman
Representative Todd Taylor

Planning Co-Coordinators

Ms. Maureen Taylor, Senate
Ms. Meghan Van Wyk, House

Choir Director: Representative Robert Bacon
Accompanist: Ombudsman Ruth Cooperrider
Video photographer: Rory Calloway
Flowers Arranged by Doherty's Flowers
Refreshments provided by Capitol Cafeteria

JOURNAL OF THE HOUSE

Eighty-eighth Calendar Day - Fifty-ninth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Thursday, April 11, 2013

The House met pursuant to adjournment at 8:32 a.m., Speaker Paulsen in the chair.

Prayer was offered by the Memorial Choir with songs “It Is Well with My Soul” and “I Then Shall Live”.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Jack Marquardt. He is the son of Representative Running-Marquardt of Linn.

The Journal of Wednesday, April 10, 2013, was approved.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on April 10, 2013, passed the following bill in which the concurrence of the Senate was asked:

House File 212, a bill for an act relating to conducting condemnation proceedings.

Also: That the Senate has on April 10, 2013, amended and passed the following bill in which the concurrence of the House is asked:

House File 245, a bill for an act appropriating moneys in the cigarette fire safety standard fund and including effective date and retroactive applicability provisions.

Also: That the Senate has on April 10, 2013, amended and passed the following bill in which the concurrence of the House is asked:

House File 381, a bill for an act concerning restrictions on dosage amounts for phenylbutazone in certain horse races.

Also: That the Senate has on April 10, 2013, passed the following bill in which the concurrence of the Senate was asked:

House File 457, a bill for an act providing for the leasing of agricultural land by the department of natural resources to beginning farmers.

Also: That the Senate has on April 10, 2013, passed the following bill in which the concurrence of the Senate was asked:

House File 484, a bill for an act relating to boiler inspections and including effective date provisions.

Also: That the Senate has on April 10, 2013, passed the following bill in which the concurrence of the House is asked:

Senate File 435, a bill for an act relating to and making appropriations involving state government entities involved with agriculture, natural resources, and environmental protection.

Also: That the Senate has on April 10, 2013, passed the following bill in which the concurrence of the House is asked:

Senate File 436, a bill for an act relating to the historic preservation and cultural and entertainment district tax credit by modifying the total amount of tax credits that may be issued, the definition of substantial rehabilitation costs, and the qualifications for certain projects, and including effective date and applicability provisions.

MICHAEL E. MARSHALL, Secretary

ADOPTION OF HOUSE RESOLUTION 15

Upmeyer of Cerro Gordo called up for consideration **House Resolution 15**, a resolution honoring the Grinnell College Men's Basketball Team, and moved its adoption.

The motion prevailed and the resolution was adopted.

On motion by Upmeyer of Cerro Gordo, the House was recessed at 8:43 a.m., until 1:00 p.m.

AFTERNOON SESSION

The House reconvened at 1:05 p.m., Ourth of Warren in the chair.

INTRODUCTION OF BILL

House File 635, by Kelley, a bill for an act providing for an Iowa individual income tax checkoff for qualified nonprofit food banks and making an appropriation.

Read first time and referred to committee on **Ways and Means**.

SENATE MESSAGE CONSIDERED

Senate File 435, by committee on Appropriations, a bill for an act relating to and making appropriations involving state government entities involved with agriculture, natural resources, and environmental protection.

Read first time and referred to committee on **Appropriations**.

SUBCOMMITTEE ASSIGNMENT

Senate File 435

Appropriations: Drake, Chair; Bearinger and Fisher.

RESOLUTION FILED

H.R. 35, by Kelley, Hess, Kressig, Winckler, Lundby, Gaines, Lensing, Forbes, Dawson, Dunkel, Riding, Muhlbauer, Prichard, Thomas, Bearinger, Ruff, Isenhardt, Hunter, Kearns, Heddens, T. Taylor, Abdul-Samad, Mascher, M. Smith, Cohoon, Hanson, Anderson, Wessel-Kroeschell, Stutsman, Steckman, Thede, H. Miller, Gaskill, Staed, Berry, Ourth, Hall, R. Olson, Wood, Lykam, Wolfe, Running-Marquardt, R. Taylor, Koester, Baudler, Byrnes, Highfill, Stanerson, Drake, Rogers, Landon, Fisher, Sheets, Alons, Shaw, Gassman, Soderberg, Kaufmann, Worthan, Heaton, Windschitl, Jorgensen, Bacon, Baltimore, Sands, Schultz, Watts, Klein, Hagenow, Heartsill, Huseman, Salmon, Lofgren, Hanusa, Deyoe, Pettengill, Maxwell, L. Miller, Costello, Fry, S. Olson, Vander Linden, Dolecheck, J. Smith, Rayhons, Forristall, Moore, Garrett, Hein, Grassley, Cownie, Kajtazovic, T. Olson, Oldson, Jacoby, and Murphy, a resolution honoring the Iowa Library for the Blind and Physically Handicapped.

Laid over under **Rule 25**.

AMENDMENTS FILED

H-1285	H.F.	381	Senate Amendment
H-1286	H.F.	245	Senate Amendment

H-1287	H.F.	630	Kelley of Jasper
H-1288	S.F.	430	Running-Marquardt of Linn Dunkel of Dubuque

On motion by Upmeyer of Cerro Gordo, the House adjourned at 1:05 p.m., until 1:00 p.m., Friday, April 12, 2013.

JOURNAL OF THE HOUSE

Eighty-ninth Calendar Day - Sixtieth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Friday, April 12, 2013

The House met pursuant to adjournment at 1:40 p.m., Vander Linden of Mahaska in the chair.

Prayer was offered by Representative Vander Linden of Mahaska County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Representative Vander Linden of Mahaska.

The Journal of Thursday, April 11, 2013, was approved.

BILLS PLACED ON THE UNFINISHED BUSINESS CALENDAR

Pettengill of Benton asked and received unanimous consent that the following bills be placed on the unfinished business calendar:

Senate File 115	Senate File 247	Senate File 338
Senate File 339	Senate File 368	Senate File 371
Senate File 385	Senate File 386	Senate File 393
Senate File 396	Senate File 406	Senate File 433

BILLS REREFERRED TO COMMITTEES

The Speaker announced the following bills, previously placed on the calendar, were rereferred to the following committees:

House File 490	Commerce
House File 546	Judiciary
House File 568	Human Resources
Senate File 143	Commerce
Senate File 369	Judiciary
Senate File 395	Human Resources

On motion by Pettengill of Benton, the House adjourned at 1:42 p.m., until 1:00 p.m., Monday, April 15, 2013.

JOURNAL OF THE HOUSE

Ninety-second Calendar Day - Sixty-first Session Day

Hall of the House of Representatives
Des Moines, Iowa, Monday, April 15, 2013

The House met pursuant to adjournment at 1:02 p.m., Speaker Paulsen in the chair.

Prayer was offered by Pastor Tom Buresh, Zalmona Presbyterian Church, Waukon. He was the guest of Representative Ruff of Clayton County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Drew Cooper, Page from Grinnell.

The Journal of Friday, April 12, 2013, was approved.

SENATE MESSAGE CONSIDERED

Senate File 436, by committee on Ways and Means, a bill for an act relating to the historic preservation and cultural and entertainment district tax credit by modifying the total amount of tax credits that may be issued, the definition of substantial rehabilitation costs, and the qualifications for certain projects, and including effective date and applicability provisions.

Read first time and referred to committee on **Ways and Means**.

On motion by Upmeyer of Cerro Gordo, the House was recessed at 1:08 p.m., until 5:00 p.m.

AFTERNOON SESSION

The House reconvened at 5:11 p.m., Speaker Paulsen in the chair.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on April 15, 2013, passed the following bill in which the concurrence of the House is asked:

Senate File 295, a bill for an act establishing a property tax credit for commercial, industrial, and railway property, providing penalties, making appropriations, and including implementation and applicability provisions.

Also: That the Senate has on April 15, 2013, concurred in the House amendment and passed the following bill in which the concurrence of the Senate was asked:

Senate File 358, a bill for an act concerning title to real estate.

Also: That the Senate has on April 15, 2013, passed the following bill in which the concurrence of the House is asked:

Senate File 438, a bill for an act relating to real estate broker and real estate salesperson licensing fees and allocations from those fees, and making an appropriation.

Also: That the Senate has on April 15, 2013, passed the following bill in which the concurrence of the House is asked:

Senate File 442, a bill for an act relating to appropriations to the judicial branch.

Also: That the Senate has on April 15, 2013, passed the following bill in which the concurrence of the House is asked:

Senate File 445, a bill for an act relating to the transfer of real estate and the filing of a mortgage release certificate, providing for a fee and making remedies applicable, and including effective date provisions.

MICHAEL E. MARSHALL, Secretary

SENATE MESSAGES CONSIDERED

Senate File 295, by committee on Ways and Means, a bill for an act establishing a property tax credit for commercial, industrial, and railway property, providing penalties, making appropriations, and including implementation and applicability provisions.

Read a first time and **passed on file**.

Senate File 438, by committee on Appropriations, a bill for an act relating to real estate broker and real estate salesperson licensing fees and allocations from those fees, and making an appropriation.

Read first time and referred to committee on **Ways and Means**.

Senate File 442, by committee on Appropriations, a bill for an act relating to appropriations to the judicial branch.

Read first time and referred to committee on **Appropriations**.

Senate File 445, by committee on Ways and Means, a bill for an act relating to the transfer of real estate and the filing of a mortgage release certificate, providing for a fee and making remedies applicable, and including effective date provisions.

Read a first time and **passed on file**.

SUBCOMMITTEE ASSIGNMENT

Senate File 442

Appropriations: Worthan, Chair; Garrett and T. Taylor.

COMMITTEE RECOMMENDATION

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendation has been received and is on file in the office of the Chief Clerk:

CARMINE BOAL
Chief Clerk of the House

COMMITTEE ON APPROPRIATIONS

Senate File 435, a bill for an act relating to and making appropriations involving state government entities involved with agriculture, natural resources, and environmental protection.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass with amendment H-1297** April 15, 2013.

AMENDMENTS FILED

H-1289	S.F.	430	Kelley of Jasper
H-1290	H.F.	634	Windschitl of Harrison
H-1291	S.F.	396	Hagenow of Polk
H-1292	S.F.	430	Lensing of Johnson Mascher of Johnson Jacoby of Johnson Stutsman of Johnson
H-1293	S.F.	430	Heddens of Story Wessel-Kroeschell of Story H. Miller of Webster
H-1294	S.F.	430	Kressig of Black Hawk Berry of Black Hawk Thomas of Clayton
H-1295	S.F.	430	Kajtaovic of Black Hawk Thomas of Clayton
H-1296	S.F.	386	Baltimore of Boone Moore of Jackson Byrnes of Mitchell M. Smith of Marshall R. Olson of Polk
H-1297	S.F.	435	Committee on Appropriations
H-1298	S.F.	430	Thomas of Clayton

On motion by Upmeyer of Cerro Gordo, the House adjourned at 5:12 p.m., until 8:30 a.m., Tuesday, April 16, 2013.

JOURNAL OF THE HOUSE

Ninety-third Calendar Day - Sixty-second Session Day

Hall of the House of Representatives
Des Moines, Iowa, Tuesday, April 16, 2013

The House met pursuant to adjournment at 8:32 a.m., Speaker Paulsen in the chair.

Prayer was offered by Reverend Jessica Peterson-Orwenyo, Congregational United Church of Christ, Newton. She was the guest of Representative Kelley of Jasper County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Talynn Griggs, Page from Boone.

The Journal of Monday, April 15, 2013, was approved.

INTRODUCTION OF BILL

House Joint Resolution 14, by Alons, Dolecheck, Fry, Brandenburg, Heartsill, Shaw, Gassman, Salmon, Koester, Landon, Sheets and Schultz, a joint resolution proposing an amendment to the Constitution of the State of Iowa relating to religion and religious practices.

Read first time and referred to committee on **Judiciary**.

The House stood at ease at 8:43 a.m., until the fall of the gavel.

The House resumed session at 9:45 a.m., Speaker Paulsen in the chair.

CONSIDERATION OF BILLS Unfinished Business Calendar

Senate File 368, a bill for an act relating to the consumer credit code by modifying a reference to the federal Truth in Lending Act, with report of committee recommending passage, was taken up for consideration.

Hagenow of Polk moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 368)

The ayes were, 98:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Byrnes	Cohoon	Costello	Cownie
Dawson	Deyoe	Dolecheck	Drake
Dunkel	Fisher	Forbes	Forristall
Fry	Gaines	Garrett	Gaskill
Gassman	Grassley	Hagenow	Hall
Hanson	Hanusa	Heartsill	Heaton
Heddens	Hein	Hess	Highfill
Hunter	Huseman	Isenhart	Jacoby
Jorgensen	Kajtazovic	Kaufmann	Kearns
Kelley	Klein	Koester	Kressig
Landon	Lensing	Lofgren	Lundby
Lykam	Mascher	Maxwell	Miller, H.
Miller, L.	Moore	Muhlbauer	Murphy
Oldson	Olson, R.	Olson, S.	Olson, T.
Ourth	Pettengill	Prichard	Rayhons
Riding	Rogers	Ruff	Running-Marquardt
Salmon	Sands	Schultz	Shaw
Sheets	Smith, J.	Smith, M.	Soderberg
Staed	Stanerson	Steckman	Stutsman
Taylor, R.	Taylor, T.	Thede	Thomas
Upmeyer	Vander Linden	Watts	Wessel-Kroeschell
Winckler	Windschitl	Wolfe	Wood
Worthan	Mr. Speaker		
	Paulsen		

The nays were, none.

Absent or not voting, 2:

Brandenburg McCarthy

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

SENATE AMENDMENT CONSIDERED
House Concurred

Byrnes of Mitchell called up for consideration **House File 533**, a bill for an act providing for entrepreneurial education funds for

student organizations and clubs and including effective date and applicability provisions, amended by the Senate, and moved that the House concur in the Senate amendment H-1278.

The motion prevailed and the House concurred in the Senate amendment H-1278.

Byrnes of Mitchell moved that the bill, as amended by the Senate and concurred in by the House, be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 533)

The ayes were, 97:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Byrnes	Cohoon	Costello	Cownie
Dawson	Deyoe	Dolecheck	Drake
Dunkel	Fisher	Forbes	Forristall
Fry	Gaines	Garrett	Gaskill
Gassman	Grassley	Hagenow	Hall
Hanson	Hanusa	Heartsill	Heaton
Heddens	Hein	Hess	Highfill
Hunter	Huseman	Isenhart	Jacoby
Jorgensen	Kajtazovic	Kaufmann	Kearns
Kelley	Klein	Koester	Kressig
Landon	Lensing	Lofgren	Lundby
Lykam	Mascher	Maxwell	Miller, H.
Miller, L.	Moore	Muhlbauer	Murphy
Oldson	Olson, R.	Olson, S.	Olson, T.
Ourth	Pettengill	Rayhons	Riding
Rogers	Ruff	Running-Marquardt	Salmon
Sands	Schultz	Shaw	Sheets
Smith, J.	Smith, M.	Soderberg	Staed
Stanerson	Steckman	Stutsman	Taylor, R.
Taylor, T.	Thede	Thomas	Upmeyer
Vander Linden	Watts	Wessel-Kroeschell	Winckler
Windschitl	Wolfe	Wood	Worthan
Mr. Speaker			
Paulsen			

The nays were, none.

Absent or not voting, 2:

Brandenburg McCarthy

Under the provision of Rule 76, conflict of interest, Prichard of Floyd refrained from voting.

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Unfinished Business Calendar

House File 623, a bill for an act relating to the transfer of real estate and the filing of a mortgage release certificate, providing for a fee and making remedies applicable, and including effective date provisions, was taken up for consideration.

SENATE FILE 445 SUBSTITUTED FOR HOUSE FILE 623

Garrett of Warren asked and received unanimous consent to substitute Senate File 445 for House File 623.

Senate File 445, a bill for an act relating to the transfer of real estate and the filing of a mortgage release certificate, providing for a fee and making remedies applicable, and including effective date provisions, was taken up for consideration.

Garrett of Warren moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 445)

The ayes were, 97:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Byrnes	Cohoon	Costello	Cownie
Dawson	Deyoe	Dolecheck	Drake
Dunkel	Fisher	Forbes	Forristall
Fry	Gaines	Garrett	Gaskill
Gassman	Grassley	Hagenow	Hall
Hanson	Hanusa	Heartsill	Heddens
Hein	Hess	Highfill	Hunter
Huseman	Isenhart	Jacoby	Jorgensen
Kajtazovic	Kaufmann	Kearns	Kelley
Klein	Koester	Kressig	Landon
Lensing	Lofgren	Lundby	Lykam
Mascher	Maxwell	Miller, H.	Miller, L.

Moore	Muhlbauer	Murphy	Oldson
Olson, R.	Olson, S.	Olson, T.	Ourth
Pettengill	Prichard	Rayhons	Riding
Rogers	Ruff	Running-Marquardt	Salmon
Sands	Schultz	Shaw	Sheets
Smith, J.	Smith, M.	Soderberg	Staed
Stanerson	Steckman	Stutsman	Taylor, R.
Taylor, T.	Thede	Thomas	Upmeyer
Vander Linden	Watts	Wessel-Kroeschell	Winckler
Windschitl	Wolfe	Wood	Worthan
Mr. Speaker Paulsen			

The nays were, none.

Absent or not voting, 3:

Brandenburg	Heaton	McCarthy
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The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

HOUSE FILES 578 AND 623 WITHDRAWN

Garrett of Warren asked and received unanimous consent to withdraw House Files 578 and 623 from further consideration by the House.

Ways and Means Calendar

House File 627, a bill for an act establishing a property tax exemption for fairgrounds owned by a county or a fair and including applicability provisions, was taken up for consideration.

Moore of Jackson moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 627)

The ayes were, 98:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Byrnes	Cohoon	Costello	Cownie
Dawson	Deyoe	Dolecheck	Drake

Dunkel	Fisher	Forbes	Forristall
Fry	Gaines	Garrett	Gaskill
Gassman	Grassley	Hagenow	Hall
Hanson	Hanusa	Heartsill	Heaton
Heddens	Hein	Hess	Highfill
Hunter	Huseman	Isenhardt	Jacoby
Jorgensen	Kajtazovic	Kaufmann	Kearns
Kelley	Klein	Koester	Kressig
Landon	Lensing	Lofgren	Lundby
Lykam	Mascher	Maxwell	Miller, H.
Miller, L.	Moore	Muhlbauer	Murphy
Oldson	Olson, R.	Olson, S.	Olson, T.
Ourth	Pettengill	Prichard	Rayhons
Riding	Rogers	Ruff	Running-Marquardt
Salmon	Sands	Schultz	Shaw
Sheets	Smith, J.	Smith, M.	Soderberg
Staed	Stanerson	Steckman	Stutsman
Taylor, R.	Taylor, T.	Thede	Thomas
Upmeyer	Vander Linden	Watts	Wessel-Kroeschell
Winckler	Windschitl	Wolfe	Wood
Worthan	Mr. Speaker		
	Paulsen		

The nays were, none.

Absent or not voting, 2:

Brandenburg McCarthy

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 630, a bill for an act providing a sales tax exemption for hydroelectricity conversion property, was taken up for consideration.

Kelley of Jasper offered amendment H-1287 filed by him and moved its adoption.

Amendment H-1287 lost.

Hein of Jones moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 630)

The ayes were, 95:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Byrnes	Cohoon	Costello	Cownie
Dawson	Deyoe	Dolecheck	Drake
Dunkel	Fisher	Forbes	Forristall
Fry	Gaines	Garrett	Gaskill
Gassman	Grassley	Hagenow	Hall
Hanson	Hanusa	Heartsill	Heaton
Heddens	Hein	Hess	Huseman
Isenhart	Jacoby	Jorgensen	Kajtazovic
Kaufmann	Kearns	Kelley	Klein
Koester	Kressig	Landon	Lensing
Lofgren	Lundby	Lykam	Mascher
Maxwell	Miller, H.	Miller, L.	Moore
Muhlbauer	Murphy	Oldson	Olson, R.
Olson, S.	Olson, T.	Ourth	Pettengill
Prichard	Rayhons	Riding	Rogers
Ruff	Running-Marquardt	Salmon	Sands
Schultz	Shaw	Sheets	Smith, J.
Smith, M.	Soderberg	Staed	Stanerson
Steckman	Stutsman	Taylor, R.	Taylor, T.
Thede	Thomas	Upmeyer	Vander Linden
Wessel-Kroeschell	Winckler	Windschitl	Wolfe
Wood	Worthan	Mr. Speaker	
		Paulsen	

The nays were, 3:

Highfill	Hunter	Watts
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Absent or not voting, 2:

Brandenburg	McCarthy
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The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Appropriations Calendar

Senate File 430, a bill for an act relating to appropriations to the department of cultural affairs, the economic development authority, the board of regents and certain board of regents institutions, the department of workforce development, the Iowa finance authority, and the public employment relations board, providing for other properly related matters, and including effective date and retroactive

applicability provisions, with report of committee recommending amendment and passage, was taken up for consideration.

Deyoe of Story offered amendment H-1273 filed by the committee on Appropriations.

Running-Marquardt of Linn offered amendment H-1288, to the committee amendment H-1273, filed by her and Dunkel of Dubuque and moved its adoption.

Deyoe of Story rose on a point of order that amendment H-1288 was not germane, to the committee amendment H-1273.

The Speaker ruled the point well taken and amendment H-1288 not germane, to the committee amendment H-1273.

Running-Marquardt of Linn asked for unanimous consent to suspend the rules to consider amendment H-1288, to the committee amendment H-1273.

Objection was raised.

Running-Marquardt of Linn moved to suspend the rules to consider amendment H-1288, to the committee amendment H-1273.

Roll call was requested by Running-Marquardt of Linn and Abdul-Samad of Polk.

On the question "Shall the rules be suspended to consider amendment H-1288, to the committee amendment H-1273?" (S.F. 430)

The ayes were, 46:

Abdul-Samad	Anderson	Bearinger	Berry
Cohoon	Dawson	Dunkel	Forbes
Gaines	Gaskill	Hall	Hanson
Heddens	Hunter	Isenhart	Jacoby
Kajtazovic	Kearns	Kelley	Kressig
Lensing	Lundby	Lykam	Mascher
Miller, H.	Muhlbauer	Murphy	Oldson
Olson, R.	Olson, T.	Ourth	Prichard
Riding	Ruff	Running-Marquardt	Smith, M.
Staed	Steckman	Stutsman	Taylor, T.
Thede	Thomas	Wessel-Kroeschell	Winckler
Wolfe	Wood		

The nays were, 51:

Alons	Bacon	Baltimore	Baudler
Byrnes	Costello	Cownie	Deyoe
Dolecheck	Drake	Fisher	Forristall
Fry	Garrett	Gassman	Grassley
Hagenow	Hanusa	Heartsill	Heaton
Hein	Hess	Highfill	Huseman
Kaufmann	Klein	Koester	Landon
Lofgren	Maxwell	Miller, L.	Moore
Olson, S.	Pettengill	Rayhons	Rogers
Salmon	Sands	Schultz	Shaw
Sheets	Smith, J.	Soderberg	Stanerson
Taylor, R.	Upmeyer	Vander Linden	Watts
Windschitl	Worthan	Mr. Speaker	
		Paulsen	

Absent or not voting, 3:

Brandenburg	Jorgensen	McCarthy
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The motion to suspend the rules lost.

Staed of Linn offered amendment H-1299, to the committee amendment H-1273, filed by him from the floor.

The House stood at ease at 10:26 a.m., until the fall of the gavel.

The House resumed session at 10:46 a.m., Speaker Paulsen in the chair.

Deyoe of Story rose on a point of order that amendment H-1299 was not germane, to the committee amendment H-1273.

The Speaker ruled the point well taken and amendment H-1299 not germane, to the committee amendment H-1273.

S. Olson of Clinton in the chair at 10:50 a.m.

Kajtazovic of Black Hawk offered amendment H-1295, to the committee amendment H-1273, filed by her and Thomas of Clayton and moved its adoption.

Roll call was requested by Kajtazovic of Black Hawk and Abdul-Samad of Polk.

On the question "Shall amendment H-1295, to the committee amendment H-1273, be adopted?" (S.F. 430)

The ayes were, 46:

Abdul-Samad	Anderson	Bearinger	Berry
Cohoon	Dawson	Dunkel	Forbes
Gaines	Gaskill	Hall	Hanson
Heddens	Hunter	Isenhart	Jacoby
Kajtazovic	Kearns	Kelley	Kressig
Lensing	Lundby	Lykam	Mascher
Miller, H.	Muhlbauer	Murphy	Oldson
Olson, R.	Olson, T.	Ourth	Prichard
Riding	Ruff	Running-Marquardt	Smith, M.
Staed	Steckman	Stutsman	Taylor, T.
Thede	Thomas	Wessel-Kroeschell	Winckler
Wolfe	Wood		

The nays were, 52:

Alons	Bacon	Baltimore	Baudler
Byrnes	Costello	Cownie	Deyoe
Dolecheck	Drake	Fisher	Forristall
Fry	Garrett	Gassman	Grassley
Hagenow	Hanusa	Heartsill	Heaton
Hein	Hess	Highfill	Huseman
Jorgensen	Kaufmann	Klein	Koester
Landon	Lofgren	Maxwell	Miller, L.
Moore	Paulsen, Spkr.	Pettengill	Rayhons
Rogers	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Soderberg
Stanerson	Taylor, R.	Upmeyer	Vander Linden
Watts	Windschitl	Worthan	Olson, S., Presiding

Absent or not voting, 2:

Brandenburg McCarthy

Amendment H-1295, to the committee amendment H-1273, lost.

Heddens of Story offered amendment H-1293, to the committee amendment H-1273, filed by Heddens, et al., and moved its adoption.

Roll call was requested by Heddens of Story and Abdul-Samad of Polk.

On the question "Shall amendment H-1293, to the committee amendment H-1273, be adopted?" (S.F. 430)

The ayes were, 45:

Abdul-Samad	Anderson	Bearinger	Berry
Cohoon	Dawson	Dunkel	Forbes
Gaines	Gaskill	Hall	Hanson
Heddens	Hunter	Isenhart	Jacoby
Kajtazovic	Kearns	Kelley	Kressig
Lensing	Lykam	Mascher	Miller, H.
Muhlbauer	Murphy	Oldson	Olson, R.
Olson, T.	Ourth	Prichard	Riding
Ruff	Running-Marquardt	Smith, M.	Staed
Steckman	Stutsman	Taylor, T.	Thede
Thomas	Wessel-Kroeschell	Winckler	Wolfe
Wood			

The nays were, 53:

Alons	Bacon	Baltimore	Baudler
Byrnes	Costello	Cownie	Deyoe
Dolecheck	Drake	Fisher	Forristall
Fry	Garrett	Gassman	Grassley
Hagenow	Hanusa	Heartsill	Heaton
Hein	Hess	Highfill	Huseman
Jorgensen	Kaufmann	Klein	Koester
Landon	Lofgren	Lundby	Maxwell
Miller, L.	Moore	Paulsen, Spkr.	Pettengill
Rayhons	Rogers	Salmon	Sands
Schultz	Shaw	Sheets	Smith, J.
Soderberg	Stanerson	Taylor, R.	Upmeyer
Vander Linden	Watts	Windschitl	Worthan
Olson, S., Presiding			

Absent or not voting, 2:

Brandenburg	McCarthy
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Amendment H-1293, to the committee amendment H-1273, lost.

Lensing of Johnson offered amendment H-1292, to the committee amendment H-1273, filed by Lensing, et al., and moved its adoption.

Roll call was requested by Lensing of Johnson and M. Smith of Marshall.

On the question "Shall amendment H-1292, to the committee amendment H-1273, be adopted?" (S.F. 430)

The ayes were, 44:

Abdul-Samad	Anderson	Bearinger	Berry
Cohoon	Dawson	Dunkel	Forbes
Gaines	Gaskill	Hanson	Heddens
Hunter	Isenhardt	Jacoby	Kajtazovic
Kearns	Kelley	Kressig	Lensing
Lykam	Mascher	Miller, H.	Muhlbauer
Murphy	Oldson	Olson, R.	Olson, T.
Ourth	Prichard	Riding	Ruff
Running-Marquardt	Smith, M.	Staed	Steckman
Stutsman	Taylor, T.	Thede	Thomas
Wessel-Kroeschell	Winckler	Wolfe	Wood

The nays were, 53:

Alons	Bacon	Baltimore	Baudler
Byrnes	Costello	Cownie	Deyoe
Drake	Fisher	Forristall	Fry
Garrett	Gassman	Grassley	Hagenow
Hall	Hanusa	Heartsill	Heaton
Hein	Hess	Highfill	Huseman
Jorgensen	Kaufmann	Klein	Koester
Landon	Lofgren	Lundby	Maxwell
Miller, L.	Moore	Paulsen, Spkr.	Pettengill
Rayhons	Rogers	Salmon	Sands
Schultz	Shaw	Sheets	Smith, J.
Soderberg	Stanerson	Taylor, R.	Upmeyer
Vander Linden	Watts	Windschitl	Worthan
Olson, S., Presiding			

Absent or not voting, 3:

Brandenburg	Dolecheck	McCarthy
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Amendment H-1292, to the committee amendment H-1273, lost.

Kressig of Black Hawk offered amendment H-1294, to the committee amendment H-1273, filed by Kressig, et al., and moved its adoption.

Roll call was requested by Kressig of Black Hawk and Abdul-Samad of Polk.

On the question "Shall amendment H-1294, to the committee amendment H-1273, be adopted?" (S.F. 430)

The ayes were, 45:

Abdul-Samad	Anderson	Bearinger	Berry
Cohoon	Dawson	Dunkel	Forbes
Gaines	Gaskill	Hall	Hanson
Heddens	Hunter	Isenhardt	Jacoby
Kajtazovic	Kearns	Kelley	Kressig
Lensing	Lykam	Mascher	Miller, H.
Muhlbauer	Murphy	Oldson	Olson, R.
Olson, T.	Ourth	Prichard	Riding
Ruff	Running-Marquardt	Smith, M.	Staed
Steckman	Stutsman	Taylor, T.	Thede
Thomas	Wessel-Kroeschell	Winckler	Wolfe
Wood			

The nays were, 53:

Alons	Bacon	Baltimore	Baudler
Byrnes	Costello	Cownie	Deyoe
Dolecheck	Drake	Fisher	Forristall
Fry	Garrett	Gassman	Grassley
Hagenow	Hanusa	Heartsill	Heaton
Hein	Hess	Highfill	Huseman
Jorgensen	Kaufmann	Klein	Koester
Landon	Lofgren	Lundby	Maxwell
Miller, L.	Moore	Paulsen, Spkr.	Pettengill
Rayhons	Rogers	Salmon	Sands
Schultz	Shaw	Sheets	Smith, J.
Soderberg	Stanerson	Taylor, R.	Upmeyer
Vander Linden	Watts	Windschitl	Worthan
Olson, S., Presiding			

Absent or not voting, 2:

Brandenburg McCarthy

Amendment H-1294, to the committee amendment H-1273, lost.

Wolfe of Clinton offered amendment H-1301, to the committee amendment H-1273, filed by Wolfe, et al., from the floor and moved its adoption.

Speaker Paulsen in the chair at 11:54 a.m.

Roll call was requested by Wolfe of Clinton and Mascher of Johnson.

On the question "Shall amendment H-1301, to the committee amendment H-1273, be adopted?" (S.F. 430)

The ayes were, 45:

Abdul-Samad	Anderson	Bearinger	Berry
Cohoon	Dawson	Dunkel	Forbes
Gaines	Gaskill	Hall	Hanson
Heddens	Hunter	Isenhart	Jacoby
Kajtazovic	Kearns	Kelley	Kressig
Lensing	Lykam	Mascher	Miller, H.
Muhlbauer	Murphy	Oldson	Olson, R.
Olson, T.	Ourth	Prichard	Riding
Ruff	Running-Marquardt	Smith, M.	Staed
Steckman	Stutsman	Taylor, T.	Thede
Thomas	Wessel-Kroeschell	Winckler	Wolfe
Wood			

The nays were, 53:

Alons	Bacon	Baltimore	Baudler
Byrnes	Costello	Cownie	Deyoe
Dolecheck	Drake	Fisher	Forristall
Fry	Garrett	Gassman	Grassley
Hagenow	Hanusa	Heartsill	Heaton
Hein	Hess	Highfill	Huseman
Jorgensen	Kaufmann	Klein	Koester
Landon	Lofgren	Lundby	Maxwell
Miller, L.	Moore	Olson, S.	Pettengill
Rayhons	Rogers	Salmon	Sands
Schultz	Shaw	Sheets	Smith, J.
Soderberg	Stanerson	Taylor, R.	Upmeyer
Vander Linden	Watts	Windschitl	Worthan
Mr. Speaker			
Paulsen			

Absent or not voting, 2:

Brandenburg	McCarthy
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Amendment H-1301, to the committee amendment H-1273, lost.

Senate File 430 was deferred and will retain its place on the calendar.

IMMEDIATE MESSAGES

Upmeyer of Cerro Gordo asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Files 533, 627, 630** and **Senate Files 368** and **445**.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on April 16, 2013, amended and passed the following bill in which the concurrence of the House is asked:

House File 495, a bill for an act relating to the residential landlord and tenant laws and related forcible entry and detainer laws and making penalties applicable.

Also: That the Senate has on April 16, 2013, amended and passed the following bill in which the concurrence of the House is asked:

House File 566, a bill for an act to establish requirements relating to the transfer of an interest in real estate by or on behalf of certain entities formed or organized on a profit, cooperative, or not-for-profit basis, and including warranties and a limitation on actions.

Also: That the Senate has on April 16, 2013, passed the following bill in which the concurrence of the Senate was asked:

House File 630, a bill for an act providing a sales tax exemption for hydroelectricity conversion property.

Also: That the Senate has on April 16, 2013, concurred in the House amendment and passed the following bill in which the concurrence of the Senate was asked:

Senate File 202, a bill for an act relating to programs and services under the purview of the department of public health.

Also: That the Senate has on April 16, 2013, concurred in the House amendment and passed the following bill in which the concurrence of the Senate was asked:

Senate File 224, a bill for an act relating to period of validity of driver's licenses and nonoperator's identification cards, the fee charged for the issuance of duplicate driver's licenses and nonoperator's identification cards, and including effective date provisions.

Also: That the Senate has on April 16, 2013, passed the following bill in which the concurrence of the House is asked:

Senate File 439, a bill for an act relating to charitable food donations to food banks and similar organizations, including by providing for appropriations and a tax credit, and including applicability provisions.

Also: That the Senate has on April 16, 2013, passed the following bill in which the concurrence of the House is asked:

Senate File 440, a bill for an act relating to human services involving mental health and disability services and children's services, making appropriations, and including effective dates.

Also: That the Senate has on April 16, 2013, adopted the following resolution in which the concurrence of the House is asked:

Senate Concurrent Resolution 5, a concurrent resolution urging the United States government to renew its commitment to this nation's energy security

MICHAEL E. MARSHALL, Secretary

On motion by Upmeyer of Cerro Gordo, the House was recessed at 11:56 a.m., until 2:30 p.m.

AFTERNOON SESSION

The House reconvened at 2:35 p.m., Cownie of Polk in the chair.

CONSIDERATION OF BILL Appropriations Calendar

The House resumed consideration of **Senate File 430**, a bill for an act relating to appropriations to the department of cultural affairs, the economic development authority, the board of regents and certain board of regents institutions, the department of workforce development, the Iowa finance authority, and the public employment relations board, providing for other properly related matters, and including effective date and retroactive applicability provisions, previously deferred.

Thomas of Clayton offered amendment H-1298, to the committee amendment H-1273, filed by him and moved its adoption.

Roll call was requested by Thomas of Clayton and Abdul-Samad of Polk.

On the question "Shall amendment H-1298, to the committee amendment H-1273, be adopted?" (S.F. 430)

The ayes were, 47:

Abdul-Samad	Anderson	Bearinger	Berry
Cohoon	Dawson	Drake	Dunkel
Forbes	Gaines	Gaskill	Hall
Hanson	Heddens	Hunter	Isenhart
Jacoby	Kajtazovic	Kearns	Kelley
Kressig	Lensing	Lundby	Lykam
Mascher	Miller, H.	Muhlbauer	Murphy
Oldson	Olson, R.	Olson, T.	Ourth
Prichard	Riding	Ruff	Running-Marquardt

Smith, M.	Staed	Steckman	Stutsman
Taylor, T.	Thede	Thomas	Wessel-Kroeschell
Winckler	Wolfe	Wood	

The nays were, 51:

Alons	Bacon	Baltimore	Baudler
Byrnes	Costello	Deyoe	Dolecheck
Fisher	Forristall	Fry	Garrett
Gassman	Grassley	Hagenow	Hanusa
Heartsill	Heaton	Hein	Hess
Highfill	Huseman	Jorgensen	Kaufmann
Klein	Koester	Landon	Lofgren
Maxwell	Miller, L.	Moore	Olson, S.
Paulsen, Spkr.	Pettengill	Rayhons	Rogers
Salmon	Sands	Schultz	Shaw
Sheets	Smith, J.	Soderberg	Stanerson
Taylor, R.	Upmeyer	Vander Linden	Watts
Windschitl	Worthan	Cownie, Presiding	

Absent or not voting, 2:

Brandenburg	McCarthy
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Amendment H-1298, to the committee amendment H-1273, lost.

Kelley of Jasper asked and received unanimous consent to withdraw amendment H-1289, to the committee amendment H-1273, filed by him on April 15, 2013.

Hunter of Polk offered amendment H-1302, to the committee amendment H-1273, filed by Hunter, et al., from the floor and moved its adoption.

Amendment H-1302, to the committee amendment H-1273, lost.

Deyoe of Story moved the adoption of the committee amendment H-1273.

The committee amendment H-1273 was adopted.

Deyoe of Story moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 430)

The ayes were, 52:

Alons	Bacon	Baltimore	Baudler
Byrnes	Costello	Deyoe	Dolecheck
Drake	Fisher	Forristall	Fry
Garrett	Gassman	Grassley	Hagenow
Hanusa	Heartsill	Heaton	Hein
Hess	Highfill	Huseman	Jorgensen
Kaufmann	Klein	Koester	Landon
Lofgren	Maxwell	Miller, L.	Moore
Olson, S.	Paulsen, Spkr.	Pettengill	Rayhons
Rogers	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Soderberg
Stanerson	Taylor, R.	Upmeyer	Vander Linden
Watts	Windschitl	Worthan	Cownie, Presiding

The nays were, 46:

Abdul-Samad	Anderson	Bearinger	Berry
Cohoon	Dawson	Dunkel	Forbes
Gaines	Gaskill	Hall	Hanson
Heddens	Hunter	Isenhardt	Jacoby
Kajtazovic	Kearns	Kelley	Kressig
Lensing	Lundby	Lykam	Mascher
Miller, H.	Muhlbauer	Murphy	Oldson
Olson, R.	Olson, T.	Ourth	Prichard
Riding	Ruff	Running-Marquardt	Smith, M.
Staed	Steckman	Stutsman	Taylor, T.
Thede	Thomas	Wessel-Kroeschell	Winckler
Wolfe	Wood		

Absent or not voting, 2:

Brandenburg McCarthy

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

INTRODUCTION OF BILL

House File 636, by Jacoby, a bill for an act providing for a tax credit against the individual and corporate income taxes, the franchise tax, insurance premiums tax, and the moneys and credits tax for a charitable contribution to certain institutions engaged in regenerative medicine research and including retroactive applicability provisions.

Read first time and referred to committee on **Ways and Means**.

IMMEDIATE MESSAGE

Upmeyer of Cerro Gordo asked and received unanimous consent that **Senate File 430** be immediately messaged to the Senate.

LEAVE OF ABSENCE

Leave of absence was granted during voting as follows:

Brandenburg of Pottawattamie
Heaton of Henry
McCarthy of Polk

Dolecheck of Ringgold
Jorgensen of Woodbury

On motion by Upmeyer of Cerro Gordo, the House was recessed at 3:40 p.m., until 5:00 p.m.

The House reconvened at 5:07 p.m., Speaker Paulsen in the chair.

SENATE MESSAGES CONSIDERED

Senate File 439, by committee on Appropriations, a bill for an act relating to charitable food donations to food banks and similar organizations, including by providing for appropriations and a tax credit, and including applicability provisions.

Read first time and referred to committee on **Ways and Means**.

Senate File 440, by committee on Appropriations, a bill for an act relating to human services involving mental health and disability services and children's services, making appropriations, and including effective dates.

Read first time and referred to committee on **Human Resources**.

COMMITTEE RECOMMENDATIONS

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendations have been received and are on file in the office of the Chief Clerk:

CARMINE BOAL
Chief Clerk of the House

COMMITTEE ON APPROPRIATIONS

Senate File 442, a bill for an act relating to appropriations to the judicial branch.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass with amendment H-1306** April 16, 2013.

Committee Bill (Formerly House File 576), relating to the Iowa finance authority and making an appropriation.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** April 16, 2013.

RESOLUTION FILED

S.C.R. 5, by Beall, Zumbach, Hart, Houser, Soddors, Boettger, Courtney, Breitbach, Dearden, Segebart, Horn, Johnson, Taylor, Kapucian, Brase, Greiner, Bowman, Anderson, Wilhelm, Ernst, Petersen, Bertrand, Seng, Dix, Dotzler, Rozenboom, Dvorsky, Sinclair, Quirmbach, Chapman, Ragan, Whitver, Mathis, Feenstra, Schoenjahn, Bolkom, Danielson, Hatch, McCoy, Jochum, Gronstal, Black, and Hogg, a concurrent resolution urging the United States government to renew its commitment to this nation's energy security.

Referred to committee on **Environmental Protection**.

AMENDMENTS FILED

H-1299	S.F.	430	Staed of Linn
H-1300	H.F.	634	Baltimore of Boone
H-1301	S.F.	430	Wolfe of Clinton
			Kelley of Jasper
			Heddens of Story
			Wessel-Kroeschell of Story
			Kearns of Lee
			Muhlbauer of Crawford
H-1302	S.F.	430	Hunter of Polk
			Wessel-Kroeschell of Story
			Heddens of Story
H-1303	H.F.	495	Senate Amendment
H-1304	H.F.	566	Senate Amendment
H-1305	H.F.	634	Windschitl of Harrison
H-1306	S.F.	442	Committee on Appropriations
H-1307	H.F.	609	Sands of Louisa
H-1308	S.F.	295	Sands of Louisa
H-1309	S.F.	295	Cownie of Polk

On motion by Upmeyer of Cerro Gordo, the House adjourned at 5:07 p.m., until 8:30 a.m., Wednesday, April 17, 2013.

JOURNAL OF THE HOUSE

Ninety-fourth Calendar Day - Sixty-third Session Day

Hall of the House of Representatives
Des Moines, Iowa, Wednesday, April 17, 2013

The House met pursuant to adjournment at 8:35 a.m., Speaker Paulsen in the chair.

Prayer was offered by Pastor Brian Nolder, Christ the Redeemer Church, Pella. He was the guest of Representative Heartsill of Marion County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Aubrey Kohl, Page from Davenport.

The Journal of Tuesday, April 16, 2013, was approved.

ADOPTION OF HOUSE RESOLUTION 29

Upmeyer of Cerro Gordo called up for consideration **House Resolution 29**, a resolution honoring the 133rd Test Squadron of the Iowa National Guard, and moved its adoption.

The motion prevailed and the resolution was adopted.

On motion by Upmeyer of Cerro Gordo, the House was recessed at 8:44 a.m., until 12:30 p.m.

AFTERNOON SESSION

The House reconvened at 1:04 p.m., Speaker Paulsen in the chair.

RULE 57 SUSPENDED

Upmeyer of Cerro Gordo asked and received unanimous consent to suspend Rule 57, relating to committee notice and agenda, for a meeting of the committee on Human Resources to meet upon adjournment today.

The House stood at ease at 1:06 p.m., until the fall of the gavel.

The House resumed session at 3:28 p.m., Speaker Paulsen in the chair.

INTRODUCTION OF BILLS

House File 637, by committee on Appropriations, a bill for an act relating to the Iowa finance authority and making an appropriation.

Read first time and placed on the **Appropriations calendar**.

House File 638, by committee on Appropriations, a bill for an act relating to and making appropriations to state departments and agencies from the rebuild Iowa infrastructure fund and the technology reinvestment fund, providing for related matters, and including effective date provisions.

Read first time and placed on the **Appropriations calendar**.

CONSIDERATION OF BILLS Unfinished Business Calendar

Senate File 115, a bill for an act relating to intermediate driver's licenses and special minor's licenses, making a penalty applicable, and including effective date provisions, with report of committee recommending passage, was taken up for consideration.

Byrnes of Mitchell moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 115)

The ayes were, 89:

Abdul-Samad	Anderson	Bacon	Baltimore
Bearinger	Berry	Byrnes	Cohoon
Costello	Cownie	Dawson	Deyoe
Dolecheck	Drake	Dunkel	Fisher
Forbes	Forristall	Fry	Gaines
Garrett	Gaskill	Grassley	Hagenow
Hall	Hanson	Hanusa	Heaton

Heddens	Hein	Hess	Highfill
Hunter	Huseman	Isenhardt	Jacoby
Jorgensen	Kajtazovic	Kaufmann	Kearns
Kelley	Klein	Koester	Kressig
Landon	Lensing	Lofgren	Lundby
Lykam	Mascher	Maxwell	McCarthy
Miller, H.	Miller, L.	Moore	Muhlbauer
Murphy	Oldson	Olson, R.	Olson, S.
Olson, T.	Ourth	Pettengill	Prichard
Rayhons	Riding	Ruff	Running-Marquardt
Salmon	Sands	Smith, J.	Smith, M.
Soderberg	Staed	Stanerson	Steckman
Stutsman	Taylor, R.	Taylor, T.	Thede
Thomas	Upmeyer	Wessel-Kroeschell	Winckler
Windschitl	Wolfe	Wood	Worthan
Mr. Speaker Paulsen			

The nays were, 10:

Alons	Baudler	Gassman	Heartsill
Rogers	Schultz	Shaw	Sheets
Vander Linden	Watts		

Absent or not voting, 1:

Brandenburg

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

SENATE AMENDMENTS CONSIDERED

House Concurred

Kaufmann of Cedar called up for consideration **House File 211**, a bill for an act requiring in-state construction contracts and disputes thereof to be governed by Iowa law and including effective date provisions, amended by the Senate, and moved that the House concur in the Senate amendment H-1274.

The motion prevailed and the House concurred in the Senate amendment H-1274.

Kaufmann of Cedar moved that the bill, as amended by the Senate and concurred in by the House, be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 211)

The ayes were, 98:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Byrnes	Cohoon	Costello	Cownie
Dawson	Deyoe	Dolecheck	Drake
Dunkel	Fisher	Forbes	Forristall
Fry	Gaines	Garrett	Gaskill
Gassman	Grassley	Hagenow	Hall
Hanson	Hanusa	Heartsill	Heaton
Heddens	Hein	Hess	Highfill
Hunter	Huseman	Isenhardt	Jacoby
Jorgensen	Kajtazovic	Kaufmann	Kearns
Kelley	Klein	Koester	Kressig
Landon	Lensing	Lofgren	Lundby
Lykam	Mascher	Maxwell	McCarthy
Miller, H.	Miller, L.	Moore	Muhlbauer
Murphy	Oldson	Olson, R.	Olson, S.
Olson, T.	Ourth	Pettengill	Prichard
Rayhons	Riding	Rogers	Ruff
Running-Marquardt	Salmon	Sands	Shaw
Sheets	Smith, J.	Smith, M.	Soderberg
Staed	Stanerson	Steckman	Stutsman
Taylor, R.	Taylor, T.	Thede	Thomas
Upmeyer	Vander Linden	Watts	Wessel-Kroeschell
Winckler	Windschitl	Wolfe	Wood
Worthan	Mr. Speaker		
	Paulsen		

The nays were, 1:

Schultz

Absent or not voting, 1:

Brandenburg

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House Refused To Concur

Hagenow of Polk called up for consideration **House File 357**, a bill for an act relating to the nomination and appointment of district judges, amended by the Senate, and moved that the House concur in the Senate amendment H-1281.

The motion lost and the House refused to concur in the Senate amendment H-1281.

Ways and Means Calendar

House File 634, a bill for an act relating to the policy administration of the tax and related laws and related programs by the department of revenue, including administration of income taxes, sales and use taxes, the orderly wind-up and eventual repeal of the Iowa fund of funds program, the replacement taxes task force, a study report related to administrative appeals processes for tax matters, and including effective date and retroactive and other applicability provisions, was taken up for consideration.

Baltimore of Boone asked and received unanimous consent that amendment H-1300 be deferred.

Windschitl of Harrison offered amendment H-1290 filed by him.

Windschitl of Harrison offered amendment H-1305, to amendment H-1290, filed by him and moved its adoption.

Amendment H-1305, to amendment H-1290, was adopted.

Windschitl of Harrison moved the adoption of amendment H-1290, as amended.

Amendment H-1290, as amended, was adopted, placing out of order amendment H-1300 filed by Baltimore of Boone on April 16, 2013.

Windschitl of Harrison moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 634)

The ayes were, 99:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Byrnes	Cohoon	Costello	Cownie
Dawson	Deyoe	Dolecheck	Drake
Dunkel	Fisher	Forbes	Forristall
Fry	Gaines	Garrett	Gaskill
Gassman	Grassley	Hagenow	Hall

Hanson	Hanusa	Heartsill	Heaton
Heddens	Hein	Hess	Highfill
Hunter	Huseman	Isenhart	Jacoby
Jorgensen	Kajtazovic	Kaufmann	Kearns
Kelley	Klein	Koester	Kressig
Landon	Lensing	Lofgren	Lundby
Lykam	Mascher	Maxwell	McCarthy
Miller, H.	Miller, L.	Moore	Muhlbauer
Murphy	Oldson	Olson, R.	Olson, S.
Olson, T.	Ourth	Pettengill	Prichard
Rayhons	Riding	Rogers	Ruff
Running-Marquardt	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Smith, M.
Soderberg	Staed	Stanerson	Steckman
Stutsman	Taylor, R.	Taylor, T.	Thede
Thomas	Upmeyer	Vander Linden	Watts
Wessel-Kroeschell	Winckler	Windschitl	Wolfe
Wood	Worthan	Mr. Speaker	
		Paulsen	

The nays were, none.

Absent or not voting, 1:

Brandenburg

The bill having received a constitutional majority was declared to have passed the House and the title, as amended, was agreed to.

SENATE FILE 295 REFERRED

The Speaker announced that Senate File 295, previously **passed on file** was referred to committee on **Ways and Means**.

COMMITTEE RECOMMENDATION

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendation has been received and is on file in the office of the Chief Clerk:

CARMINE BOAL
Chief Clerk of the House

COMMITTEE ON WAYS AND MEANS

Senate File 295, a bill for an act establishing a property tax credit for commercial, industrial, and railway property, providing penalties, making appropriations, and including implementation and applicability provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass with amendment H-1311** April 17, 2013.

Upmeyer of Cerro Gordo asked and received unanimous consent for the immediate consideration of Senate File 295.

Senate File 295, a bill for an act establishing a property tax credit for commercial, industrial, and railway property, providing penalties, making appropriations, and including implementation and applicability provisions, with report of committee recommending amendment and passage, was taken up for consideration.

Sands of Louisa offered amendment H-1311 filed from the floor by the committee on Ways and Means.

Sands of Louisa offered amendment H-1316, to the committee amendment H-1311, filed by him from the floor and moved its adoption.

Amendment H-1316, to the committee amendment H-1311, was adopted.

Cownie of Polk offered amendment H-1313, to the committee amendment H-1311, filed by him from the floor and moved its adoption.

Roll call was requested by Cownie of Polk and Windschitl of Harrison.

On the question "Shall amendment H-1313, to the committee amendment H-1311, be adopted?" (S.F. 295)

The ayes were, 52:

Alons	Bacon	Baltimore	Baudler
Byrnes	Costello	Cownie	Deyoe
Dolecheck	Drake	Fisher	Forristall
Fry	Garrett	Gassman	Grassley
Hagenow	Hanusa	Heartsill	Heaton
Hein	Hess	Highfill	Huseman
Jorgensen	Kaufmann	Klein	Koester
Landon	Lofgren	Maxwell	Miller, L.
Moore	Olson, S.	Pettengill	Rayhons
Rogers	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Soderberg
Stanerson	Taylor, R.	Upmeyer	Vander Linden
Watts	Windschitl	Worthan	Mr. Speaker
			Paulsen

The nays were, 47:

Abdul-Samad	Anderson	Bearinger	Berry
Cohoon	Dawson	Dunkel	Forbes
Gaines	Gaskill	Hall	Hanson
Heddens	Hunter	Isenhart	Jacoby
Kajtazovic	Kearns	Kelley	Kressig
Lensing	Lundby	Lykam	Mascher
McCarthy	Miller, H.	Muhlbauer	Murphy
Oldson	Olson, R.	Olson, T.	Ourth
Prichard	Riding	Ruff	Running-Marquardt
Smith, M.	Staed	Steckman	Stutsman
Taylor, T.	Thede	Thomas	Wessel-Kroeschell
Winckler	Wolfe	Wood	

Absent or not voting, 1:

Brandenburg

Amendment H-1313, to the committee amendment H-1311, was adopted.

Windschitl of Harrison in the chair at 3:56 p.m.

Sands of Louisa offered amendment H-1314, to the committee amendment H-1311, filed by him from the floor and moved its adoption.

Roll call was requested by Oldson of Polk and Isenhart of Dubuque.

On the question "Shall amendment H-1314, to the committee amendment H-1311, be adopted?" (S.F. 295)

The ayes were, 99:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Byrnes	Cohoon	Costello	Cownie
Dawson	Deyoe	Dolecheck	Drake
Dunkel	Fisher	Forbes	Forristall
Fry	Gaines	Garrett	Gaskill
Gassman	Grassley	Hagenow	Hall
Hanson	Hanusa	Heartsill	Heaton
Heddens	Hein	Hess	Highfill
Hunter	Huseman	Isenhart	Jacoby
Jorgensen	Kajtazovic	Kaufmann	Kearns
Kelley	Klein	Koester	Kressig
Landon	Lensing	Lofgren	Lundby
Lykam	Mascher	Maxwell	McCarthy
Miller, H.	Miller, L.	Moore	Muhlbauer

Murphy	Oldson	Olson, R.	Olson, S.
Olson, T.	Ourth	Paulsen, Spkr.	Pettengill
Prichard	Rayhons	Riding	Rogers
Ruff	Running-Marquardt	Salmon	Sands
Schultz	Shaw	Sheets	Smith, J.
Smith, M.	Soderberg	Staed	Stanerson
Steckman	Stutsman	Taylor, R.	Taylor, T.
Thede	Thomas	Upmeyer	Vander Linden
Watts	Wessel-Kroeschell	Winckler	Wolfe
Wood	Worthan	Windschitl, Presiding	

The nays were, none.

Absent or not voting, 1:

Brandenburg

Amendment H-1314, to the committee amendment H-1311, was adopted.

Sands of Louisa offered amendment H-1315, to the committee amendment H-1311, filed by him from the floor and moved its adoption.

Amendment H-1315, to the committee amendment H-1311, was adopted.

Sands of Louisa moved the adoption of the committee amendment H-1311, as amended.

Roll call was requested by Oldson of Polk and McCarthy of Polk.

On the question "Shall the committee amendment H-1311, as amended, be adopted?" (S.F. 295)

The ayes were, 52:

Alons	Bacon	Baltimore	Baudler
Byrnes	Costello	Cownie	Deyoe
Dolecheck	Drake	Fisher	Forristall
Fry	Garrett	Gassman	Grassley
Hagenow	Hanusa	Heartsill	Heaton
Hein	Hess	Highfill	Huseman
Jorgensen	Kaufmann	Klein	Koester
Landon	Lofgren	Maxwell	Miller, L.
Moore	Olson, S.	Paulsen, Spkr.	Pettengill
Rayhons	Rogers	Salmon	Sands
Schultz	Shaw	Sheets	Smith, J.

Soderberg	Stanerson	Taylor, R.	Upmeyer
Vander Linden	Watts	Worthan	Windschitl, Presiding

The nays were, 47:

Abdul-Samad	Anderson	Bearinger	Berry
Cohoon	Dawson	Dunkel	Forbes
Gaines	Gaskill	Hall	Hanson
Heddens	Hunter	Isenhart	Jacoby
Kajtazovic	Kearns	Kelley	Kressig
Lensing	Lundby	Lykam	Mascher
McCarthy	Miller, H.	Muhlbauer	Murphy
Oldson	Olson, R.	Olson, T.	Ourth
Prichard	Riding	Ruff	Running-Marquardt
Smith, M.	Staed	Steckman	Stutsman
Taylor, T.	Thede	Thomas	Wessel-Kroeschell
Winckler	Wolfe	Wood	

Absent or not voting, 1:

Brandenburg

The committee amendment H-1311, as amended, was adopted, placing out of order amendment H-1308 filed by Sands of Louisa on April 16, 2013 and amendment H-1309 filed by Cownie of Polk on April 16, 2013.

Sands of Louisa moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 295)

The ayes were, 54:

Alons	Bacon	Baltimore	Baudler
Byrnes	Costello	Cownie	Deyoe
Dolecheck	Drake	Fisher	Forristall
Fry	Garrett	Gassman	Grassley
Hagenow	Hall	Hanusa	Heartsill
Heaton	Hein	Hess	Highfill
Huseman	Jorgensen	Kaufmann	Klein
Koester	Landon	Lofgren	Maxwell
Miller, L.	Moore	Olson, S.	Paulsen, Spkr.
Pettengill	Rayhons	Riding	Rogers
Salmon	Sands	Schultz	Shaw
Sheets	Smith, J.	Soderberg	Stanerson

Taylor, R. Worthan	Upmeyer Windschitl, Presiding	Vander Linden	Watts
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The nays were, 45:

Abdul-Samad	Anderson	Bearinger	Berry
Cohoon	Dawson	Dunkel	Forbes
Gaines	Gaskill	Hanson	Heddens
Hunter	Isenhardt	Jacoby	Kajtazovic
Kearns	Kelley	Kressig	Lensing
Lundby	Lykam	Mascher	McCarthy
Miller, H.	Muhlbauer	Murphy	Oldson
Olson, R.	Olson, T.	Ourth	Prichard
Ruff	Running-Marquardt	Smith, M.	Staed
Steckman	Stutsman	Taylor, T.	Thede
Thomas	Wessel-Kroeschell	Winckler	Wolfe
Wood			

Absent or not voting, 1:

Brandenburg

The bill having received a constitutional majority was declared to have passed the House and the title, as amended, was agreed to.

House File 620, a bill for an act relating to the economic development financial assistance duties and powers of the economic development authority by authorizing and creating fees, affecting the aggregate tax credit limit for certain economic development programs and the tax credit for the endow Iowa tax credit, authorizing the diversion of withholding tax payments for certain programs, making an appropriation, and including effective date and retroactive applicability provisions, was taken up for consideration.

T. Olson of Linn offered amendment H-1312 filed by him from the floor.

T. Olson of Linn offered amendment H-1317, to amendment H-1312, filed by him from the floor and moved its adoption.

Amendment H-1317, to amendment H-1312, was adopted.

T. Olson of Linn moved the adoption of amendment H-1312, as amended.

Amendment H-1312, as amended, was adopted.

Baltimore of Boone moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 620)

The ayes were, 88:

Alons	Bacon	Baltimore	Baudler
Bearinger	Berry	Byrnes	Cohon
Costello	Cownie	Dawson	Deyoe
Dolecheck	Drake	Dunkel	Fisher
Forbes	Forristall	Fry	Gaines
Garrett	Gaskill	Gassman	Grassley
Hagenow	Hall	Hanson	Hanusa
Heartsill	Heaton	Heddens	Hein
Hess	Highfill	Huseman	Jacoby
Jorgensen	Kajtazovic	Kaufmann	Kearns
Kelley	Klein	Koester	Kressig
Landon	Lensing	Lofgren	Lundby
Lykam	Maxwell	Miller, H.	Miller, L.
Moore	Muhlbauer	Olson, R.	Olson, S.
Olson, T.	Ourth	Paulsen, Spkr.	Pettengill
Prichard	Rayhons	Riding	Rogers
Ruff	Running-Marquardt	Salmon	Sands
Schultz	Shaw	Sheets	Smith, J.
Smith, M.	Soderberg	Staed	Stanerson
Steckman	Stutsman	Taylor, R.	Thede
Thomas	Upmeyer	Vander Linden	Watts
Wolfe	Wood	Worthan	Windschitl, Presiding

The nays were, 11:

Abdul-Samad	Anderson	Hunter	Isenhart
Mascher	McCarthy	Murphy	Oldson
Taylor, T.	Wessel-Kroeschell	Winckler	

Absent or not voting, 1:

Brandenburg

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

The House stood at ease at 4:57 p.m., until the fall of the gavel.

The House resumed session at 5:01 p.m., Speaker Paulsen in the chair.

HOUSE FILE 584 WITHDRAWN

Baltimore of Boone asked and received unanimous consent to withdraw House File 584 from further consideration by the House.

IMMEDIATE MESSAGES

Upmeyer of Cerro Gordo asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Files 211, 357, 620, 634** and **Senate Files 115** and **295**.

LEAVE OF ABSENCE

Leave of absence was granted during voting as follows:

Brandenburg of Pottawattamie

The House stood at ease at 5:02 p.m., until the fall of the gavel.

The House resumed session at 5:31 p.m., Speaker Paulsen in the chair.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on April 17, 2013, amended and passed the following bill in which the concurrence of the House is asked:

House File 603, a bill for an act relating to and making appropriations to certain state departments, agencies, funds, and certain other entities, providing for regulatory authority, and other properly related matters.

Also: I am directed to inform your honorable body that the Senate has on April 17, 2013, amended and passed the following bill in which the concurrence of the House is asked:

House File 614, a bill for an act appropriating federal funds made available from federal block grants and other nonstate sources, allocating portions of federal block grants, and providing procedures if federal funds are more or less than anticipated or if

federal block grants are more or less than anticipated and including effective date and retroactive applicability provisions.

Also: That the Senate has on April 17, 2013, refused to concur in the House amendment to the following bill in which the concurrence of the Senate was asked:

Senate File 430, a bill for an act relating to appropriations to the department of cultural affairs, the economic development authority, the board of regents and certain board of regents institutions, the department of workforce development, the Iowa finance authority, and the public employment relations board, providing for other properly related matters, and including effective date and retroactive applicability provisions.

Also: That the Senate has on April 17, 2013, passed the following bill in which the concurrence of the House is asked:

Senate File 447, a bill for an act relating to appropriations to the justice system and including effective dates.

MICHAEL E. MARSHALL, Secretary

HOUSE INSISTS

Deyoe of Story called up for consideration **Senate File 430**, a bill for an act relating to appropriations to the department of cultural affairs, the economic development authority, the board of regents and certain board of regents institutions, the department of workforce development, the Iowa finance authority, and the public employment relations board, providing for other properly related matters, and including effective date and retroactive applicability provisions and moved that the House insist on its amendment, which motion prevailed.

CONFERENCE COMMITTEE APPOINTED (Senate File 430)

The Speaker announced the appointment of the conference committee to consider the differences between the House and Senate concerning Senate File 430: Deyoe of Story, Chair; Hanusa of Pottawattamie, Kaufmann of Cedar, Running-Marquardt of Linn and Kressig of Black Hawk.

INTRODUCTION OF BILL

House File 639, by committee on Ways and Means, a bill for an act relating to real estate broker and real estate salesperson licensing fees and allocations from those fees, and making an appropriation.

Read first time and placed on the **Ways and Means calendar**.

IMMEDIATE MESSAGE

Upmeyer of Cerro Gordo asked and received unanimous consent that **Senate File 430** be immediately messaged to the Senate.

HOUSE STUDY BILL COMMITTEE ASSIGNMENT

H.S.B. 235 Appropriations

Relating to and making appropriations to state departments and agencies from the rebuild Iowa infrastructure fund and the technology reinvestment fund, providing for related matters, and including effective date provisions.

SUBCOMMITTEE ASSIGNMENT

Senate File 440

Human Resources: Fry, Chair; Koester and M. Smith.

HOUSE STUDY BILL SUBCOMMITTEE ASSIGNMENT

House Study Bill 235 (Committee of the Whole)

Appropriations: Huseman, Chair; Beringer, Deyoe, Dolecheck, Drake, Dunkel, Fisher, Garrett, Hall, Heaton, Heddens, Highfill, Kajtazovic, Koester, Lofgren, Lundby, Murphy, T. Olson, Rogers, Running-Marquardt, Soderberg, T. Taylor, Watts, Winckler and Worthan.

COMMITTEE RECOMMENDATIONS

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendations have been received and are on file in the office of the Chief Clerk:

CARMINE BOAL
Chief Clerk of the House

COMMITTEE ON APPROPRIATIONS

Committee Bill (Formerly House Study Bill 235), relating to and making appropriations to state departments and agencies from the rebuild Iowa infrastructure fund and the technology reinvestment fund, providing for related matters, and including effective date provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** April 17, 2013.

COMMITTEE ON WAYS AND MEANS

Committee Bill (Formerly House File 597), providing for the distribution and sale of motor fuel, including blended and unblended gasoline and diesel fuel, providing for liability, and including penalties.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** April 17, 2013.

Committee Bill (Formerly House File 624), relating to real estate broker and real estate salesperson licensing fees and allocations from those fees, and making an appropriation.

Fiscal Note: **No**

Recommendation: **Do Pass** April 17, 2013.

Committee Bill (Formerly House Study Bill 234), authorizing the establishment of reinvestment districts following approval of the economic development authority board, providing for the remittance of certain state sales tax revenues and certain state hotel and motel tax revenues to municipalities, establishing a state reinvestment district fund, and making appropriations.

Fiscal Note: **No**

Recommendation: **Do Pass** April 17, 2013.

AMENDMENTS FILED

H-1310	S.F.	386	J. Smith of Dickinson
H-1311	S.F.	295	Committee on Ways and Means
H-1312	H.F.	620	T. Olson of Linn
H-1313	S.F.	295	Cownie of Polk
H-1314	S.F.	295	Sands of Louisa
H-1315	S.F.	295	Sands of Louisa
H-1316	S.F.	295	Sands of Louisa

H-1317	H.F.	620	T. Olson of Linn
H-1318	H.F.	614	Senate Amendment
H-1319	H.F.	603	Senate Amendment

On motion by Upmeyer of Cerro Gordo, the House adjourned at 5:48 p.m., until 8:30 a.m., Thursday, April 18, 2013.

JOURNAL OF THE HOUSE

Ninety-fifth Calendar Day - Sixty-fourth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Thursday, April 18, 2013

The House met pursuant to adjournment at 8:31 a.m., Speaker Paulsen in the chair.

Prayer was offered by Pastor Doug Brady, Living Word Fellowship, Knoxville. He was the guest of Representative Heartsill of Marion County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Emily Norton, Page from Des Moines.

The Journal of Wednesday, April 17, 2013, was approved.

SENATE MESSAGE CONSIDERED

Senate File 447, by committee on Appropriations, a bill for an act relating to appropriations to the justice system and including effective dates.

Read first time and referred to committee on **Appropriations**.

MESSAGE FROM THE SENATE

The following message was received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on April 17, 2013, appointed the Conference Committee to Senate File 430, a bill for an act relating to appropriations to the department of cultural affairs, the economic development authority, the board of regents and certain board of regents institutions, the department of workforce development, the Iowa finance authority, and the public employment relations board, providing for other properly related matters, and including effective date and retroactive applicability provisions, and the members of the Conference Committee on the part of the Senate are: The Senator from Black Hawk, Senator Dotzler; the Senator from Clinton, Senator Hart; the Senator from Scott, Senator Seng; the Senator from Shelby, Senator Boettger; the Senator from Dallas, Senator Schneider.

MICHAEL E. MARSHALL, Secretary

SENATE FILE 438 REFERRED

The Speaker announced that Senate File 438, previously referred to committee on **Ways and Means** was **passed on file**.

SUBCOMMITTEE ASSIGNMENT**Senate File 447**

Appropriations: Worthan, Chair; Garrett and T. Taylor.

RESOLUTION FILED

H.R. 36, by Gaines, Koester, M. Smith, Landon, Bacon, Deyoe, Abdul-Samad, Wessel-Kroeschell, Huseman, Mascher, Anderson, Klein, Gaskill, Kressig, Prichard, and Sands, a resolution honoring the life and career of Royce White.

Laid over under **Rule 25**.

On motion by Rogers of Black Hawk, the House adjourned at 8:33 a.m., until 9:00 a.m., Friday, April 19, 2013.

JOURNAL OF THE HOUSE

Ninety-sixth Calendar Day - Sixty-fifth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Friday, April 19, 2013

The House met pursuant to adjournment at 9:00 a.m., Highfill of Polk in the chair.

Prayer was offered by Representative Hagenow of Polk County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Representative Highfill of Polk.

The Journal of Thursday, April 18, 2013, was approved.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on April 18, 2013, amended and passed the following bill in which the concurrence of the House is asked:

House File 604, a bill for an act relating to the funding of, the operation of, and appropriation of moneys to the college student aid commission, the department for the blind, the department of education, and the state board of regents, and providing for related matters.

Also: That the Senate has on April 18, 2013, passed the following bill in which the concurrence of the House is asked:

Senate File 446, a bill for an act relating to appropriations for health and human services and including other related provisions and appropriations, providing penalties, and including effective, retroactive, and applicability date provisions.

MICHAEL E. MARSHALL, Secretary

INTRODUCTION OF BILLS

House File 640, by committee on Ways and Means, a bill for an act relating to liquids which are flammable or combustible, by providing for the storage, marketing, and distribution of such liquids,

providing for the marketing and distribution of liquids classified as motor fuel, including a conventional blendstock for oxygenate blending, and blended and unblended gasoline and diesel fuel, providing for liability, and including fees and penalties.

Read first time and placed on the **Ways and Means calendar**.

House File 641, by committee on Ways and Means, a bill for an act authorizing the establishment of reinvestment districts following approval of the economic development authority board, providing for the remittance of certain state sales tax revenues and certain state hotel and motel tax revenues to municipalities, establishing a state reinvestment district fund, and making appropriations.

Read first time and placed on the **Ways and Means calendar**.

SENATE MESSAGE CONSIDERED

Senate File 446, by committee on Appropriations, a bill for an act relating to appropriations for health and human services and including other related provisions and appropriations, providing penalties, and including effective, retroactive, and applicability date provisions.

Read first time and referred to committee on **Appropriations**.

COMMUNICATIONS RECEIVED

The following communications were received and filed in the office of the Chief Clerk:

DEPARTMENT OF EDUCATION

Returning Dropout and Dropout Prevention Report, pursuant to Iowa Code section 257.40(2).

Kindergarten Literacy Assessment (KLA) report, pursuant to Iowa Code section 279.60.

ECONOMIC DEVELOPMENT AUTHORITY

Iowa Commission on Volunteer Services Report, pursuant to Iowa Code section 15H.2(2)(h).

LOTTERY AUTHORITY

Quarterly Report, pursuant to Iowa Code section 99G.7.

AMENDMENT FILED

H-1320 H.F. 604 Senate Amendment

On motion by Hagenow of Polk, the House adjourned at 9:03 a.m., until 1:00 p.m., Monday, April 22, 2013.

JOURNAL OF THE HOUSE

Ninety-ninth Calendar Day - Sixty-sixth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Monday, April 22, 2013

The House met pursuant to adjournment at 1:02 p.m., Speaker Paulsen in the chair.

Prayer was offered by Pastor Dan Gerrietts, Trinity Lutheran Church, Mason City. He was the guest of Representative Steckman of Cerro Gordo County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Alex Conover, Page from Holstein.

The Journal of Friday, April 19, 2013, was approved.

On motion by Upmeyer of Cerro Gordo, the House was recessed at 1:10 p.m., until 5:30 p.m.

AFTERNOON SESSION

The House reconvened at 5:50 p.m., Speaker Paulsen in the chair.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on April 22, 2013, amended and passed the following bill in which the concurrence of the House is asked:

House File 152, a bill for an act providing for drainage or levee districts managed by a board of trustees, and including effective date provisions.

Also: That the Senate has on April 22, 2013, passed the following bill in which the concurrence of the Senate was asked:

House File 524, a bill for an act relating to city utilities and city enterprises by making changes to requirements related to commercial rental property.

Also: That the Senate has on April 22, 2013, passed the following bill in which the concurrence of the Senate was asked:

House File 613, a bill for an act relating to the war orphans educational assistance fund by transferring the moneys in the fund to the veterans trust fund and transferring duties for providing educational assistance to orphaned children of veterans to the commission on veterans affairs.

Also: That the Senate has on April 22, 2013, passed the following bill in which the concurrence of the House is asked:

Senate File 449, a bill for an act providing for a small employer health insurance tax credit against the individual and corporate income tax, the franchise tax, the insurance premium tax, the county and state mutual insurance associations premium taxes, and the moneys and credits tax, and including retroactive applicability provisions.

MICHAEL E. MARSHALL, Secretary

SENATE MESSAGE CONSIDERED

Senate File 449, by committee on Ways and Means, a bill for an act providing for a small employer health insurance tax credit against the individual and corporate income tax, the franchise tax, the insurance premium tax, the county and state mutual insurance associations premium taxes, and the moneys and credits tax, and including retroactive applicability provisions.

Read first time and referred to committee on **Ways and Means**.

SUBCOMMITTEE ASSIGNMENT

Senate File 446

Appropriations: Heaton, Chair; Fisher and Heddens.

COMMITTEE RECOMMENDATIONS

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendations have been received and are on file in the office of the Chief Clerk:

CARMINE BOAL
Chief Clerk of the House

COMMITTEE ON APPROPRIATIONS

Senate File 447, a bill for an act relating to appropriations to the justice system and including effective dates.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass with amendment H-1329** April 22, 2013.

COMMITTEE ON WAYS AND MEANS

Committee Bill (Formerly House File 481), requiring the county commissioner of elections to provide notice following receipt of a motion adopted by a local government requesting a ballot proposition concerning the imposition of the local sales and services tax.

Fiscal Note: **No**

Recommendation: **Do Pass** April 22, 2013.

Committee Bill (Formerly House Study Bill 231), relating to the taxation of water utilities by establishing a water utilities replacement tax, imposing a statewide water utility property tax, providing for the administration of the replacement tax and statewide property tax, providing penalties, and including effective date and applicability provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** April 22, 2013.

AMENDMENTS FILED

H-1321	S.F.	435	Isenhart of Dubuque Bearinger of Fayette
H-1322	S.F.	386	Baltimore of Boone
H-1323	H.F.	631	Hagenow of Polk
H-1324	H.F.	356	Baltimore of Boone
H-1325	S.F.	435	Isenhart of Dubuque Jacoby of Johnson
H-1326	S.F.	435	Isenhart of Dubuque Kressig of Black Hawk
H-1327	S.F.	442	Alons of Sioux Shaw of Pocahontas Sheets of Appanoose Gassman of Winnebago Heartsill of Marion
H-1328	H.F.	152	Senate Amendment

H-1329	S.F.	447	Committee on Appropriations
H-1330	H.F.	641	Byrnes of Mitchell
H-1331	S.F.	406	Hall of Woodbury

On motion by Upmeyer of Cerro Gordo, the House adjourned at 5:54 p.m., until 8:30 a.m., Tuesday, April 23, 2013.

JOURNAL OF THE HOUSE

One Hundredth Calendar Day - Sixty-seventh Session Day

Hall of the House of Representatives
Des Moines, Iowa, Tuesday, April 23, 2013

The House met pursuant to adjournment at 8:41 a.m., Speaker Paulsen in the chair.

Prayer was offered by Representative Rayhons of Hancock County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Noah Kirschbaum, Page from Bettendorf.

The Journal of Monday, April 22, 2013, was approved.

The House stood at ease at 8:46 a.m., until the fall of the gavel.

The House resumed session at 11:26 a.m., Speaker Paulsen in the chair.

INTRODUCTION OF BILL

House File 642, by committee on Ways and Means, a bill for an act requiring the county commissioner of elections to provide notice following receipt of a motion adopted by a local government requesting a ballot proposition concerning the imposition of the local sales and services tax.

Read first time and placed on the **Ways and Means calendar**.

SENATE AMENDMENT CONSIDERED

House Concurred

Garrett of Warren called up for consideration **House File 454**, a bill for an act relating to education by modifying the duties and operations of the department of education, community colleges, the school budget review committee, and local school boards, and eliminating a reporting requirement relating to vocational education funds, amended by the Senate, and moved that the House concur in the Senate amendment H-1282.

The motion prevailed and the House concurred in the Senate amendment H-1282.

Garrett of Warren moved that the bill, as amended by the Senate and concurred in by the House, be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 454)

The ayes were, 96:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Bearinger	Berry	Byrnes
Cohoon	Costello	Cownie	Dawson
Deyoe	Dolecheck	Drake	Dunkel
Fisher	Forbes	Forristall	Gaines
Garrett	Gaskill	Gassman	Grassley
Hagenow	Hall	Hanson	Hanusa
Heartsill	Heaton	Heddens	Hein
Hess	Highfill	Hunter	Huseman
Isenhardt	Jacoby	Jorgensen	Kajtazovic
Kaufmann	Kearns	Kelley	Klein
Koester	Kressig	Landon	Lensing
Lofgren	Lundby	Lykam	Mascher
Maxwell	McCarthy	Miller, H.	Miller, L.
Moore	Muhlbauer	Murphy	Oldson
Olson, R.	Olson, S.	Olson, T.	Ourth
Pettengill	Prichard	Rayhons	Rogers
Ruff	Running-Marquardt	Salmon	Sands
Schultz	Shaw	Sheets	Smith, J.
Smith, M.	Soderberg	Staed	Stanerson
Steckman	Stutsman	Taylor, R.	Taylor, T.
Thede	Thomas	Upmeyer	Vander Linden
Watts	Wessel-Kroeschell	Winckler	Windschitl
Wolfe	Wood	Worthan	Mr. Speaker Paulsen

The nays were, none.

Absent or not voting, 4:

Baudler	Brandenburg	Fry	Riding
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The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

CONSIDERATION OF BILL
Ways and Means Calendar

House File 631, a bill for an act modifying provisions applicable to the propane education and research council, was taken up for consideration.

Hagenow of Polk offered amendment H-1323 filed by him and moved its adoption.

Amendment H-1323 was adopted.

Hagenow of Polk moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 631)

The ayes were, 95:

Abdul-Samad	Alons	Bacon	Baltimore
Bearinger	Berry	Byrnes	Cohoon
Costello	Cownie	Dawson	Deyoe
Dolecheck	Drake	Dunkel	Fisher
Forbes	Forristall	Gaines	Garrett
Gaskill	Gassman	Grassley	Hagenow
Hall	Hanson	Hanusa	Heartsill
Heaton	Heddens	Hein	Hess
Highfill	Hunter	Huseman	Isenhart
Jacoby	Jorgensen	Kajtazovic	Kaufmann
Kearns	Kelley	Klein	Koester
Kressig	Landon	Lensing	Lofgren
Lundby	Lykam	Mascher	Maxwell
McCarthy	Miller, H.	Miller, L.	Moore
Muhlbauer	Murphy	Oldson	Olson, R.
Olson, S.	Olson, T.	Ourth	Pettengill
Prichard	Rayhons	Rogers	Ruff
Running-Marquardt	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Smith, M.
Soderberg	Staed	Stanerson	Steckman
Stutsman	Taylor, R.	Taylor, T.	Thede
Thomas	Upmeyer	Vander Linden	Watts
Wessel-Kroeschell	Winckler	Windschitl	Wolfe
Wood	Worthan	Mr. Speaker	
		Paulsen	

The nays were, none.

Absent or not voting, 5:

Anderson Riding	Baudler	Brandenburg	Fry
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The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

HOUSE FILE 543 WITHDRAWN

Hagenow of Polk asked and received unanimous consent to withdraw House File 543 from further consideration by the House.

SENATE AMENDMENT CONSIDERED

House Concurred

Maxwell of Poweshiek called up for consideration **House File 152**, a bill for an act providing for drainage or levee districts managed by a board of trustees, and including effective date provisions, amended by the Senate, and moved that the House concur in the Senate amendment H-1328.

The motion prevailed and the House concurred in the Senate amendment H-1328.

Maxwell of Poweshiek moved that the bill, as amended by the Senate and concurred in by the House, be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 152)

The ayes were, 96:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Bearinger	Berry	Byrnes
Cohoon	Costello	Cownie	Dawson
Deyoe	Dolecheck	Drake	Dunkel
Fisher	Forbes	Forristall	Gaines
Garrett	Gaskill	Gassman	Grassley
Hagenow	Hall	Hanson	Hanusa
Heartsill	Heaton	Heddens	Hein
Hess	Highfill	Hunter	Huseman
Isenhart	Jacoby	Jorgensen	Kajtazovic
Kaufmann	Kearns	Kelley	Klein
Koester	Kressig	Landon	Lensing

Lofgren	Lundby	Lykam	Mascher
Maxwell	McCarthy	Miller, H.	Miller, L.
Moore	Muhlbauer	Murphy	Oldson
Olson, R.	Olson, S.	Olson, T.	Ourth
Pettengill	Prichard	Rayhons	Rogers
Ruff	Running-Marquardt	Salmon	Sands
Schultz	Shaw	Sheets	Smith, J.
Smith, M.	Soderberg	Staed	Stanerson
Steckman	Stutsman	Taylor, R.	Taylor, T.
Thede	Thomas	Upmeyer	Vander Linden
Watts	Wessel-Kroeschell	Winckler	Windschitl
Wolfe	Wood	Worthan	Mr. Speaker Paulsen

The nays were, none.

Absent or not voting, 4:

Baudler	Brandenburg	Fry	Riding
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The bill having received a constitutional majority was declared to have passed the House and the title, as amended, was agreed to.

IMMEDIATE MESSAGES

Upmeyer of Cerro Gordo asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Files 152, 454 and 631.**

On motion by Upmeyer of Cerro Gordo, the House was recessed at 11:39 a.m., until 12:45 p.m.

AFTERNOON SESSION

The House reconvened at 12:48 p.m., Cownie of Polk in the chair.

QUORUM CALL

A non-record roll call was requested to determine that a quorum was present. The vote revealed ninety-two members present, eight absent.

CONSIDERATION OF BILLS
Appropriations Calendar

House File 638, a bill for an act relating to and making appropriations to state departments and agencies from the rebuild Iowa infrastructure fund and the technology reinvestment fund, providing for related matters, and including effective date provisions, was taken up for consideration.

H. Miller of Webster offered amendment H-1332 filed by her from the floor and moved its adoption.

Amendment H-1332 lost.

Jacoby of Johnson offered amendment H-1346 filed by Jacoby, et al., from the floor and moved its adoption.

Roll call was requested by Jacoby of Johnson and Cohoon of Des Moines.

On the question "Shall amendment H-1346 be adopted?" (H.F. 638)

The ayes were, 47:

Abdul-Samad	Anderson	Bearinger	Berry
Cohoon	Dawson	Dunkel	Forbes
Gaines	Gaskill	Hall	Hanson
Heddens	Hunter	Isenhart	Jacoby
Kajtazovic	Kearns	Kelley	Kressig
Lensing	Lykam	Mascher	McCarthy
Miller, H.	Muhlbauer	Murphy	Oldson
Olson, R.	Olson, T.	Ourth	Prichard
Riding	Ruff	Running-Marquardt	Smith, M.
Staed	Steckman	Stutsman	Taylor, T.
Thede	Thomas	Wessel-Kroeschell	Winckler
Wolfe	Wood	Cownie,	
		Presiding	

The nays were, 51:

Alons	Bacon	Baltimore	Baudler
Byrnes	Costello	Deyoe	Dolecheck
Drake	Fisher	Forristall	Garrett
Gassman	Grassley	Hagenow	Hanusa
Heartsill	Heaton	Hein	Hess
Highfill	Huseman	Jorgensen	Kaufmann

Klein	Koester	Landon	Lofgren
Lundby	Maxwell	Miller, L.	Moore
Olson, S.	Paulsen, Spkr.	Pettengill	Rayhons
Rogers	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Soderberg
Stanerson	Taylor, R.	Upmeyer	Vander Linden
Watts	Windschitl	Worthan	

Absent or not voting, 2:

Brandenburg Fry

Amendment H-1346 lost.

Huseman of Cherokee moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 638)

The ayes were, 97:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Byrnes	Cohoon	Costello	Dawson
Deyoe	Dolecheck	Drake	Dunkel
Fisher	Forbes	Forristall	Gaines
Garrett	Gaskill	Gassman	Grassley
Hagenow	Hall	Hanson	Hanusa
Heartsill	Heaton	Heddens	Hein
Hess	Highfill	Hunter	Huseman
Isenhardt	Jacoby	Jorgensen	Kajtazovic
Kaufmann	Kearns	Klein	Koester
Kressig	Landon	Lensing	Lofgren
Lundby	Lykam	Mascher	Maxwell
McCarthy	Miller, H.	Miller, L.	Moore
Muhlbauer	Murphy	Oldson	Olson, R.
Olson, S.	Olson, T.	Ourth	Paulsen, Spkr.
Pettengill	Prichard	Rayhons	Riding
Rogers	Ruff	Running-Marquardt	Salmon
Sands	Schultz	Shaw	Sheets
Smith, J.	Smith, M.	Soderberg	Staed
Stanerson	Steckman	Stutsman	Taylor, R.
Taylor, T.	Thede	Thomas	Upmeyer
Vander Linden	Watts	Wessel-Kroeschell	Winckler
Windschitl	Wolfe	Wood	Worthan
Cownie,			
Presiding			

The nays were, 1:

Kelley

Absent or not voting, 2:

Brandenburg Fry

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Speaker Paulsen in the chair at 1:33 p.m.

SENATE AMENDMENTS CONSIDERED
House Refused To Concur

Watts of Dallas called up for consideration **House File 603**, a bill for an act relating to and making appropriations to certain state departments, agencies, funds, and certain other entities, providing for regulatory authority, and other properly related matters, amended by the Senate, and moved that the House concur in the Senate amendment H-1319.

The motion lost and the House refused to concur in the Senate amendment H-1319.

House Refused To Concur

Dolecheck of Ringgold called up for consideration **House File 604**, a bill for an act relating to the funding of, the operation of, and appropriation of moneys to the college student aid commission, the department for the blind, the department of education, and the state board of regents, and providing for related matters, amended by the Senate, and moved that the House concur in the Senate amendment H-1320.

Roll call was requested by Winckler of Scott and Dolecheck of Ringgold.

On the question "Shall the House concur in the Senate amendment H-1320?" (H.F. 604)

The ayes were, 47:

Abdul-Samad	Anderson	Bearinger	Berry
Cohoon	Dawson	Dunkel	Forbes
Gaines	Gaskill	Hall	Hanson
Heddens	Hunter	Isenhart	Jacoby
Kajtazovic	Kearns	Kelley	Kressig
Lensing	Lundby	Lykam	Mascher
McCarthy	Miller, H.	Muhlbauer	Murphy
Oldson	Olson, R.	Olson, T.	Ourth
Prichard	Riding	Ruff	Running-Marquardt
Smith, M.	Staed	Steckman	Stutsman
Taylor, T.	Thede	Thomas	Wessel-Kroeschell
Winckler	Wolfe	Wood	

The nays were, 51:

Alons	Bacon	Baltimore	Baudler
Byrnes	Costello	Cownie	Deyoe
Dolecheck	Drake	Fisher	Forristall
Garrett	Gassman	Grassley	Hagenow
Hanusa	Heartsill	Heaton	Hein
Hess	Highfill	Huseman	Jorgensen
Kaufmann	Klein	Koester	Landon
Lofgren	Maxwell	Miller, L.	Moore
Olson, S.	Pettengill	Rayhons	Rogers
Salmon	Sands	Schultz	Shaw
Sheets	Smith, J.	Soderberg	Stanerson
Taylor, R.	Upmeyer	Vander Linden	Watts
Windschitl	Worthan	Mr. Speaker	
		Paulsen	

Absent or not voting, 2:

Brandenburg	Fry
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The motion lost and the House refused to concur in the Senate amendment H-1320.

IMMEDIATE MESSAGES

Upmeyer of Cerro Gordo asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Files 603, 604 and 638.**

The House stood at ease at 1:43 p.m., until the fall of the gavel.

The House resumed session at 3:01 p.m., Speaker Paulsen in the chair.

CONSIDERATION OF BILLS
Appropriations Calendar

Senate File 435, a bill for an act relating to and making appropriations involving state government entities involved with agriculture, natural resources, and environmental protection, with report of committee recommending amendment and passage, was taken up for consideration.

Drake of Cass offered amendment H-1297 filed by the committee on Appropriations.

Isenhart of Dubuque offered amendment H-1326, to the committee amendment H-1297, filed by him and Kressig of Black Hawk and moved its adoption.

Roll call was requested by Isenhart of Dubuque and Abdul-Samad of Polk.

On the question "Shall amendment H-1326, to the committee amendment H-1297, be adopted?" (S.F. 435)

The ayes were, 47:

Abdul-Samad	Anderson	Bearinger	Berry
Cohoon	Dawson	Dunkel	Forbes
Gaines	Gaskill	Hall	Hanson
Heddens	Hunter	Isenhart	Jacoby
Kajtazovic	Kearns	Kelley	Kressig
Lensing	Lundby	Lykam	Mascher
McCarthy	Miller, H.	Muhlbauer	Murphy
Oldson	Olson, R.	Olson, T.	Ourth
Prichard	Riding	Ruff	Running-Marquardt
Smith, M.	Staed	Steckman	Stutsman
Taylor, T.	Thede	Thomas	Wessel-Kroeschell
Winckler	Wolfe	Wood	

The nays were, 51:

Alons	Bacon	Baltimore	Baudler
Byrnes	Costello	Cownie	Deyoe
Dolecheck	Drake	Fisher	Forristall
Garrett	Gassman	Grassley	Hagenow
Hanusa	Heartsill	Heaton	Hein
Hess	Highfill	Huseman	Jorgensen
Kaufmann	Klein	Koester	Landon

Lofgren	Maxwell	Miller, L.	Moore
Olson, S.	Pettengill	Rayhons	Rogers
Salmon	Sands	Schultz	Shaw
Sheets	Smith, J.	Soderberg	Stanerson
Taylor, R.	Upmeyer	Vander Linden	Watts
Windschitl	Worthan	Mr. Speaker	
		Paulsen	

Absent or not voting, 2:

Brandenburg Fry

Amendment H-1326, to the committee amendment H-1297, lost.

Bearinger of Fayette offered amendment H-1337, to the committee amendment H-1297, filed by Bearinger, et al., from the floor and moved its adoption.

Roll call was requested by Bearinger of Fayette and McCarthy of Polk.

On the question "Shall amendment H-1337, to the committee amendment H-1297, be adopted?" (S.F. 435)

The ayes were, 46:

Abdul-Samad	Anderson	Bearinger	Berry
Cohoon	Dawson	Dunkel	Forbes
Gaines	Gaskill	Hall	Hanson
Heddens	Hunter	Jacoby	Kajtazovic
Kearns	Kelley	Kressig	Lensing
Lundby	Lykam	Mascher	McCarthy
Miller, H.	Muhlbauer	Murphy	Oldson
Olson, R.	Olson, T.	Ourth	Prichard
Riding	Ruff	Running-Marquardt	Smith, M.
Staed	Steckman	Stutsman	Taylor, T.
Thede	Thomas	Wessel-Kroeschell	Winckler
Wolfe	Wood		

The nays were, 52:

Alons	Bacon	Baltimore	Baudler
Byrnes	Costello	Cownie	Deyoe
Dolecheck	Drake	Fisher	Forristall
Garrett	Gassman	Grassley	Hagenow
Hanusa	Heartsill	Heaton	Hein
Hess	Highfill	Huseman	Isenhart
Jorgensen	Kaufmann	Klein	Koester
Landon	Lofgren	Maxwell	Miller, L.

Moore	Olson, S.	Pettengill	Rayhons
Rogers	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Soderberg
Stanerson	Taylor, R.	Upmeyer	Vander Linden
Watts	Windschitl	Worthan	Mr. Speaker
			Paulsen

Absent or not voting, 2:

Brandenburg Fry

Amendment H-1337, to the committee amendment H-1297, lost.

Bearinger of Fayette offered amendment H-1341, to the committee amendment H-1297, filed by Bearinger, et al., from the floor and moved its adoption.

Roll call was requested by Bearinger of Fayette and Mascher of Johnson.

On the question "Shall amendment H-1341, to the committee amendment H-1297, be adopted?" (S.F. 435)

The ayes were, 46:

Abdul-Samad	Anderson	Bearinger	Berry
Cohoon	Dawson	Dunkel	Forbes
Gaines	Gaskill	Hall	Hanson
Heddens	Hunter	Isenhardt	Jacoby
Kajtazovic	Kearns	Kelley	Kressig
Lensing	Lykam	Mascher	McCarthy
Miller, H.	Muhlbauer	Murphy	Oldson
Olson, R.	Olson, T.	Ourth	Prichard
Riding	Ruff	Running-Marquardt	Smith, M.
Staed	Steckman	Stutsman	Taylor, T.
Thede	Thomas	Wessel-Kroeschell	Winckler
Wolfe	Wood		

The nays were, 52:

Alons	Bacon	Baltimore	Baudler
Byrnes	Costello	Cownie	Deyoe
Dolecheck	Drake	Fisher	Forristall
Garrett	Gassman	Grassley	Hagenow
Hanusa	Heartsill	Heaton	Hein
Hess	Highfill	Huseman	Jorgensen
Kaufmann	Klein	Koester	Landon
Lofgren	Lundby	Maxwell	Miller, L.
Moore	Olson, S.	Pettengill	Rayhons

Rogers	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Soderberg
Stanerson	Taylor, R.	Upmeyer	Vander Linden
Watts	Windschitl	Worthan	Mr. Speaker Paulsen

Absent or not voting, 2:

Brandenburg Fry

Amendment H-1341, to the committee amendment H-1297, lost.

Muhlbauer of Crawford offered amendment H-1344, to the committee amendment H-1297, filed by Muhlbauer, et al., from the floor and moved its adoption.

Roll call was requested by Muhlbauer of Crawford and Abdul-Samad of Polk.

On the question "Shall amendment H-1344, to the committee amendment H-1297, be adopted?" (S.F. 435)

The ayes were, 47:

Abdul-Samad	Anderson	Bearinger	Berry
Cohoon	Dawson	Dunkel	Forbes
Gaines	Gaskill	Hall	Hanson
Heddens	Hunter	Isenhart	Jacoby
Kajtažovic	Kearns	Kelley	Kressig
Lensing	Lundby	Lykam	Mascher
McCarthy	Miller, H.	Muhlbauer	Murphy
Oldson	Olson, R.	Olson, T.	Ourth
Prichard	Riding	Ruff	Running-Marquardt
Smith, M.	Staed	Steckman	Stutsman
Taylor, T.	Thede	Thomas	Wessel-Kroeschell
Winckler	Wolfe	Wood	

The nays were, 51:

Alons	Bacon	Baltimore	Baudler
Byrnes	Costello	Cownie	Deyoe
Dolecheck	Drake	Fisher	Forristall
Garrett	Gassman	Grassley	Hagenow
Hanusa	Heartsill	Heaton	Hein
Hess	Highfill	Huseman	Jorgensen
Kaufmann	Klein	Koester	Landon
Lofgren	Maxwell	Miller, L.	Moore
Olson, S.	Pettengill	Rayhons	Rogers
Salmon	Sands	Schultz	Shaw

Sheets	Smith, J.	Soderberg	Stanerson
Taylor, R.	Upmeyer	Vander Linden	Watts
Windschitl	Worthan	Mr. Speaker	
		Paulsen	

Absent or not voting, 2:

Brandenburg Fry

Amendment H-1344, to the committee amendment H-1297, lost.

Kelley of Jasper asked and received unanimous consent to withdraw amendment H-1345, to the committee amendment H-1297, filed by him from the floor.

Isenhart of Dubuque offered amendment H-1325, to the committee amendment H-1297, filed by him and Jacoby of Johnson.

Drake of Cass rose on a point of order that amendment H-1325 was not germane, to the committee amendment H-1297.

The Speaker ruled the point well taken and amendment H-1325 not germane, to the committee amendment H-1297.

Ruff of Clayton offered amendment H-1339, to the committee amendment H-1297, filed by Ruff, et al., from the floor and moved its adoption.

Amendment H-1339, to the committee amendment H-1297, lost.

Gaskill of Wapello offered amendment H-1336, to the committee amendment H-1297, filed by her and Hanson of Jefferson from the floor and moved its adoption.

Amendment H-1336, to the committee amendment H-1297, lost.

Drake of Cass offered amendment H-1349, to the committee amendment H-1297, filed by him from the floor and moved its adoption.

Amendment H-1349, to the committee amendment H-1297, lost.

Thede of Scott offered amendment H-1342, to the committee amendment H-1297, filed by Thede, et al., from the floor.

Drake of Cass rose on a point of order that amendment H-1342 was not germane, to the committee amendment H-1297.

The Speaker ruled the point well taken and amendment H-1342 not germane, to the committee amendment H-1297.

The de of Scott asked for unanimous consent to suspend the rules to consider amendment H-1342, to the committee amendment H-1297.

Objection was raised.

The de of Scott moved to suspend the rules to consider amendment H-1342, to the committee amendment H-1297.

Roll call was requested by Mascher of Johnson and Abdul-Samad of Polk.

On the question "Shall the rules be suspended to consider amendment H-1342, to the committee amendment H-1297?" (S.F. 435)

The ayes were, 45:

Abdul-Samad	Anderson	Bearinger	Berry
Cohoon	Dawson	Dunkel	Forbes
Gaines	Gaskill	Hanson	Heddens
Hunter	Isenhardt	Jacoby	Kajtazovic
Kearns	Kelley	Kressig	Lensing
Lykam	Mascher	McCarthy	Miller, H.
Muhlbauer	Murphy	Oldson	Olson, R.
Olson, T.	Ourth	Prichard	Riding
Ruff	Running-Marquardt	Smith, M.	Staed
Steckman	Stutsman	Taylor, T.	The de
Thomas	Wessel-Kroeschell	Winckler	Wolfe
Wood			

The nays were, 52:

Alons	Bacon	Baudler	Byrnes
Costello	Cownie	Deyoe	Dolecheck
Drake	Fisher	Forristall	Garrett
Gassman	Grassley	Hagenow	Hall
Hanusa	Heartsill	Heaton	Hein
Hess	Highfill	Huseman	Jorgensen
Kaufmann	Klein	Koester	Landon
Lofgren	Lundby	Maxwell	Miller, L.
Moore	Olson, S.	Pettengill	Rayhons
Rogers	Salmon	Sands	Schultz

Shaw	Sheets	Smith, J.	Soderberg
Stanerson	Taylor, R.	Upmeyer	Vander Linden
Watts	Windschitl	Worthan	Mr. Speaker Paulsen

Absent or not voting, 3:

Baltimore	Brandenburg	Fry
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The motion to suspend the rules lost.

Isenhart of Dubuque asked and received unanimous consent to withdraw amendment H-1321, to the committee amendment H-1297, filed by him on April 22, 2013.

Wood of Scott offered amendment H-1340, to the committee amendment H-1297, filed by Wood, et al., from the floor and moved its adoption.

Roll call was requested by Wood of Scott and Isenhart of Dubuque.

On the question "Shall amendment H-1340, to the committee amendment H-1297, be adopted?" (S.F. 435)

The ayes were, 46:

Abdul-Samad	Anderson	Bearinger	Berry
Cohoon	Dawson	Dunkel	Forbes
Gaines	Gaskill	Hall	Hanson
Heddens	Hunter	Isenhart	Jacoby
Kajtažovic	Kearns	Kelley	Kressig
Lensing	Lykam	Mascher	McCarthy
Miller, H.	Muhlbauer	Murphy	Oldson
Olson, R.	Olson, T.	Ourth	Prichard
Riding	Ruff	Running-Marquardt	Smith, M.
Staed	Steckman	Stutsman	Taylor, T.
Thede	Thomas	Wessel-Kroeschell	Winckler
Wolfe	Wood		

The nays were, 51:

Alons	Bacon	Baudler	Byrnes
Costello	Cownie	Deyoe	Dolecheck
Drake	Fisher	Forristall	Garrett
Gassman	Grassley	Hagenow	Hanusa
Heartsill	Heaton	Hein	Hess
Highfill	Huseman	Jorgensen	Kaufmann
Klein	Koester	Landon	Lofgren

Lundby	Maxwell	Miller, L.	Moore
Olson, S.	Pettengill	Rayhons	Rogers
Salmon	Sands	Schultz	Shaw
Sheets	Smith, J.	Soderberg	Stanerson
Taylor, R.	Upmeyer	Vander Linden	Watts
Windschitl	Worthan	Mr. Speaker	
		Paulsen	

Absent or not voting, 3:

Baltimore	Brandenburg	Fry
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Amendment H-1340, to the committee amendment H-1297, lost.

Windschitl of Harrison in the chair at 4:08 p.m.

Ourth of Warren offered amendment H-1343, to the committee amendment H-1297, filed by Ourth, et al., from the floor and moved its adoption.

Roll call was requested by Ourth of Warren and Abdul-Samad of Polk.

On the question "Shall amendment H-1343, to the committee amendment H-1297, be adopted?" (S.F. 435)

The ayes were, 47:

Abdul-Samad	Anderson	Bearinger	Berry
Cohoon	Dawson	Dunkel	Forbes
Gaines	Gaskill	Hall	Hanson
Heddens	Hunter	Isenhart	Jacoby
Kajtazovic	Kearns	Kelley	Kressig
Lensing	Lundby	Lykam	Mascher
McCarthy	Miller, H.	Muhlbauer	Murphy
Oldson	Olson, R.	Olson, T.	Ourth
Prichard	Riding	Ruff	Running-Marquardt
Smith, M.	Staed	Steckman	Stutsman
Taylor, T.	Thede	Thomas	Wessel-Kroeschell
Winckler	Wolfe	Wood	

The nays were, 51:

Alons	Bacon	Baltimore	Baudler
Byrnes	Costello	Cownie	Deyoe
Dolecheck	Drake	Fisher	Forristall
Garrett	Gassman	Grassley	Hagenow
Hanusa	Heartsill	Heaton	Hein

Hess	Highfill	Huseman	Jorgensen
Kaufmann	Klein	Koester	Landon
Lofgren	Maxwell	Miller, L.	Moore
Olson, S.	Paulsen, Spkr.	Pettengill	Rayhons
Rogers	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Soderberg
Stanerson	Taylor, R.	Upmeyer	Vander Linden
Watts	Worthan	Windschitl, Presiding	

Absent or not voting, 2:

Brandenburg Fry

Amendment H-1343, to the committee amendment H-1297, lost.

Wessel-Kroeschell of Story offered amendment H-1338, to the committee amendment H-1297, filed by Wessel-Kroeschell, et al., from the floor and moved its adoption.

Roll call was requested by Soderberg of Plymouth and Abdul-Samad of Polk.

On the question "Shall amendment H-1338, to the committee amendment H-1297, be adopted?" (S.F. 435)

The ayes were, 31:

Abdul-Samad	Anderson	Cohoon	Forbes
Gaines	Gaskill	Hanson	Heddens
Hunter	Isenhardt	Jacoby	Kearns
Kelley	Lensing	Mascher	McCarthy
Miller, H.	Murphy	Oldson	Olson, R.
Olson, T.	Prichard	Riding	Staed
Steckman	Taylor, T.	Thede	Wessel-Kroeschell
Winckler	Wolfe	Wood	

The nays were, 67:

Alons	Bacon	Baltimore	Baudler
Bearinger	Berry	Byrnes	Costello
Cownie	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forristall
Garrett	Gassman	Grassley	Hagenow
Hall	Hanusa	Heartsill	Heaton
Hein	Hess	Highfill	Huseman
Jorgensen	Kajtazovic	Kaufmann	Klein
Koester	Kressig	Landon	Lofgren
Lundby	Lykam	Maxwell	Miller, L.

Moore	Muhlbauer	Olson, S.	Ourth
Paulsen, Spkr.	Pettengill	Rayhons	Rogers
Ruff	Running-Marquardt	Salmon	Sands
Schultz	Shaw	Sheets	Smith, J.
Smith, M.	Soderberg	Stanerson	Stutsman
Taylor, R.	Thomas	Upmeyer	Vander Linden
Watts	Worthan	Windschitl, Presiding	

Absent or not voting, 2:

Brandenburg Fry

Amendment H-1338, to the committee amendment H-1297, lost.

Drake of Cass asked and received unanimous consent to withdraw amendment H-1334, to the committee amendment H-1297, filed by him from the floor.

Drake of Cass offered amendment H-1366, to the committee amendment H-1297, filed by him from the floor and moved its adoption.

Amendment H-1366, to the committee amendment H-1297, was adopted.

H. Miller of Webster asked and received unanimous consent to withdraw amendment H-1333, to the committee amendment H-1297, filed by her from the floor.

Kaufmann of Cedar offered amendment H-1359, to the committee amendment H-1297, filed by Kaufmann, et al., from the floor and moved its adoption.

Amendment H-1359, to the committee amendment H-1297, was adopted.

Drake of Cass moved the adoption of the committee amendment H-1297, as amended.

Roll call was requested by McCarthy of Polk and Murphy of Dubuque.

On the question "Shall the committee amendment H-1297, as amended, be adopted?" (S.F. 435)

The ayes were, 51:

Alons	Bacon	Baltimore	Baudler
Byrnes	Costello	Cownie	Deyoe
Dolecheck	Drake	Fisher	Forristall
Garrett	Gassman	Grassley	Hagenow
Hanusa	Heartsill	Heaton	Hein
Hess	Highfill	Huseman	Jorgensen
Kaufmann	Klein	Koester	London
Lofgren	Maxwell	Miller, L.	Moore
Olson, S.	Paulsen, Spkr.	Pettengill	Rayhons
Rogers	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Soderberg
Stanerson	Taylor, R.	Upmeyer	Vander Linden
Watts	Worthan	Windschitl,	
		Presiding	

The nays were, 47:

Abdul-Samad	Anderson	Bearinger	Berry
Cohoon	Dawson	Dunkel	Forbes
Gaines	Gaskill	Hall	Hanson
Heddens	Hunter	Isenhart	Jacoby
Kajtazovic	Kearns	Kelley	Kressig
Lensing	Lundby	Lykam	Mascher
McCarthy	Miller, H.	Muhlbauer	Murphy
Oldson	Olson, R.	Olson, T.	Ourth
Prichard	Riding	Ruff	Running-Marquardt
Smith, M.	Staed	Steckman	Stutsman
Taylor, T.	Thede	Thomas	Wessel-Kroeschell
Winckler	Wolfe	Wood	

Absent or not voting, 2:

Brandenburg Fry

The committee amendment H-1297, as amended, was adopted.

Drake of Cass moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 435)

The ayes were, 51:

Alons	Bacon	Baltimore	Baudler
Byrnes	Costello	Cownie	Deyoe
Dolecheck	Drake	Fisher	Forristall
Garrett	Gassman	Grassley	Hagenow
Hanusa	Heartsill	Heaton	Hein
Hess	Highfill	Huseman	Jorgensen
Kaufmann	Klein	Koester	Landon
Lofgren	Maxwell	Miller, L.	Moore
Olson, S.	Paulsen, Spkr.	Pettengill	Rayhons
Rogers	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Soderberg
Stanerson	Taylor, R.	Upmeyer	Vander Linden
Watts	Worthan	Windschitl,	
		Presiding	

The nays were, 47:

Abdul-Samad	Anderson	Bearinger	Berry
Cohoon	Dawson	Dunkel	Forbes
Gaines	Gaskill	Hall	Hanson
Heddens	Hunter	Isenhardt	Jacoby
Kajtazovic	Kearns	Kelley	Kressig
Lensing	Lundby	Lykam	Mascher
McCarthy	Miller, H.	Muhlbauer	Murphy
Oldson	Olson, R.	Olson, T.	Ourth
Prichard	Riding	Ruff	Running-Marquardt
Smith, M.	Staed	Steckman	Stutsman
Taylor, T.	Thede	Thomas	Wessel-Kroeschell
Winckler	Wolfe	Wood	

Absent or not voting, 2:

Brandenburg Fry

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on April 23, 2013, amended and passed the following bill in which the concurrence of the House is asked:

House File 355, a bill for an act relating to the renewal of driver's licenses electronically and including effective date provisions.

Also: That the Senate has on April 23, 2013, amended and passed the following bill in which the concurrence of the House is asked:

House File 487, a bill for an act relating to manufactured and mobile homes, including property taxes, landlord and tenant law, and certificates of title.

Also: That the Senate has on April 23, 2013, insisted on its amendment to House File 603, a bill for an act relating to and making appropriations to certain state departments, agencies, funds, and certain other entities, providing for regulatory authority, and other properly related matters, and the members of the Conference Committee on the part of the Senate are: The Senator from Linn, Senator Mathis; the Senator from Black Hawk, Senator Danielson; the Senator from Muscatine, Senator Brase; the Senator from Hancock, Senator Guth; and the Senator from Woodbury, Senator Anderson.

Also: That the Senate has on April 23, 2013, insisted on its amendment to House File 604, a bill for an act relating to the funding of, the operation of, and appropriation of moneys to the college student aid commission, the department for the blind, the department of education, and the state board of regents, and providing for related matters, and the members of the Conference Committee on the part of the Senate are: The Senator from Fayette, Senator Schoenjahn; the Senator from Linn, Senator Horn; the Senator from Story, Senator Quirmbach; the Senator from Scott, Senator Smith; and the Senator from Wapello, Senator Chelgren.

MICHAEL E. MARSHALL, Secretary

CONFERENCE COMMITTEE APPOINTED
(House File 603)

The Speaker announced the appointment of the conference committee to consider the differences between the House and Senate concerning House File 603: Watts of Dallas, Chair; Gassman of Winnebago, Vander Linden of Mahaska, Hunter of Polk and Kelley of Jasper.

CONFERENCE COMMITTEE APPOINTED
(House File 604)

The Speaker announced the appointment of the conference committee to consider the differences between the House and Senate concerning House File 604: Dolecheck of Ringgold, Chair; Jorgensen of Woodbury, R. Taylor of Dallas, Hanson of Jefferson and Winckler of Scott.

IMMEDIATE MESSAGES

Upmeyer of Cerro Gordo asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Files 603, 604 and Senate File 435.**

Upmeyer of Cerro Gordo asked and received unanimous consent for the immediate consideration of Senate File 447.

Senate File 447, a bill for an act relating to appropriations to the justice system and including effective dates, with report of committee recommending amendment and passage, was taken up for consideration.

Worthan of Buena Vista offered amendment H-1329 filed by the committee on Appropriations.

Anderson of Polk offered amendment H-1363, to the committee amendment H-1329, filed by her from the floor and moved its adoption.

Roll call was requested by Anderson of Polk and Hunter of Polk.

On the question "Shall amendment H-1363, to the committee amendment H-1329, be adopted?" (S.F. 447)

The ayes were, 47:

Abdul-Samad	Anderson	Bearinger	Berry
Cohoon	Dawson	Dunkel	Forbes
Gaines	Gaskill	Hall	Hanson
Heddens	Hunter	Isenhart	Jacoby
Kajtažovic	Kearns	Kelley	Kressig
Lensing	Lundby	Lykam	Mascher
McCarthy	Miller, H.	Muhlbauer	Murphy
Oldson	Olson, R.	Olson, T.	Ourth
Prichard	Riding	Ruff	Running-Marquardt
Smith, M.	Staed	Steckman	Stutsman
Taylor, T.	Thede	Thomas	Wessel-Kroeschell
Winckler	Wolfe	Wood	

The nays were, 51:

Alons	Bacon	Baltimore	Baudler
Byrnes	Costello	Cownie	Deyoe
Dolecheck	Drake	Fisher	Forristall
Garrett	Gassman	Grassley	Hagenow
Hanusa	Heartsill	Heaton	Hein

Hess	Highfill	Huseman	Jorgensen
Kaufmann	Klein	Koester	Landon
Lofgren	Maxwell	Miller, L.	Moore
Olson, S.	Paulsen, Spkr.	Pettengill	Rayhons
Rogers	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Soderberg
Stanerson	Taylor, R.	Upmeyer	Vander Linden
Watts	Worthan	Windschitl, Presiding	

Absent or not voting, 2:

Brandenburg Fry

Amendment H-1363, to the committee amendment H-1329, lost.

M. Smith of Marshall offered amendment H-1353, to the committee amendment H-1329, filed by him from the floor and moved its adoption.

Roll call was requested by M. Smith of Marshall and Kressig of Black Hawk.

On the question "Shall amendment H-1353, to the committee amendment H-1329, be adopted?" (S.F. 447)

The ayes were, 98:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Byrnes	Cohoon	Costello	Cownie
Dawson	Deyoe	Dolecheck	Drake
Dunkel	Fisher	Forbes	Forristall
Gaines	Garrett	Gaskill	Gassman
Grassley	Hagenow	Hall	Hanson
Hanusa	Heartsill	Heaton	Heddens
Hein	Hess	Highfill	Hunter
Huseman	Isenhart	Jacoby	Jorgensen
Kajtažovic	Kaufmann	Kearns	Kelley
Klein	Koester	Kressig	Landon
Lensing	Lofgren	Lundby	Lykam
Mascher	Maxwell	McCarthy	Miller, H.
Miller, L.	Moore	Muhlbauer	Murphy
Oldson	Olson, R.	Olson, S.	Olson, T.
Ourth	Paulsen, Spkr.	Pettengill	Prichard
Rayhons	Riding	Rogers	Ruff
Running-Marquardt	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Smith, M.
Soderberg	Staed	Stanerson	Steckman

Stutsman	Taylor, R.	Taylor, T.	Thede
Thomas	Upmeyer	Vander Linden	Watts
Wessel-Kroeschell	Winckler	Wolfe	Wood
Worthan	Windschitl, Presiding		

The nays were, none.

Absent or not voting, 2:

Brandenburg Fry

Amendment H-1353, to the committee amendment H-1329, was adopted.

Wolfe of Clinton offered amendment H-1365, to the committee amendment H-1329, filed by Wolfe, et al., from the floor and moved its adoption.

Roll call was requested by Wolfe of Clinton and Abdul-Samad of Polk.

On the question "Shall amendment H-1365, to the committee amendment H-1329, be adopted?" (S.F. 447)

The ayes were, 47:

Abdul-Samad	Anderson	Bearinger	Berry
Cohoon	Dawson	Dunkel	Forbes
Gaines	Gaskill	Hall	Hanson
Heddens	Hunter	Isenhart	Jacoby
Kajtazovic	Kearns	Kelley	Kressig
Lensing	Lundby	Lykam	Mascher
McCarthy	Miller, H.	Muhlbauer	Murphy
Oldson	Olson, R.	Olson, T.	Ourth
Prichard	Riding	Ruff	Running-Marquardt
Smith, M.	Staed	Steckman	Stutsman
Taylor, T.	Thede	Thomas	Wessel-Kroeschell
Winckler	Wolfe	Wood	

The nays were, 51:

Alons	Bacon	Baltimore	Baudler
Byrnes	Costello	Cownie	Deyoe
Dolecheck	Drake	Fisher	Forristall
Garrett	Gassman	Grassley	Hagenow
Hanusa	Heartsill	Heaton	Hein
Hess	Highfill	Huseman	Jorgensen
Kaufmann	Klein	Koester	Landon

Lofgren	Maxwell	Miller, L.	Moore
Olson, S.	Paulsen, Spkr.	Pettengill	Rayhons
Rogers	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Soderberg
Stanerson	Taylor, R.	Upmeyer	Vander Linden
Watts	Worthan	Windschitl, Presiding	

Absent or not voting, 2:

Brandenburg Fry

Amendment H-1365, to the committee amendment H-1329, lost.

Anderson of Polk offered amendment H-1364, to the committee amendment H-1329, filed by her from the floor and moved its adoption.

Roll call was requested by Hunter of Polk and Mascher of Johnson.

On the question "Shall amendment H-1364, to the committee amendment H-1329, be adopted?" (S.F. 447)

The ayes were, 47:

Abdul-Samad	Anderson	Bearinger	Berry
Cohoon	Dawson	Dunkel	Forbes
Gaines	Gaskill	Hall	Hanson
Heddens	Hunter	Isenhardt	Jacoby
Kajtazovic	Kearns	Kelley	Kressig
Lensing	Lundby	Lykam	Mascher
McCarthy	Miller, H.	Muhlbauer	Murphy
Oldson	Olson, R.	Olson, T.	Ourth
Prichard	Riding	Ruff	Running-Marquardt
Smith, M.	Staed	Steckman	Stutsman
Taylor, T.	Thede	Thomas	Wessel-Kroeschell
Winckler	Wolfe	Wood	

The nays were, 51:

Alons	Bacon	Baltimore	Baudler
Byrnes	Costello	Cownie	Deyoe
Dolecheck	Drake	Fisher	Forristall
Garrett	Gassman	Grassley	Hagenow
Hanusa	Heartsill	Heaton	Hein
Hess	Highfill	Huseman	Jorgensen
Kaufmann	Klein	Koester	Landon
Lofgren	Maxwell	Miller, L.	Moore
Olson, S.	Paulsen, Spkr.	Pettengill	Rayhons

Rogers	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Soderberg
Stanerson	Taylor, R.	Upmeyer	Vander Linden
Watts	Worthan	Windschitl, Presiding	

Absent or not voting, 2:

Brandenburg Fry

Amendment H-1364, to the committee amendment H-1329, lost.

Ruff of Clayton offered amendment H-1360, to the committee amendment H-1329, filed by Ruff, et al., from the floor and moved its adoption.

Roll call was requested by Ruff of Clayton and Mascher of Johnson.

On the question "Shall amendment H-1360, to the committee amendment H-1329, be adopted?" (S.F. 447)

The ayes were, 47:

Abdul-Samad	Anderson	Bearinger	Berry
Cohoon	Dawson	Dunkel	Forbes
Gaines	Gaskill	Hall	Hanson
Heddens	Hunter	Isenhart	Jacoby
Kajtažovic	Kearns	Kelley	Kressig
Lensing	Lundby	Lykam	Mascher
McCarthy	Miller, H.	Muhlbauer	Murphy
Oldson	Olson, R.	Olson, T.	Ourth
Prichard	Riding	Ruff	Running-Marquardt
Smith, M.	Staed	Steckman	Stutsman
Taylor, T.	Thede	Thomas	Wessel-Kroeschell
Winckler	Wolfe	Wood	

The nays were, 51:

Alons	Bacon	Baltimore	Baudler
Byrnes	Costello	Cownie	Deyoe
Dolecheck	Drake	Fisher	Forristall
Garrett	Gassman	Grassley	Hagenow
Hanusa	Heartsill	Heaton	Hein
Hess	Highfill	Huseman	Jorgensen
Kaufmann	Klein	Koester	Landon
Lofgren	Maxwell	Miller, L.	Moore
Olson, S.	Paulsen, Spkr.	Pettengill	Rayhons
Rogers	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Soderberg

Stanerson Watts	Taylor, R. Worthan	Upmeyer Windschitl, Presiding	Vander Linden
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Absent or not voting, 2:

Brandenburg	Fry
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Amendment H-1360, to the committee amendment H-1329, lost.

Worthan of Buena Vista offered amendment H-1355, to the committee amendment H-1329, filed by him from the floor and moved its adoption.

Amendment H-1355, to the committee amendment H-1329, was adopted.

Worthan of Buena Vista offered amendment H-1347, to the committee amendment H-1329, filed by him from the floor and moved its adoption.

Amendment H-1347, to the committee amendment H-1329, was adopted.

Schultz of Crawford asked and received unanimous consent to withdraw amendment H-1348, to the committee amendment H-1329, filed by him from the floor.

Cownie of Polk in the chair at 6:11 p.m.

Wood of Scott offered amendment H-1361, to the committee amendment H-1329, filed by him and Kressig of Black Hawk from the floor and moved its adoption.

Roll call was requested by Kressig of Black Hawk and Mascher of Johnson.

On the question "Shall amendment H-1361, to the committee amendment H-1329, be adopted?" (S.F. 447)

The ayes were, 47:

Abdul-Samad Cohoon	Anderson Dawson	Bearinger Dunkel	Berry Forbes
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Gaines	Gaskill	Hall	Hanson
Heddens	Hunter	Isenhart	Jacoby
Kajtazovic	Kearns	Kelley	Kressig
Lensing	Lundby	Lykam	Mascher
McCarthy	Miller, H.	Muhlbauer	Murphy
Oldson	Olson, R.	Olson, T.	Ourth
Prichard	Riding	Ruff	Running-Marquardt
Smith, M.	Staed	Steckman	Stutsman
Taylor, T.	Thede	Thomas	Wessel-Kroeschell
Winckler	Wolfe	Wood	

The nays were, 51:

Alons	Bacon	Baltimore	Baudler
Byrnes	Costello	Deyoe	Dolecheck
Drake	Fisher	Forristall	Garrett
Gassman	Grassley	Hagenow	Hanusa
Heartsill	Heaton	Hein	Hess
Highfill	Huseman	Jorgensen	Kaufmann
Klein	Koester	Landon	Lofgren
Maxwell	Miller, L.	Moore	Olson, S.
Paulsen, Spkr.	Pettengill	Rayhons	Rogers
Salmon	Sands	Schultz	Shaw
Sheets	Smith, J.	Soderberg	Stanerson
Taylor, R.	Upmeyer	Vander Linden	Watts
Windschitl	Worthan	Cownie, Presiding	

Absent or not voting, 2:

Brandenburg Fry

Amendment H–1361, to the committee amendment H–1329, lost.

Hall of Woodbury offered amendment H–1362, to the committee amendment H–1329, filed by him from the floor and moved its adoption.

Amendment H–1362, to the committee amendment H–1329, lost.

Speaker Paulsen in the chair at 6:22 p.m.

Worthan of Buena Vista moved the adoption of the committee amendment H–1329, as amended.

Roll call was requested by T. Taylor of Linn and Abdul-Samad of Polk.

On the question "Shall the committee amendment H-1329, as amended, be adopted?" (S.F. 447)

The ayes were, 51:

Alons	Bacon	Baltimore	Baudler
Byrnes	Costello	Cownie	Deyoe
Dolecheck	Drake	Fisher	Forristall
Garrett	Gassman	Grassley	Hagenow
Hanusa	Heartsill	Heaton	Hein
Hess	Highfill	Huseman	Jorgensen
Kaufmann	Klein	Koester	London
Lofgren	Maxwell	Miller, L.	Moore
Olson, S.	Pettengill	Rayhons	Rogers
Salmon	Sands	Schultz	Shaw
Sheets	Smith, J.	Soderberg	Stanerson
Taylor, R.	Upmeyer	Vander Linden	Watts
Windschitl	Worthan	Mr. Speaker	
		Paulsen	

The nays were, 46:

Abdul-Samad	Anderson	Bearinger	Berry
Cohoon	Dawson	Dunkel	Forbes
Gaskill	Hall	Hanson	Heddens
Hunter	Isenhart	Jacoby	Kajtazovic
Kearns	Kelley	Kressig	Lensing
Lundby	Lykam	Mascher	McCarthy
Miller, H.	Muhlbauer	Murphy	Oldson
Olson, R.	Olson, T.	Ourth	Prichard
Riding	Ruff	Running-Marquardt	Smith, M.
Staed	Steckman	Stutsman	Taylor, T.
Thede	Thomas	Wessel-Kroeschell	Winckler
Wolfe	Wood		

Absent or not voting, 3:

Brandenburg	Fry	Gaines
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The committee amendment H-1329, as amended, was adopted.

Worthan of Buena Vista moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 447)

The ayes were, 51:

Alons	Bacon	Baltimore	Baudler
Byrnes	Costello	Cownie	Deyoe
Dolecheck	Drake	Fisher	Forristall
Garrett	Gassman	Grassley	Hagenow
Hanusa	Heartsill	Heaton	Hein
Hess	Highfill	Huseman	Jorgensen
Kaufmann	Klein	Koester	Landon
Lofgren	Maxwell	Miller, L.	Moore
Olson, S.	Pettengill	Rayhons	Rogers
Salmon	Sands	Schultz	Shaw
Sheets	Smith, J.	Soderberg	Stanerson
Taylor, R.	Upmeyer	Vander Linden	Watts
Windschitl	Worthan	Mr. Speaker	
		Paulsen	

The nays were, 46:

Abdul-Samad	Anderson	Bearinger	Berry
Cohoon	Dawson	Dunkel	Forbes
Gaskill	Hall	Hanson	Heddens
Hunter	Isenhart	Jacoby	Kajtazovic
Kearns	Kelley	Kressig	Lensing
Lundby	Lykam	Mascher	McCarthy
Miller, H.	Muhlbauer	Murphy	Oldson
Olson, R.	Olson, T.	Ourth	Prichard
Riding	Ruff	Running-Marquardt	Smith, M.
Staed	Steckman	Stutsman	Taylor, T.
Thede	Thomas	Wessel-Kroeschell	Winckler
Wolfe	Wood		

Absent or not voting, 3:

Brandenburg	Fry	Gaines
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The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

INTRODUCTION OF BILL

House File 643, by committee on Ways and Means, a bill for an act relating to the taxation of rate-regulated water utilities by establishing a rate-regulated water utility replacement tax, imposing a statewide rate-regulated water utility property tax, providing for the administration of the replacement tax and statewide property tax,

providing penalties, and including effective date and retroactive applicability provisions.

Read first time and placed on the **Ways and Means calendar**.

Unfinished Business Calendar

Senate File 386, a bill for an act relating to matters under the purview of the department of transportation, including the use of information contained in electronic driver and nonoperator identification records, the form of motor vehicle financial liability coverage cards, motor truck registration periods, grounds for disqualification of commercial vehicle operators, provisions for the issuance of temporary restricted licenses for persons convicted of operating while intoxicated, county issuance of driver's licenses, and the administration of highway contracts, with report of committee recommending amendment and passage, was taken up for consideration.

Moore of Jackson offered amendment H-1257 filed by the committee on Ways and Means.

The committee amendment H-1257 was adopted.

J. Smith of Dickinson offered amendment H-1310 filed by him and moved its adoption.

Amendment H-1310 was adopted.

Baltimore of Boone asked and received unanimous consent to withdraw amendment H-1296 filed by Baltimore, et al., on April 15, 2013.

Baltimore of Boone asked and received unanimous consent to withdraw amendment H-1322 filed by him on April 22, 2013, placing out of order amendment H-1354 to amendment H-1322, filed by R. Olson of Polk from the floor.

Moore of Jackson moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 386)

The ayes were, 94:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Byrnes	Cohoon	Costello	Cownie
Dawson	Deyoe	Dolecheck	Drake
Dunkel	Fisher	Forbes	Forristall
Garrett	Gaskill	Gassman	Grassley
Hagenow	Hall	Hanson	Hanusa
Heaton	Heddens	Hein	Hess
Highfill	Hunter	Huseman	Isenhart
Jacoby	Jorgensen	Kajtazovic	Kaufmann
Kearns	Kelley	Klein	Koester
Kressig	Landon	Lensing	Lofgren
Lundby	Lykam	Mascher	Maxwell
McCarthy	Miller, H.	Miller, L.	Moore
Muhlbauer	Murphy	Oldson	Olson, R.
Olson, S.	Olson, T.	Ourth	Prichard
Rayhons	Riding	Rogers	Ruff
Running-Marquardt	Salmon	Sands	Schultz
Shaw	Smith, J.	Smith, M.	Soderberg
Staed	Stanerson	Steckman	Stutsman
Taylor, R.	Taylor, T.	Thede	Thomas
Upmeyer	Vander Linden	Watts	Wessel-Kroeschell
Winckler	Windschitl	Wolfe	Wood
Worthan	Mr. Speaker Paulsen		

The nays were, 3:

Heartsill	Pettengill	Sheets
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Absent or not voting, 3:

Brandenburg	Fry	Gaines
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The bill having received a constitutional majority was declared to have passed the House and the title, as amended, was agreed to.

SENATE AMENDMENT CONSIDERED
House Concurred as Amended

Huseman of Cherokee called up for consideration **House File 602**, a bill for an act relating to transportation and other infrastructure-related appropriations to the department of transportation, including allocation and use of moneys from the road use tax fund and the primary road fund, amended by the Senate amendment H-1283.

Huseman of Cherokee offered amendment H-1356, to the Senate amendment H-1283, filed by him from the floor and moved its adoption.

The motion prevailed and amendment H-1356, to the Senate amendment H-1283, was adopted.

Huseman of Cherokee moved the adoption of the Senate amendment H-1283, as amended.

The motion prevailed and the House concurred in the Senate amendment H-1283, as amended.

Huseman of Cherokee moved that the bill, as amended by the Senate, further amended and concurred in by the House, be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 602)

The ayes were, 97:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Byrnes	Cohoon	Costello	Cownie
Dawson	Deyoe	Dolecheck	Drake
Dunkel	Fisher	Forbes	Forristall
Garrett	Gaskill	Gassman	Grassley
Hagenow	Hall	Hanson	Hanusa
Heartsill	Heaton	Heddens	Hein
Hess	Highfill	Hunter	Huseman
Isenhardt	Jacoby	Jorgensen	Kajtazovic
Kaufmann	Kearns	Kelley	Klein
Koester	Kressig	Landon	Lensing
Lofgren	Lundby	Lykam	Mascher
Maxwell	McCarthy	Miller, H.	Miller, L.
Moore	Muhlbauer	Murphy	Oldson
Olson, R.	Olson, S.	Olson, T.	Ourth
Pettengill	Prichard	Rayhons	Riding
Rogers	Ruff	Running-Marquardt	Salmon
Sands	Schultz	Shaw	Sheets
Smith, J.	Smith, M.	Soderberg	Staed
Stanerson	Steckman	Stutsman	Taylor, R.
Taylor, T.	Thede	Thomas	Upmeyer
Vander Linden	Watts	Wessel-Kroeschell	Winckler
Windschitl	Wolfe	Wood	Worthan
Mr. Speaker			
Paulsen			

The nays were, none.

Absent or not voting, 3:

Brandenburg Fry Gaines

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Ways and Means Calendar

House File 633, a bill for an act providing an exemption from the computation of net income for the individual income tax of net capital gain from the sale or exchange of qualified capital stock and including effective date and retroactive applicability provisions, was taken up for consideration.

Hagenow of Polk moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 633)

The ayes were, 86:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Byrnes	Cohoon	Costello	Cownie
Deyoe	Dolecheck	Drake	Dunkel
Fisher	Forbes	Forristall	Garrett
Gaskill	Gassman	Grassley	Hagenow
Hall	Hanusa	Heartsill	Heaton
Heddens	Hein	Hess	Highfill
Huseman	Jacoby	Jorgensen	Kajtazovic
Kaufmann	Kelley	Klein	Koester
Kressig	Landon	Lofgren	Lundby
Lykam	Maxwell	McCarthy	Miller, H.
Miller, L.	Moore	Muhlbauer	Olson, R.
Olson, S.	Olson, T.	Ourth	Pettengill
Prichard	Rayhons	Riding	Rogers
Running-Marquardt	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Smith, M.
Soderberg	Staed	Stanerson	Steckman
Stutsman	Taylor, R.	Taylor, T.	Thede
Thomas	Upmeyer	Vander Linden	Watts
Winckler	Windschitl	Wolfe	Wood
Worthan	Mr. Speaker		
	Paulsen		

The nays were, 11:

Dawson	Hanson	Hunter	Isenhart
Kearns	Lensing	Mascher	Murphy
Oldson	Ruff	Wessel-Kroeschell	

Absent or not voting, 3:

Brandenburg	Fry	Gaines
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The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

IMMEDIATE MESSAGES

Upmeyer of Cerro Gordo asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Files 602, 633** and **Senate Files 386** and **447**.

HOUSE FILE 336 WITHDRAWN

Hagenow of Polk asked and received unanimous consent to withdraw House File 336 from further consideration by the House.

LEAVE OF ABSENCE

Leave of absence was granted during voting as follows:

Baltimore of Boone	Baudler of Adair
Brandenburg of Pottawattamie	Fry of Clarke
Gaines of Polk	

BILLS ENROLLED, SIGNED AND SENT TO GOVERNOR

The Chief Clerk of the House submitted the following report:

Mr. Speaker: The Chief Clerk of the House respectfully reports that the following bills have been examined and found correctly enrolled, signed by the Speaker of the House and the President of the Senate, and presented to the Governor for his approval on this 23rd day of April, 2013: House Files 112, 197, 210, 212, 223, 311, 312, 351, 361, 394, 395, 457, 472, 484, 522, 530, 533, 538, 541, 569 and 575.

CARMINE BOAL
Chief Clerk of the House

SUBCOMMITTEE ASSIGNMENTS

House File 506

Ways and Means: Vander Linden, Chair; Kearns and Windschitl.

Senate File 364

Ways and Means: Landon, Chair; Forbes and Forristall.

Senate File 432

Ways and Means: Windschitl, Chair; Gaskill and Landon.

Senate File 434

Ways and Means: Landon, Chair; Byrnes and Kelley.

Senate File 436

Ways and Means: Hagenow, Chair; Isenhart and Moore.

COMMITTEE RECOMMENDATION

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendation has been received and is on file in the office of the Chief Clerk:

CARMINE BOAL
Chief Clerk of the House

COMMITTEE ON WAYS AND MEANS

Committee Bill (Formerly House File 481), requiring the county commissioner of elections to provide notice following receipt of a motion adopted by a local government requesting a ballot proposition concerning the imposition of the local sales and services tax.

Fiscal Note: **No**

Recommendation: **Do Pass** April 22, 2013.

AMENDMENTS FILED

H-1332	H.F.	638	H. Miller of Webster
H-1333	S.F.	435	H. Miller of Webster
H-1334	S.F.	435	Drake of Cass

H-1335	S.F.	406	Garrett of Warren
H-1336	S.F.	435	Gaskill of Wapello
			Hanson of Jefferson
H-1337	S.F.	435	Bearinger of Fayette
			Anderson of Polk
			Cohoon of Des Moines
			Forbes of Polk
			Gaskill of Wapello
			Heddens of Story
			Jacoby of Johnson
			Kelley of Jasper
			Lensing of Johnson
			Lykam of Scott
			H. Miller of Webster
			Murphy of Dubuque
			T. Olson of Linn
			Prichard of Floyd
			Ruff of Clayton
			Staed of Linn
			Stutsman of Johnson
			Thede of Scott
			Wessel-Kroeschell of Story
			Wood of Scott
H-1338	S.F.	435	Wessel-Kroeschell of Story
			Anderson of Polk
			Berry of Black Hawk
			Gaines of Polk
			Hanson of Jefferson
			Hunter of Polk
			Jacoby of Johnson
			Kelley of Jasper
			Mascher of Johnson
			Prichard of Floyd
			Staed of Linn
			Stutsman of Johnson
H-1339	S.F.	435	Ruff of Clayton
			Anderson of Polk
			Berry of Black Hawk
			Forbes of Polk
			Gaskill of Wapello

Hall of Woodbury			Hanson of Jefferson
Hunter of Polk			Jacoby of Johnson
Kearns of Lee			Kelley of Jasper
Kressig of Black Hawk			Lundby of Linn
Lykam of Scott			Mascher of Johnson
H. Miller of Webster			Muhlbauer of Crawford
Murphy of Dubuque			Oldson of Polk
Ourth of Warren			Prichard of Floyd
Riding of Polk			M. Smith of Marshall
Staed of Linn			Steckman of Cerro Gordo
Stutsman of Johnson			Thede of Scott
Thomas of Clayton			Wood of Scott
H-1340	S.F.	435	Wood of Scott
Abdul-Samad of Polk			Anderson of Polk
Bearinger of Fayette			Berry of Black Hawk
Dunkel of Dubuque			Forbes of Polk
Gaines of Polk			Gaskill of Wapello
Hanson of Jefferson			Heddens of Story
Hunter of Polk			Isenhart of Dubuque
Jacoby of Johnson			Kearns of Lee
Kelley of Jasper			Kressig of Black Hawk
Lensing of Johnson			Lykam of Scott
Mascher of Johnson			H. Miller of Webster
Muhlbauer of Crawford			Murphy of Dubuque
Oldson of Polk			T. Olson of Linn
Ourth of Warren			Prichard of Floyd
Riding of Polk			M. Smith of Marshall
Staed of Linn			Steckman of Cerro Gordo
Stutsman of Johnson			T. Taylor of Linn
Thede of Scott			Thomas of Clayton
Wessel-Kroeschell of Story			Winckler of Scott
H-1341	S.F.	435	Bearinger of Fayette
Abdul-Samad of Polk			Anderson of Polk
Berry of Black Hawk			Dunkel of Dubuque
Forbes of Polk			Gaines of Polk
Gaskill of Wapello			Hall of Woodbury
Hanson of Jefferson			Heddens of Story
Hunter of Polk			Jacoby of Johnson
Kearns of Lee			Kelley of Jasper
Kressig of Black Hawk			Lykam of Scott

Mascher of Johnson			H. Miller of Webster
Muhlbauer of Crawford			Murphy of Dubuque
Oldson of Polk			T. Olson of Linn
Ourth of Warren			Prichard of Floyd
Riding of Polk			Ruff of Clayton
M. Smith of Marshall			Staed of Linn
Stutsman of Johnson			Thomas of Clayton
Wessel-Kroeschell of Story			Winckler of Scott
Wood of Scott			
H-1342	S.F.	435	Thede of Scott
Abdul-Samad of Polk			Anderson of Polk
Bearinger of Fayette			Berry of Black Hawk
Dunkel of Dubuque			Forbes of Polk
Gaines of Polk			Gaskill of Wapello
Hanson of Jefferson			Heddens of Story
Hunter of Polk			Jacoby of Johnson
Kearns of Lee			Kelley of Jasper
Kressig of Black Hawk			Lykam of Scott
Mascher of Johnson			H. Miller of Webster
Muhlbauer of Crawford			Murphy of Dubuque
Ourth of Warren			Prichard of Floyd
Riding of Polk			Ruff of Clayton
M. Smith of Marshall			Staed of Linn
Stutsman of Johnson			T. Taylor of Linn
Thomas of Clayton			Wessel-Kroeschell of Story
Winckler of Scott			Wood of Scott
H-1343	S.F.	435	Ourth of Warren
Lundby of Linn			Abdul-Samad of Polk
Anderson of Polk			Bearinger of Fayette
Berry of Black Hawk			Cohoon of Des Moines
Dawson of Woodbury			Dunkel of Dubuque
Forbes of Polk			Gaines of Polk
Gaskill of Wapello			Hall of Woodbury
Hanson of Jefferson			Heddens of Story
Hunter of Polk			Isenhart of Dubuque
Jacoby of Johnson			Kajtazovic of Black Hawk
Kearns of Lee			Kelley of Jasper
Kressig of Black Hawk			Lensing of Johnson
Lykam of Scott			Mascher of Johnson
McCarthy of Polk			H. Miller of Webster

Muhlbauer of Crawford			Murphy of Dubuque
Oldson of Polk			T. Olson of Linn
Prichard of Floyd			Riding of Polk
Ruff of Clayton			M. Smith of Marshall
Staed of Linn			Steckman of Cerro Gordo
Stutsman of Johnson			T. Taylor of Linn
Thede of Scott			Thomas of Clayton
Wessel-Kroeschell of Story			Winckler of Scott
Wolfe of Clinton			Wood of Scott
H-1344	S.F.	435	Muhlbauer of Crawford
Abdul-Samad of Polk			Anderson of Polk
Bearinger of Fayette			Berry of Black Hawk
Dunkel of Dubuque			Forbes of Polk
Gaines of Polk			Gaskill of Wapello
Hall of Woodbury			Hanson of Jefferson
Heddens of Story			Hunter of Polk
Jacoby of Johnson			Kearns of Lee
Kelley of Jasper			Kressig of Black Hawk
Lundby of Linn			Lykam of Scott
Mascher of Johnson			H. Miller of Webster
Murphy of Dubuque			Oldson of Polk
T. Olson of Linn			Ourth of Warren
Prichard of Floyd			Riding of Polk
Ruff of Clayton			M. Smith of Marshall
Staed of Linn			Steckman of Cerro Gordo
Stutsman of Johnson			Thomas of Clayton
Wessel-Kroeschell of Story			Winckler of Scott
Wolfe of Clinton			Wood of Scott
H-1345	S.F.	435	Kelley of Jasper
H-1346	H.F.	638	Jacoby of Johnson
Cphoon of Des Moines			Lykam of Scott
Dunkel of Dubuque			Prichard of Floyd
Wessel-Kroeschell of Story			Staed of Linn
Lensing of Johnson			Stutsman of Johnson
Isenhart of Dubuque			Kearns of Lee
Kressig of Black Hawk			Hanson of Jefferson
Steckman of Cerro Gordo			Winckler of Scott
Heddens of Story			Ourth of Warren
Anderson of Polk			Mascher of Johnson
T. Taylor of Linn			Murphy of Dubuque

Gaines of Polk			Kelley of Jasper
Hunter of Polk			Forbes of Polk
Wolfe of Clinton			Muhlbauer of Crawford
Oldson of Polk			Berry of Black Hawk
Bearinger of Fayette			Running-Marquardt of Linn
Kajtazovic of Black Hawk			Thomas of Clayton
Ruff of Clayton			H. Miller of Webster
Thede of Scott			M. Smith of Marshall
Wood of Scott			
H-1347	S.F.	447	Worthan of Buena Vista
H-1348	S.F.	447	Schultz of Crawford
H-1349	S.F.	435	Drake of Cass
H-1350	S.F.	440	M. Smith of Marshall
H-1351	S.F.	440	M. Smith of Marshall
H-1352	S.F.	440	M. Smith of Marshall
H-1353	S.F.	447	M. Smith of Marshall
H-1354	S.F.	386	R. Olson of Polk
H-1355	S.F.	447	Worthan of Buena Vista
H-1356	H.F.	602	Huseman of Cherokee
H-1357	S.F.	396	Hagenow of Polk
H-1358	S.F.	371	Byrnes of Mitchell
H-1359	S.F.	435	Kaufmann of Cedar
			R. Olson of Polk
			Jacoby of Johnson
H-1360	S.F.	447	Ruff of Clayton
			Lundby of Linn
			Thomas of Clayton
			T. Taylor of Linn
H-1361	S.F.	447	Wood of Scott
			Kressig of Black Hawk
H-1362	S.F.	447	Hall of Woodbury
H-1363	S.F.	447	Anderson of Polk
H-1364	S.F.	447	Anderson of Polk
H-1365	S.F.	447	Wolfe of Clinton
			Dawson of Woodbury
			Anderson of Polk
H-1366	S.F.	435	Drake of Cass
H-1367	H.F.	355	Senate Amendment
H-1368	H.F.	487	Senate Amendment

On motion by Upmeyer of Cerro Gordo, the House adjourned at 7:10 p.m., until 8:30 a.m., Wednesday, April 24, 2013.

JOURNAL OF THE HOUSE

One Hundred-first Calendar Day - Sixty-eighth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Wednesday, April 24, 2013

The House met pursuant to adjournment at 8:31 a.m., Speaker Paulsen in the chair.

Prayer was offered by Pastor Bob Dodge, United Methodist Church, Britt. He was the guest of Representative Rayhons of Hancock County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Keith Paulsen, Speaker's Page from Hiawatha.

The Journal of Tuesday, April 23, 2013, was approved.

ADOPTION OF HOUSE RESOLUTION 9

Upmeyer of Cerro Gordo called up for consideration **House Resolution 9**, a resolution commending the nation of Israel for its cordial and mutually beneficial relationship with the United States and with the State of Iowa, and moved its adoption.

The motion prevailed and the resolution was adopted.

The House stood at ease at 8:40 a.m., until the fall of the gavel.

The House resumed session at 10:14 a.m., Speaker Paulsen in the chair.

SENATE AMENDMENTS CONSIDERED

House Concurred as Amended

Kaufmann of Cedar called up for consideration **House File 356**, a bill for an act relating to the statute of limitation periods in bringing suit and executing a judgment in an action on a claim for rent, amended by the Senate amendment H-1280.

Baltimore of Boone offered amendment H-1324, to the Senate

amendment H-1280, filed by him and moved its adoption.

The motion prevailed and amendment H-1324, to the Senate amendment H-1280, was adopted.

Kaufmann of Cedar moved the adoption of the Senate amendment H-1280, as amended.

The motion prevailed and the House concurred in the Senate amendment H-1280, as amended.

Kaufmann of Cedar moved that the bill, as amended by the Senate, further amended and concurred in by the House, be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 356)

The ayes were, 96:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Byrnes	Cohoon	Costello	Cownie
Dawson	Deyoe	Dolecheck	Drake
Dunkel	Fisher	Forbes	Forristall
Gaines	Garrett	Gaskill	Gassman
Grassley	Hagenow	Hall	Hanson
Heartsill	Heaton	Heddens	Hein
Hess	Highfill	Hunter	Huseman
Isenhardt	Jacoby	Jorgensen	Kajtazovic
Kaufmann	Kearns	Kelley	Klein
Koester	Kressig	Landon	Lensing
Lofgren	Lundby	Lykam	Mascher
McCarthy	Miller, H.	Miller, L.	Moore
Muhlbauer	Murphy	Oldson	Olson, R.
Olson, S.	Olson, T.	Ourth	Pettengill
Prichard	Rayhons	Riding	Rogers
Ruff	Running-Marquardt	Salmon	Sands
Schultz	Shaw	Sheets	Smith, J.
Smith, M.	Soderberg	Staed	Stanerson
Steckman	Stutsman	Taylor, R.	Taylor, T.
Thede	Thomas	Upmeyer	Vander Linden
Watts	Wessel-Kroeschell	Winckler	Windschitl
Wolfe	Wood	Worthan	Mr. Speaker
			Paulsen

The nays were, none.

Absent or not voting, 4:

Brandenburg Fry Hanusa Maxwell

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House Concurred

Heartsill of Marion called up for consideration **House File 495**, a bill for an act relating to the residential landlord and tenant laws and related forcible entry and detainer laws and making penalties applicable, amended by the Senate, and moved that the House concur in the Senate amendment H-1303.

The motion prevailed and the House concurred in the Senate amendment H-1303.

Heartsill of Marion moved that the bill, as amended by the Senate and concurred in by the House, be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 495)

The ayes were, 97:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Byrnes	Cohoon	Costello	Cownie
Dawson	Deyoe	Dolecheck	Drake
Dunkel	Fisher	Forbes	Forristall
Gaines	Garrett	Gaskill	Gassman
Grassley	Hagenow	Hall	Hanson
Heartsill	Heaton	Heddens	Hein
Hess	Highfill	Hunter	Huseman
Isenhardt	Jacoby	Jorgensen	Kajtazovic
Kaufmann	Kearns	Kelley	Klein
Koester	Kressig	Landon	Lensing
Lofgren	Lundby	Lykam	Mascher
Maxwell	McCarthy	Miller, H.	Miller, L.
Moore	Muhlbauer	Murphy	Oldson
Olson, R.	Olson, S.	Olson, T.	Ourth
Pettengill	Prichard	Rayhons	Riding
Rogers	Ruff	Running-Marquardt	Salmon
Sands	Schultz	Shaw	Sheets

Smith, J.	Smith, M.	Soderberg	Staed
Stanerson	Steckman	Stutsman	Taylor, R.
Taylor, T.	Thede	Thomas	Upmeyer
Vander Linden	Watts	Wessel-Kroeschell	Winckler
Windschitl	Wolfe	Wood	Worthan
Mr. Speaker Paulsen			

The nays were, none.

Absent or not voting, 3:

Brandenburg	Fry	Hanusa
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The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

IMMEDIATE MESSAGES

Upmeyer of Cerro Gordo asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Files 356 and 495.**

CONSIDERATION OF BILLS Ways and Means Calendar

House File 641, a bill for an act authorizing the establishment of reinvestment districts following approval of the economic development authority board, providing for the remittance of certain state sales tax revenues and certain state hotel and motel tax revenues to municipalities, establishing a state reinvestment district fund, and making appropriations, was taken up for consideration.

Byrnes of Mitchell offered amendment H-1330 filed by him and moved its adoption.

Amendment H-1330 was adopted.

Cownie of Polk in the chair at 10:30 a.m.

Byrnes of Mitchell moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 641)

The ayes were, 87:

Alons	Anderson	Bacon	Baltimore
Baudler	Bearinger	Berry	Byrnes
Cohoon	Costello	Dawson	Deyoe
Dolecheck	Drake	Dunkel	Forbes
Forristall	Garrett	Gaskill	Gassman
Grassley	Hagenow	Hall	Hanson
Heartsill	Heaton	Heddens	Hein
Hess	Highfill	Hunter	Huseman
Jacoby	Jorgensen	Kajtazovic	Kaufmann
Kearns	Kelley	Klein	Koester
Kressig	Landon	Lofgren	Lundby
Lykam	Maxwell	McCarthy	Miller, H.
Miller, L.	Moore	Muhlbauer	Murphy
Oldson	Olson, R.	Olson, S.	Olson, T.
Ourth	Paulsen, Spkr.	Pettengill	Prichard
Rayhons	Riding	Rogers	Ruff
Running-Marquardt	Salmon	Sands	Schultz
Shaw	Smith, J.	Smith, M.	Soderberg
Staed	Stanerson	Steckman	Stutsman
Taylor, R.	Taylor, T.	Thede	Thomas
Upmeyer	Vander Linden	Windschitl	Wolfe
Wood	Worthan	Cownie, Presiding	

The nays were, 9:

Abdul-Samad	Fisher	Gaines	Isenhart
Lensing	Mascher	Sheets	Wessel-Kroeschell
Winckler			

Absent or not voting, 4:

Brandenburg	Fry	Hanusa	Watts
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The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Speaker Paulsen in the chair at 11:01 a.m.

Unfinished Business Calendar

Senate File 396, a bill for an act relating to government operations and efficiency and other related matters, and including effective date and applicability provisions, with report of committee recommending passage, was taken up for consideration.

Hagenow of Polk offered amendment H-1291 filed by him and moved its adoption.

Amendment H-1291 was adopted.

Hagenow of Polk offered amendment H-1357 filed by him and moved its adoption.

Amendment H-1357 was adopted.

Pettengill of Benton offered amendment H-1272 filed by her and Mascher of Johnson and moved its adoption.

Amendment H-1272 was adopted.

Hagenow of Polk moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 396)

The ayes were, 77:

Alons	Anderson	Bacon	Baltimore
Baudler	Berry	Byrnes	Cohoon
Costello	Cownie	Dawson	Deyoe
Dolecheck	Drake	Dunkel	Fisher
Forbes	Forristall	Garrett	Gassman
Grassley	Hagenow	Hall	Hanson
Heartsill	Heaton	Hein	Hess
Highfill	Huseman	Isenhart	Jacoby
Jorgensen	Kajtazovic	Kaufmann	Kelley
Klein	Koester	Kressig	Landon
Lofgren	Lundby	Lykam	Maxwell
Miller, H.	Miller, L.	Moore	Muhlbauer
Olson, S.	Olson, T.	Ourth	Pettengill
Rayhons	Riding	Rogers	Ruff
Running-Marquardt	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Smith, M.
Soderberg	Stanerson	Stutsman	Taylor, R.
Thede	Thomas	Upmeyer	Vander Linden
Watts	Windschitl	Wood	Worthan
Mr. Speaker			
Paulsen			

The nays were, 20:

Abdul-Samad	Bearinger	Gaines	Gaskill
Heddens	Hunter	Kearns	Lensing
Mascher	McCarthy	Murphy	Oldson
Olson, R.	Prichard	Staed	Steckman
Taylor, T.	Wessel-Kroeschell	Winckler	Wolfe

Absent or not voting, 3:

Brandenburg	Fry	Hanusa
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The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

IMMEDIATE MESSAGES

Upmeyer of Cerro Gordo asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House File 641** and **Senate File 396**.

LEAVE OF ABSENCE

Leave of absence was granted during voting as follows:

Brandenburg of Pottawattamie	Fry of Clarke
Hanusa of Pottawattamie	Maxwell of Poweshiek
Watts of Dallas	

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on April 24, 2013, passed the following bill in which the concurrence of the Senate was asked:

House File 565, a bill for an act relating to mechanic's liens and the mechanics' notice and lien registry.

Also: That the Senate has on April 24, 2013, passed the following bill in which the concurrence of the Senate was asked:

House File 607, a bill for an act relating to the state government, by providing for the transfer of powers and duties from the agricultural development authority to the Iowa finance authority, the composition of the Iowa finance authority board of directors, implementation of law by the board, and including effective date provisions.

MICHAEL E. MARSHALL, Secretary

HOUSE STUDY BILL COMMITTEE ASSIGNMENT

H.S.B. 236 Ways and Means

Relating to Iowa's urban renewal law by establishing restrictions on the use of divided revenues, establishing restrictions on the issuance of certain bonds and indebtedness, and excluding school district property tax levies from certain divisions of revenue, and including effective date provisions.

SUBCOMMITTEE ASSIGNMENTS

House File 107

Ways and Means: Windschitl, Chair; Oldson and Sands.

House File 125

Ways and Means: Windschitl, Chair; Oldson and Sands.

House File 267

Ways and Means: Windschitl, Chair; Oldson and Sands.

House File 298

Ways and Means: Windschitl, Chair; Oldson and Sands.

House File 635

Ways and Means: Windschitl, Chair; Oldson and Sands.

House File 636

Ways and Means: Windschitl, Chair; Oldson and Sands.

Senate File 53

Ways and Means: Windschitl, Chair; Oldson and Sands.

Senate File 220

Ways and Means: Windschitl, Chair; Oldson and Sands.

Senate File 300

Ways and Means: Windschitl, Chair; Oldson and Sands.

Senate File 422

Ways and Means: Windschitl, Chair; Oldson and Sands.

Senate File 431

Ways and Means: Windschitl, Chair; Oldson and Sands.

Senate File 439

Ways and Means: Windschitl, Chair; Oldson and Sands.

HOUSE STUDY BILL SUBCOMMITTEE ASSIGNMENT**House Study Bill 236**

Ways and Means: Byrnes, Chair; Isenhart and Vander Linden.

COMMITTEE RECOMMENDATIONS

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendations have been received and are on file in the office of the Chief Clerk:

CARMINE BOAL
Chief Clerk of the House

COMMITTEE ON WAYS AND MEANS

Senate File 436, a bill for an act relating to the historic preservation and cultural and entertainment district tax credit by modifying the total amount of tax credits that may be issued, the definition of substantial rehabilitation costs, and the qualifications for certain projects, and including effective date and applicability provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass with amendment H-1369** April 24, 2013.

Committee Bill (Formerly House File 510), relating to enhanced E911 emergency communication systems, and providing penalties.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** April 24, 2013.

AMENDMENTS FILED

H-1369 S.F. 436 Committee on Ways and Means

H-1370 H.F. 643 Stanerson of Linn

On motion by Upmeyer of Cerro Gordo, the House adjourned at 11:36 a.m., until 8:30 a.m., Thursday, April 25, 2013.

JOURNAL OF THE HOUSE

One Hundred-second Calendar Day - Sixty-ninth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Thursday, April 25, 2013

The House met pursuant to adjournment at 8:33 a.m., Speaker Paulsen in the chair.

Prayer was offered by Reverend Bienvenido Acosta, Life and Hope Presbyterian Church, Fort Dodge. He was the guest of Representative H. Miller of Webster County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Matthew Cole, Page from Ankeny.

The Journal of Wednesday, April 24, 2013, was approved.

ADOPTION OF HOUSE RESOLUTION 36

Upmeyer of Cerro Gordo called up for consideration **House Resolution 36**, a resolution honoring the life and career of Royce White, and moved its adoption.

The motion prevailed and the resolution was adopted.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on April 24, 2013, concurred in the House amendment to the Senate amendment and passed the following bill in which the concurrence of the Senate was asked:

House File 356, a bill for an act relating to the statute of limitation periods in bringing suit and executing a judgment in an action on a claim for rent.

Also: That the Senate has on April 24, 2013, amended the House amendment, concurred in the House amendment as amended, and passed the following bill in which the concurrence of the House is asked:

Senate File 435, a bill for an act relating to and making appropriations involving state government entities involved with agriculture, natural resources, and environmental protection.

Also: That the Senate has on April 24, 2013, refused to concur in the House amendment to the following bill in which the concurrence of the Senate was asked:

Senate File 447, a bill for an act relating to appropriations to the justice system and including effective dates.

MICHAEL E. MARSHALL, Secretary

SENATE AMENDMENT CONSIDERED
House Refused To Concur

Drake of Cass called up for consideration **Senate File 435**, a bill for an act relating to and making appropriations involving state government entities involved with agriculture, natural resources, and environmental protection, amended by the House, further amended by the Senate and moved that the House concur in the Senate amendment H-1371 to the House amendment.

The motion lost and the House refused to concur in the Senate amendment H-1371, to the House amendment.

HOUSE INSISTS

Worthan of Buena Vista called up for consideration **Senate File 447**, a bill for an act relating to appropriations to the justice system and including effective dates and moved that the House insist on its amendment, which motion prevailed.

CONFERENCE COMMITTEE APPOINTED
(Senate File 447)

The Speaker announced the appointment of the conference committee to consider the differences between the House and Senate concerning Senate File 447: Worthan of Buena Vista, Chair; Garrett of Warren, Baltimore of Boone, Anderson of Polk and T. Taylor of Linn.

IMMEDIATE MESSAGES

Upmeyer of Cerro Gordo asked and received unanimous consent that the following bills be immediately messaged to the Senate: **Senate Files 435 and 447.**

On motion by Upmeyer of Cerro Gordo, the House was recessed at 8:49 a.m., until 12:00 p.m.

AFTERNOON SESSION

The House reconvened at 12:03 p.m., Speaker Paulsen in the chair.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on April 25, 2013, refused to concur in the House amendment to the following bill in which the concurrence of the Senate was asked:

Senate File 295, a bill for an act establishing a property tax credit for commercial, industrial, and railway property, providing penalties, making appropriations, and including implementation and applicability provisions.

Also: That the Senate has on April 25, 2013, insisted on its amendment to Senate File 435, a bill for an act relating to and making appropriations involving state government entities involved with agriculture, natural resources, and environmental protection, and the members of the Conference Committee on the part of the Senate are: the Senator from Jasper, Senator Black; the Senator from Polk, Senator Dearden; the Senator from Howard, Senator Wilhelm; the Senator from Mahaska, Senator Rozenboom, and the Senator from Washington, Senator Greiner.

Also: That the Senate has on April 25, 2013, appointed the Conference Committee to Senate File 447, a bill for an act relating to appropriations to the justice system and including effective dates, and the members of the Conference Committee on the part of the Senate are: the Senator from Des Moines, Senator Courtney; the Senator from Linn, Senator Hogg; the Senator from Henry, Senator Taylor; the Senator from Dallas, Senator Chapman; the Senator from Dallas, Senator Schneider.

MICHAEL E. MARSHALL, Secretary

CONFERENCE COMMITTEE APPOINTED
(Senate File 435)

The Speaker announced the appointment of the conference committee to consider the differences between the House and Senate concerning Senate File 435: Drake of Cass, Chair; Klein of Washington, Grassley of Butler, Bearinger of Fayette and Ruff of Clayton.

INTRODUCTION OF BILL

House File 644, by committee on Ways and Means, a bill for an act relating to enhanced E911 emergency communication systems, and providing penalties.

Read first time and placed on the **Ways and Means calendar**.

IMMEDIATE MESSAGE

Upmeyer of Cerro Gordo asked and received unanimous consent that **Senate File 435** be immediately messaged to the Senate.

BILLS SIGNED BY THE GOVERNOR

A communication was received from the Governor announcing that on April 24, 2013, he approved and transmitted to the Secretary of State the following bills:

House File 112, an Act relating to the forfeiture of bail in a criminal case.

House File 197, an Act relating to certification of adult day services programs and including effective date and retroactive applicability provisions.

House File 210, an Act relating to the practices and procedures of the State Public Defender.

House File 212, an Act relating to conducting condemnation proceedings.

House File 223, an Act concerning issuance of a license or users permit for specified activities regarding explosives.

House File 311, an Act relating to water quality.

House File 312, an Act providing for certification requirements by persons involved in the management of manure, and including provisions for contingent implementation.

House File 361, an Act providing for the issuance of special hunting licenses to certain nonresident disabled veterans and disabled members of the armed forces serving on active federal service.

House File 394, an Act establishing a lifetime fur harvester license for residents who are sixty-five years of age or older.

House File 395, an Act relating to the alteration of the community of a motor vehicle franchisee.

House File 457, an Act providing for the leasing of agricultural land by the Department of Natural Resources to beginning farmers.

House File 472, an Act relating to school district funding by establishing a supplementary weighting program for shared operational functions of school districts and area education agencies.

House File 484, an Act relating to boiler inspections and including effective date provisions.

House File 522, an Act relating to the prevention and control of aquatic invasive species in the state and providing penalties.

House File 530, an Act relating to the Governor's Office of Drug Control Policy and certain advisory councils.

House File 541, an Act relating to dam reconstruction standards.

House File 575, an Act relating to the technical administration of state financial and regulatory matters, including administration of income taxes, sales and use taxes, currency exchange licenses, and the wireless surcharge for enhanced 911 emergency telephone systems, and including effective date and retroactive applicability provisions.

Senate File 114, an Act relating to the filing of a certificate of deposit by the owner of a motor vehicle as proof of financial responsibility.

Senate File 142, an Act providing that certain activities relating to business opportunity promotions are unlawful practices punishable as consumer fraud and making a penalty applicable.

Senate File 182, an Act relating to credit for reinsurance, including transition, applicability, and effective date provisions.

Senate File 189, an Act relating to a risk management framework for insurers and insurance groups and including penalty and applicability provisions.

Senate File 282, an Act relating to procedural requirements in in rem forfeiture proceedings.

Senate File 288, an Act relating to the placement of a juvenile on youthful offender status and the prosecution of a juvenile in juvenile or district court, and access to child abuse records by a juvenile court intake officer.

Senate File 298, an Act relating to the definition of the term “sex act” in the criminal code, lascivious acts with a child, and providing penalties.

Senate File 316, an Act relating to farm tenancies of less than forty acres by providing procedures for termination.

Senate File 318, an Act relating to the administration of the judicial branch including provisions pertaining to shorthand reporters and the practice of law, and making appropriations.

Senate File 332, an Act related to the administration of the National Guard Educational Assistance Program.

Senate File 340, an Act relating to the length of on-duty periods and required rest periods for drivers of rail crew transport vehicles, and providing penalties.

Senate File 343, an Act authorizing tribal governments to establish a force of reserve peace officers.

Senate File 355, an Act relating to the regulation of vehicles of excessive size and weight, establishing fees, and providing penalties.

Senate File 362, an Act relating to the use of the term relative in child in need of assistance and termination of parental rights proceedings.

Senate File 380, an Act authorizing charitable auctions for alcoholic spirits.

Senate File 384, an Act relating to removing or attempting to remove a communication or control device from the possession of a peace officer or correctional officer, interference with official acts, and providing penalties.

Senate File 388, an Act relating to sponsor projects under the water resource restoration sponsor program.

COMMUNICATION RECEIVED

The following communication was received and filed in the office of the Chief Clerk:

DEPARTMENT OF PUBLIC HEALTH

Board of Medicine and Board Physicians Assistants Joint Report, pursuant to Iowa Code section 148C.12.

SUBCOMMITTEE ASSIGNMENT

House File 323

Ways and Means: Windschitl, Chair; Oldson and Sands.

AMENDMENT FILED

H-1371 S.F. 435 Senate Amendment

On motion by Upmeyer of Cerro Gordo, the House adjourned at 12:05 p.m., until 1:00 p.m., Monday, April 29, 2013.

JOURNAL OF THE HOUSE

One Hundred-sixth Calendar Day - Seventieth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Monday, April 29, 2013

The House met pursuant to adjournment at 1:05 p.m., Speaker Paulsen in the chair.

Prayer was offered by Pastor Dick Dayton, Urbandale Baptist Church. He was the guest of Representative Forbes of Polk County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Carter Yerkes, Page from Greene.

The Journal of Thursday, April 25, 2013, was approved.

SPECIAL PRESENTATION

Abdul-Samad of Polk introduced to the House former state legislator, Wayne Ford.

The House rose and expressed its welcome.

On motion by Upmeyer of Cerro Gordo, the House was recessed at 1:09 p.m., until 2:50 p.m.

AFTERNOON SESSION

The House reconvened at 2:54 p.m., Speaker Paulsen in the chair.

HOUSE INSISTS

Sands of Louisa called up for consideration **Senate File 295**, a bill for an act establishing a property tax credit for commercial, industrial, and railway property, providing penalties, making appropriations, and including implementation and applicability provisions and moved that the House insist on its amendment, which motion prevailed.

CONFERENCE COMMITTEE APPOINTED
(Senate File 295)

The Speaker announced the appointment of the conference committee to consider the differences between the House and Senate concerning Senate File 295: Sands of Louisa, Chair; S. Olson of Clinton, Hagenow of Polk, Oldson of Polk and Thomas of Clayton.

IMMEDIATE MESSAGE

Upmeyer of Cerro Gordo asked and received unanimous consent that **Senate File 295** be immediately messaged to the Senate.

On motion by Upmeyer of Cerro Gordo, the House was recessed at 2:56 p.m., until 5:30 p.m.

The House reconvened at 5:46 p.m., Speaker Paulsen in the chair.

MESSAGE FROM THE SENATE

The following message was received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on April 29, 2013, appointed the Conference Committee to Senate File 295, a bill for an act establishing a property tax credit for commercial, industrial, and railway property, providing penalties, making appropriations, and including implementation and applicability provisions, and the members of the Conference Committee on the part of the Senate are: The Senator from Polk, Senator McCoy; the Senator from Johnson, Senator Bolcom; the Senator from Black Hawk, Senator Dotzler; the Senator from Sioux, Senator Feenstra; the Senator from Butler, Senator Dix.

MICHAEL E. MARSHALL, Secretary

BILLS ENROLLED, SIGNED AND SENT TO GOVERNOR

The Chief Clerk of the House submitted the following report:

Mr. Speaker: The Chief Clerk of the House respectfully reports that the following bills have been examined and found correctly enrolled, signed by the Speaker of the House and the President of the Senate, and presented to the Governor for his approval on this 29th day of April, 2013: House Files 152, 211, 454, 524, 556, 613 and 630.

CARMINE BOAL
Chief Clerk of the House

BILLS SIGNED BY THE GOVERNOR

A communication was received from the Governor announcing that on April 25, 2013, he approved and transmitted to the Secretary of State the following bill:

House File 533, an Act providing for entrepreneurial education funds for student organizations and clubs and including effective date and applicability provisions.

Also: the Governor announced on April 26, 2013, he approved and transmitted to the Secretary of State the following bills:

House File 351, an Act providing that children who are enrolled in the statewide preschool program are of compulsory attendance age.

House File 538, an Act authorizing alternate members of the Board of Parole.

Senate File 146, an Act extending a provision relating to the use of certain increases in watercraft registration fees by the Natural Resource Commission.

Senate File 186, an Act relating to funds transfers under the uniform commercial code, and including effective date provisions.

Senate File 317, an Act prohibiting the disbursement of a certain plant, including its seeds, commonly classified as garlic mustard, oriental bittersweet, Japanese knotweed, and Japanese hop within this state, and making penalties applicable.

Senate File 389, an Act relating to hunter safety and ethics education course requirements.

Senate File 419, an Act providing for vision screening for school children.

Senate File 427, an Act relating to the licensing of plumbing, mechanical, HVAC-refrigeration, sheet metal, or hydronic professionals, including transition provisions, including effective date provisions, and making penalties applicable.

GOVERNOR'S VETO MESSAGES

A copy of the following communications were received and placed on file:

April 26, 2013

The Honorable Kraig Paulsen
Speaker of the House
State Capitol
Des Moines, Iowa 50319

Dear Speaker Paulsen:

House File 569, an Act relating to licensure of professionals practicing substance and addictive disorder counseling or providing substance and addictive disorder prevention services, making penalties applicable, and inducing transition, implementation and effective date provisions is hereby disapproved and transmitted to you in accordance with Amendment IV of the Amendments of 1968 to the Constitution of the State of Iowa.

House File 569 is hereby disapproved on this date.

I am unable to approve House File 569 for the following reasons:

House File 569 mandates licensing for four new professions: substance and addictive disorder counselor (L.S.A.D.C.), master substance and addictive disorder counselor (L.M.S.A.D.C.), independent substance and addictive disorder counselor (L.I.S.A.D.C.) and substance and addictive disorder prevention professional (L.S.A.D.P.P.). This legislation also expands the size and cost of government by adding four new positions to the Board of Behavioral Science. The Board of Behavioral Science would need to increase fees on hardworking Iowans to pay for the increased expenses of the board and hire additional staff because the addition of four new required licenses doubles the size of active licenses.

Professionals who work in the area of substance abuse and addictive disorder counseling and prevention are essential. They provide valuable services to those with substance abuse and other addictions. Currently, these professionals can be certified by the Iowa Board of Certification to establish their credentials. The Iowa Board of Certification has been doing a good job of providing standards and certification. There is no need for an additional layer of government regulation and licensure. Furthermore, many of these certified professionals work in licensed facilities or under the supervision of others with licenses.

It is anticipated that the field of substance abuse and addictive disorder counseling and prevention will grow to meet treatment demand. It is in the best interests of Iowans to ensure that no artificial barriers to entry are created to keep people from the field. Often, counselors decide to enter the field after successfully winning the battle with their own addiction or abuse issues. We want to ensure that qualified people can continue to enter the profession. For example, each of the four licenses in this legislation requires a bachelors or master's degree before someone can work in this field. However, nearly one out of four people working in this field today in Iowa does not have such a degree, but possesses relevant experience equal to the requirements of the field. Although this legislation grandfatheres these people in for now, future Iowans would not have the same path or opportunity to enter this important field.

According to *License to Work*, a study by the Institute for Justice, in the 1950's only one in twenty individuals needed the government's permission to pursue their chosen profession. But today, the number is almost one in three.

Regulations and licenses should only be mandated when necessary to serve public health or safety. An occupational license is governmental permission to work in a particular field. In contrast, certification serves to provide a professional credentialing process for treatment and prevention providers. Licenses serve to increase costs on licensees, increase consumer costs and options, and reduce opportunities for new workers. One of my goals is to grow jobs by eliminating impediments to economic

growth imposed by burdensome administrative rules and regulations. New policies that encourage a job-friendly environment can take Iowa a significant way forward in our effort to compete for new jobs, but much of that work can be undone by overregulation. Given that the certification process for substance abuse and addictive disorder counseling and prevention professionals is well-functioning and serves the interests of protecting health and public safety, there is no need to add an additional mandated layer of regulation and four new licenses.

For the above reasons, I respectfully disapprove of House File 569, in its entirety, in accordance with Amendment IV of the Amendments of 1968 to the Constitution of the State of Iowa.

Sincerely,
TERRY E. BRANSTAD
Governor

April 26, 2013

The Honorable Pam Jochum
President of the Senate
State Capitol
Des Moines, Iowa 50319

Dear President Jochum:

Senate File 204, an Act concerning persons voluntarily excluded from gambling facilities is hereby disapproved and transmitted to you in accordance with Amendment IV of the Amendments of 1968 to the Constitution of the State of Iowa.

Senate File 204 is hereby disapproved on this date.

I am unable to approve Senate File 204 for the following reasons:

Senate File 204 makes it possible for people with gambling addictions who voluntarily banned themselves from gambling to engage in gambling again after five years. The voluntary lifetime ban was instituted in 2004 so that an individual can choose to be banned from all casinos in Iowa for life. In addition, if someone who has voluntarily banned themselves from gaming has gaming winnings, these monies are forfeited to the Iowa Gambling Treatment Program. Treatment experts have found that addictions tend to be life-long, which is why the voluntary lifetime ban serves a valuable public purpose. This voluntary ban option is an important part of Iowa's laws relating to responsible gaming.

For the above reasons, I respectfully disapprove of Senate File 204, in its entirety, in accordance with Amendment IV of the Amendments of 1968 to the Constitution of the State of Iowa.

Sincerely,
TERRY E. BRANSTAD
Governor

AMENDMENT FILED

H-1372 S.F. 406 M. Smith of Marshall

On motion by Upmeyer of Cerro Gordo, the House adjourned at 5:47 p.m., until 8:30 a.m., Tuesday, April 30, 2013.

JOURNAL OF THE HOUSE

One Hundred-seventh Calendar Day - Seventy-first Session Day

Hall of the House of Representatives
Des Moines, Iowa, Tuesday, April 30, 2013

The House met pursuant to adjournment at 8:32 a.m., Speaker Paulsen in the chair.

Prayer was offered by Dr. James Maxwell, Faith Baptist College, Ankeny. He was the guest of Representative Landon of Polk County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Jacob Mayer, Page from Lake City.

The Journal of Monday, April 29, 2013, was approved.

MESSAGE FROM THE SENATE

The following message was received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on April 29, 2013, passed the following bill in which the concurrence of the House is asked:

Senate File 452, a bill for an act relating to state and local finances by making appropriations, providing for fees, providing for legal responsibilities, providing for certain employee benefits, and providing for properly related matters, and including effective date and retroactive and other applicability provisions.

MICHAEL E. MARSHALL, Secretary

SENATE MESSAGE CONSIDERED

Senate File 452, by committee on Appropriations, a bill for an act relating to state and local finances by making appropriations, providing for fees, providing for legal responsibilities, providing for certain employee benefits, and providing for properly related matters, and including effective date and retroactive and other applicability provisions.

Read first time and referred to committee on **Appropriations**.

SPECIAL PRESENTATION

Lofgren of Muscatine introduced to the House the Honorable Fatih Yildiz, Consul General of Turkey in Chicago, Illinois.

The House rose and expressed its welcome.

SPECIAL PRESENTATION TO HOUSE PAGES

Speaker Paulsen invited the following House Pages to the Speaker's station for a special presentation and thanked them for their service to the House of Representatives:

Cole Button	Stan Cheatham
Matthew Cole	Alex Conover
Drew Cooper	Anna Determann
Traycee Earls	Talynn Griggs
Mariah Keech	Noah Kirschbaum
Aubrey Kohl	Josh Larson
Jacob Mayer	Casandra Morales
John Munford	Emily Norton
Keith Paulsen	Bailey Tripp
Gregory Windeknecht	Carter Yerkes

Certificates of excellence for serving with honor and distinction as a House Page during the First Regular Session of the Eighty-fifth General Assembly were presented to the House Pages by Speaker Paulsen, Majority Leader Upmeyer and Assistant Minority Leader Mascher.

The House rose and expressed its appreciation.

On motion by Upmeyer of Cerro Gordo, the House was recessed at 8:47 a.m., until 1:00 p.m.

AFTERNOON SESSION

The House reconvened at 1:05 p.m., Speaker Paulsen in the chair.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on April 30, 2013, passed the following bill in which the concurrence of the Senate was asked:

House File 631, a bill for an act modifying provisions applicable to the propane education and research council.

Also: That the Senate has on April 30, 2013, passed the following bill in which the concurrence of the House is asked:

Senate File 451, a bill for an act relating to the taxation of rate-regulated water utilities by establishing a rate-regulated water utility replacement tax, imposing a statewide rate-regulated water utility property tax, providing for the administration of the replacement tax and statewide property tax, providing penalties, and including effective date and retroactive applicability provisions.

MICHAEL E. MARSHALL, Secretary

SENATE MESSAGE CONSIDERED

Senate File 451, by committee on Ways and Means, a bill for an act relating to the taxation of rate-regulated water utilities by establishing a rate-regulated water utility replacement tax, imposing a statewide rate-regulated water utility property tax, providing for the administration of the replacement tax and statewide property tax, providing penalties, and including effective date and retroactive applicability provisions.

Read a first time and **passed on file**.

On motion by Upmeyer of Cerro Gordo, the House was recessed at 1:07 p.m., until 4:00 p.m.

The House reconvened at 4:18 p.m., Speaker Paulsen in the chair.

INTRODUCTION OF BILL

House File 645, by committee on Ways and Means, a bill for an act relating to the sales tax exemption for certain wastewater treatment or effluent treatment services.

Read first time and placed on the **Ways and Means calendar**.

CONSIDERATION OF BILLS
Ways and Means Calendar

House File 632, a bill for an act relating to the assessment of certain real estate used in the cultivation and production of algae, and including effective date and retroactive applicability provisions, was taken up for consideration.

Dolecheck of Ringgold moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 632)

The ayes were, 100:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cphoon	Costello
Cownie	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Fry	Gaines	Garrett
Gaskill	Gassman	Grassley	Hagenow
Hall	Hanson	Hanusa	Heartsill
Heaton	Heddens	Hein	Hess
Highfill	Hunter	Huseman	Isenhart
Jacoby	Jorgensen	Kajtazovic	Kaufmann
Kearns	Kelley	Klein	Koester
Kressig	Landon	Lensing	Lofgren
Lundby	Lykam	Mascher	Maxwell
McCarthy	Miller, H.	Miller, L.	Moore
Muhlbauer	Murphy	Oldson	Olson, R.
Olson, S.	Olson, T.	Ourth	Pettengill
Prichard	Rayhons	Riding	Rogers
Ruff	Running-Marquardt	Salmon	Sands
Schultz	Shaw	Sheets	Smith, J.
Smith, M.	Soderberg	Staed	Stanerson
Steckman	Stutsman	Taylor, R.	Taylor, T.
Thede	Thomas	Upmeyer	Vander Linden
Watts	Wessel-Kroeschell	Winckler	Windschitl
Wolfe	Wood	Worthan	Mr. Speaker Paulsen

The nays were, none.

Absent or not voting, none.

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

HOUSE FILE 349 WITHDRAWN

Dolecheck of Ringgold asked and received unanimous consent to withdraw House File 349 from further consideration by the House.

SENATE AMENDMENTS CONSIDERED House Concurred

Pettengill of Benton called up for consideration **House File 487**, a bill for an act relating to manufactured and mobile homes, including property taxes, landlord and tenant law, and certificates of title, amended by the Senate, and moved that the House concur in the Senate amendment H-1368.

The motion prevailed and the House concurred in the Senate amendment H-1368.

Pettengill of Benton moved that the bill, as amended by the Senate and concurred in by the House, be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 487)

The ayes were, 99:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cphoon	Costello
Cownie	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Fry	Gaines	Garrett
Gaskill	Gassman	Grassley	Hagenow
Hall	Hanson	Hanusa	Heartsill
Heaton	Heddens	Hein	Hess
Highfill	Hunter	Huseman	Isenhardt
Jacoby	Jorgensen	Kajtazovic	Kaufmann
Kearns	Kelley	Klein	Koester
Kressig	Landon	Lensing	Lofgren
Lundby	Lykam	Mascher	Maxwell
McCarthy	Miller, H.	Miller, L.	Moore
Muhlbauer	Murphy	Oldson	Olson, R.
Olson, S.	Olson, T.	Ourth	Pettengill

Prichard	Rayhons	Riding	Rogers
Ruff	Running-Marquardt	Salmon	Sands
Schultz	Shaw	Sheets	Smith, J.
Smith, M.	Soderberg	Staed	Stanerson
Steckman	Stutsman	Taylor, R.	Taylor, T.
Thede	Thomas	Upmeyer	Vander Linden
Wessel-Kroeschell	Winckler	Windschitl	Wolfe
Wood	Worthan	Mr. Speaker Paulsen	

The nays were, none.

Absent or not voting, 1:

Watts

The bill having received a constitutional majority was declared to have passed the House and the title, as amended, was agreed to.

House Concurred

Alons of Sioux called up for consideration **House File 545**, a bill for an act creating a new category of allowable expenditures from the veterans trust fund, amended by the Senate, and moved that the House concur in the Senate amendment H-1276.

The motion prevailed and the House concurred in the Senate amendment H-1276.

Alons of Sioux moved that the bill, as amended by the Senate and concurred in by the House, be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 545)

The ayes were, 99:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cohoon	Costello
Cownie	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Fry	Gaines	Garrett
Gaskill	Gassman	Grassley	Hagenow
Hall	Hanson	Hanusa	Heartsill
Heaton	Heddens	Hein	Hess
Highfill	Hunter	Huseman	Isenhart
Jacoby	Jorgensen	Kajtazovic	Kaufmann
Kearns	Kelley	Klein	Koester
Kressig	Landon	Lensing	Lofgren

Lundby	Lykam	Mascher	Maxwell
McCarthy	Miller, H.	Miller, L.	Muhlbauer
Murphy	Oldson	Olson, R.	Olson, S.
Olson, T.	Ourth	Pettengill	Prichard
Rayhons	Riding	Rogers	Ruff
Running-Marquardt	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Smith, M.
Soderberg	Staed	Stanerson	Steckman
Stutsman	Taylor, R.	Taylor, T.	Thede
Thomas	Upmeyer	Vander Linden	Watts
Wessel-Kroeschell	Winckler	Windschitl	Wolfe
Wood	Worthan	Mr. Speaker	
		Paulsen	

The nays were, 1:

Moore

Absent or not voting, none.

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

COMMITTEE RECOMMENDATION

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendation has been received and is on file in the office of the Chief Clerk:

CARMINE BOAL
Chief Clerk of the House

COMMITTEE ON APPROPRIATIONS

Senate File 296, a bill for an act relating to integrated care models for the delivery of health care, including but not limited to required utilization of a medical home by individuals currently and newly eligible for coverage under the Medicaid program and including effective date provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass with amendment H-1373** April 29, 2013.

Upmeyer of Cerro Gordo asked and received unanimous consent for the immediate consideration of Senate File 296.

Appropriations Calendar

Senate File 296, a bill for an act relating to integrated care models for the delivery of health care, including but not limited to required utilization of a medical home by individuals currently and newly eligible for coverage under the Medicaid program and including effective date provisions, with report of committee recommending amendment and passage, was taken up for consideration.

Rogers of Black Hawk asked and received unanimous consent to withdraw amendment H-1253 filed by the committee on Appropriations on April 4, 2013.

Rogers of Black Hawk offered amendment H-1373 filed by the committee on Appropriations, from the floor.

Baltimore of Boone offered amendment H-1377, to the committee amendment H-1373, filed by him from the floor and moved its adoption.

Roll call was requested by T. Olson of Linn and Murphy of Dubuque.

On the question "Shall amendment H-1377, to the committee amendment H-1373, be adopted?" (S.F. 296)

The ayes were, 99:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cohoon	Costello
Cownie	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Fry	Gaines	Garrett
Gaskill	Gassman	Grassley	Hagenow
Hall	Hanson	Hanusa	Heartsill
Heaton	Heddens	Hein	Hess
Highfill	Hunter	Huseman	Isenhart
Jacoby	Jorgensen	Kajtazovic	Kaufmann
Kearns	Kelley	Klein	Koester
Kressig	Landon	Lensing	Lofgren
Lundby	Lykam	Mascher	Maxwell
McCarthy	Miller, H.	Miller, L.	Moore
Muhlbauer	Murphy	Oldson	Olson, R.
Olson, S.	Olson, T.	Ourth	Pettengill
Prichard	Rayhons	Riding	Rogers
Ruff	Running-Marquardt	Salmon	Sands
Schultz	Shaw	Sheets	Smith, J.
Smith, M.	Soderberg	Staed	Stanerson

Steckman	Stutsman	Taylor, R.	Taylor, T.
Thede	Thomas	Upmeyer	Vander Linden
Wessel-Kroeschell	Winckler	Windschitl	Wolfe
Wood	Worthan	Mr. Speaker	
		Paulsen	

The nays were, none.

Absent or not voting, 1:

Watts

Amendment H-1377, to the committee amendment H-1373, was adopted.

Rogers of Black Hawk offered amendment H-1380, to the committee amendment H-1373, filed by him from the floor and moved its adoption.

Roll call was requested by McCarthy of Polk and Kressig of Black Hawk.

On the question "Shall amendment H-1380, to the committee amendment H-1373, be adopted?" (S.F. 296)

The ayes were, 100:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cohoon	Costello
Cownie	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Fry	Gaines	Garrett
Gaskill	Gassman	Grassley	Hagenow
Hall	Hanson	Hanusa	Heartsill
Heaton	Heddens	Hein	Hess
Highfill	Hunter	Huseman	Isenhart
Jacoby	Jorgensen	Kajtazovic	Kaufmann
Kearns	Kelley	Klein	Koester
Kressig	Landon	Lensing	Lofgren
Lundby	Lykam	Mascher	Maxwell
McCarthy	Miller, H.	Miller, L.	Moore
Muhlbauer	Murphy	Oldson	Olson, R.
Olson, S.	Olson, T.	Ourth	Pettengill
Prichard	Rayhons	Riding	Rogers
Ruff	Running-Marquardt	Salmon	Sands
Schultz	Shaw	Sheets	Smith, J.
Smith, M.	Soderberg	Staed	Stanerson

Steckman	Stutsman	Taylor, R.	Taylor, T.
Thede	Thomas	Upmeyer	Vander Linden
Watts	Wessel-Kroeschell	Winckler	Windschitl
Wolfe	Wood	Worthan	Mr. Speaker
			Paulsen

The nays were, none.

Absent or not voting, none.

Amendment H-1380, to the committee amendment H-1373, was adopted.

Windschitl of Harrison in the chair at 4:47 p.m.

Rogers of Black Hawk moved the adoption of the committee amendment H-1373, as amended.

Roll call was requested by McCarthy of Polk and Mascher of Johnson.

On the question "Shall the committee amendment H-1373, as amended, be adopted?" (S.F. 296)

The ayes were, 51:

Alons	Bacon	Baltimore	Baudler
Brandenburg	Costello	Cownie	Deyoe
Dolecheck	Drake	Fisher	Forristall
Fry	Garrett	Gassman	Grassley
Hagenow	Hanusa	Heartsill	Heaton
Hein	Hess	Highfill	Huseman
Jorgensen	Kaufmann	Klein	Koester
Landon	Lofgren	Maxwell	Miller, L.
Olson, S.	Paulsen, Spkr.	Pettengill	Rayhons
Rogers	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Soderberg
Stanerson	Taylor, R.	Upmeyer	Vander Linden
Watts	Worthan	Windschitl,	
		Presiding	

The nays were, 49:

Abdul-Samad	Anderson	Bearinger	Berry
Byrnes	Cohoon	Dawson	Dunkel
Forbes	Gaines	Gaskill	Hall
Hanson	Heddens	Hunter	Isenhart
Jacoby	Kajtazovic	Kearns	Kelley
Kressig	Lensing	Lundby	Lykam
Mascher	McCarthy	Miller, H.	Moore

Muhlbauer	Murphy	Oldson	Olson, R.
Olson, T.	Ourth	Prichard	Riding
Ruff	Running-Marquardt	Smith, M.	Staed
Steckman	Stutsman	Taylor, T.	Thede
Thomas	Wessel-Kroeschell	Winckler	Wolfe
Wood			

Absent or not voting, none.

The committee amendment H-1373, as amended, was adopted.

Speaker Paulsen in the chair at 6:54 p.m.

Rogers of Black Hawk moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 296)

The ayes were, 51:

Alons	Bacon	Baltimore	Baudler
Brandenburg	Costello	Cownie	Deyoe
Dolecheck	Drake	Fisher	Forristall
Fry	Garrett	Gassman	Grassley
Hagenow	Hanusa	Heartsill	Heaton
Hein	Hess	Highfill	Huseman
Jorgensen	Kaufmann	Klein	Koester
Landon	Lofgren	Maxwell	Miller, L.
Olson, S.	Pettengill	Rayhons	Rogers
Salmon	Sands	Schultz	Shaw
Sheets	Smith, J.	Soderberg	Stanerson
Taylor, R.	Upmeyer	Vander Linden	Watts
Windschitl	Worthan	Mr. Speaker	
		Paulsen	

The nays were, 49:

Abdul-Samad	Anderson	Bearinger	Berry
Byrnes	Cohoon	Dawson	Dunkel
Forbes	Gaines	Gaskill	Hall
Hanson	Heddens	Hunter	Isenhart
Jacoby	Kajtazovic	Kearns	Kelley
Kressig	Lensing	Lundby	Lykam
Mascher	McCarthy	Miller, H.	Moore
Muhlbauer	Murphy	Oldson	Olson, R.
Olson, T.	Ourth	Prichard	Riding
Ruff	Running-Marquardt	Smith, M.	Staed
Steckman	Stutsman	Taylor, T.	Thede

Thomas	Wessel-Kroeschell	Winckler	Wolfe
Wood			

Absent or not voting, none.

The bill having received a constitutional majority was declared to have passed the House and the title, as amended, was agreed to.

SENATE AMENDMENT CONSIDERED House Refused To Concur

Baltimore of Boone called up for consideration **House File 566**, a bill for an act to establish requirements relating to the transfer of an interest in real estate by or on behalf of certain entities formed or organized on a profit, cooperative, or not-for-profit basis, and including warranties and a limitation on actions, amended by the Senate, and moved that the House concur in the Senate amendment H-1304.

Roll call was requested by McCarthy of Polk and Hunter of Polk.

On the question "Shall the House concur in the Senate amendment H-1304?" (H.F. 566)

The ayes were, 47:

Abdul-Samad	Anderson	Bearinger	Berry
Cohoon	Dawson	Dunkel	Forbes
Gaines	Gaskill	Hall	Hanson
Heddens	Hunter	Isenhart	Jacoby
Kajtazovic	Kearns	Kelley	Kressig
Lensing	Lundby	Lykam	Mascher
McCarthy	Miller, H.	Muhlbauer	Murphy
Oldson	Olson, R.	Olson, T.	Ourth
Prichard	Riding	Ruff	Running-Marquardt
Smith, M.	Staed	Steckman	Stutsman
Taylor, T.	Thede	Thomas	Wessel-Kroeschell
Winckler	Wolfe	Wood	

The nays were, 53:

Alons	Bacon	Baltimore	Baudler
Brandenburg	Byrnes	Costello	Cownie
Deyoe	Dolecheck	Drake	Fisher
Forristall	Fry	Garrett	Gassman
Grassley	Hagenow	Hanusa	Heartsill
Heaton	Hein	Hess	Highfill
Huseman	Jorgensen	Kaufmann	Klein
Koester	Landon	Lofgren	Maxwell
Miller, L.	Moore	Olson, S.	Pettengill

Rayhons	Rogers	Salmon	Sands
Schultz	Shaw	Sheets	Smith, J.
Soderberg	Stanerson	Taylor, R.	Upmeyer
Vander Linden	Watts	Windschitl	Worthan
Mr. Speaker			
Paulsen			

Absent or not voting, none.

The motion lost and the House refused to concur in the Senate amendment H-1304.

Ways and Means Calendar

House File 639, a bill for an act relating to real estate broker and real estate salesperson licensing fees and allocations from those fees, and making an appropriation, was taken up for consideration.

SENATE FILE 438 SUBSTITUTED FOR HOUSE FILE 639

Landon of Polk asked and received unanimous consent to substitute Senate File 438 for House File 639.

Senate File 438, a bill for an act relating to real estate broker and real estate salesperson licensing fees and allocations from those fees, and making an appropriation, was taken up for consideration.

Landon of Polk moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 438)

The ayes were, 100:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cphoon	Costello
Cownie	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Fry	Gaines	Garrett
Gaskill	Gassman	Grassley	Hagenow
Hall	Hanson	Hanusa	Heartsill
Heaton	Heddens	Hein	Hess
Highfill	Hunter	Huseman	Isenhart
Jacoby	Jorgensen	Kajtazovic	Kaufmann
Kearns	Kelley	Klein	Koester
Kressig	Landon	Lensing	Lofgren

Lundby	Lykam	Mascher	Maxwell
McCarthy	Miller, H.	Miller, L.	Moore
Muhlbauer	Murphy	Oldson	Olson, R.
Olson, S.	Olson, T.	Ourth	Pettengill
Prichard	Rayhons	Riding	Rogers
Ruff	Running-Marquardt	Salmon	Sands
Schultz	Shaw	Sheets	Smith, J.
Smith, M.	Soderberg	Staed	Stanerson
Steckman	Stutsman	Taylor, R.	Taylor, T.
Thede	Thomas	Upmeyer	Vander Linden
Watts	Wessel-Kroeschell	Winckler	Windschitl
Wolfe	Wood	Worthan	Mr. Speaker Paulsen

The nays were, none.

Absent or not voting, none.

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

HOUSE FILES 624 AND 639 WITHDRAWN

Landon of Polk asked and received unanimous consent to withdraw House Files 624 and 639 from further consideration by the House.

IMMEDIATE MESSAGES

Upmeyer of Cerro Gordo asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Files 487, 545, 566, 632** and **Senate Files 296** and **438**.

LEAVE OF ABSENCE

Leave of absence was granted during voting as follows:

Watts of Dallas

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on April 30, 2013, amended and passed the following bill in which the concurrence of the House is asked:

House File 638, a bill for an act relating to and making appropriations to state departments and agencies from the rebuild Iowa infrastructure fund and the technology reinvestment fund, providing for related matters, and including effective date provisions.

Also: That the Senate has on April 30, 2013, amended the House amendment, concurred in the House amendment as amended, and passed the following bill in which the concurrence of the House is asked:

Senate File 386, a bill for an act relating to matters under the purview of the department of transportation, including the use of information contained in electronic driver and nonoperator identification records, the form of motor vehicle financial liability coverage cards, motor truck registration periods, grounds for disqualification of commercial vehicle operators, provisions for the issuance of temporary restricted licenses for persons convicted of operating while intoxicated, county issuance of driver's licenses, and the administration of highway contracts.

MICHAEL E. MARSHALL, Secretary

SUBCOMMITTEE ASSIGNMENT

Senate File 452

Appropriations: Lofgren, Chair; Hall and Soderberg.

COMMITTEE RECOMMENDATIONS

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendations have been received and are on file in the office of the Chief Clerk:

CARMINE BOAL
Chief Clerk of the House

COMMITTEE ON APPROPRIATIONS

Senate File 446, a bill for an act relating to appropriations for health and human services and including other related provisions and appropriations, providing penalties, and including effective, retroactive, and applicability date provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass with amendment H-1378** April 30, 2013.

COMMITTEE ON WAYS AND MEANS

Senate File 432, a bill for an act relating to the administration of the tax and related laws of the department of revenue, including administration of income taxes, sales and use and excise taxes, an environmental protection charge, and property taxes.

Fiscal Note: **No**

Recommendation: **Do Pass** April 30, 2013.

Committee Bill (Formerly House Study Bill 227), relating to the sales tax exemption for certain wastewater treatment or effluent treatment services.

Fiscal Note: **No**

Recommendation: **Do Pass** April 30, 2013.

AMENDMENTS FILED

H-1373	S.F.	296	Committee on Appropriations
H-1374	H.F.	642	Watts of Dallas
H-1375	S.F.	442	Worthan of Buena Vista
H-1376	H.F.	640	Klein of Washington
H-1377	S.F.	296	Baltimore of Boone
H-1378	S.F.	446	Committee on Appropriations
H-1379	H.F.	640	Muhlbauer of Crawford Kelley of Jasper
H-1380	S.F.	296	Rogers of Black Hawk
H-1381	S.F.	386	Senate Amendment
H-1382	H.F.	638	Senate Amendment
H-1383	S.F.	446	Watts of Dallas

On motion by Upmeyer of Cerro Gordo, the House adjourned at 7:20 p.m., until 8:30 a.m., Wednesday, May 1, 2013.

JOURNAL OF THE HOUSE

One Hundred-eighth Calendar Day - Seventy-second Session Day

Hall of the House of Representatives
Des Moines, Iowa, Wednesday, May 1, 2013

The House met pursuant to adjournment at 8:32 a.m., Speaker Paulsen in the chair.

Prayer was offered by Pastor Brent Hanna, Columbia United Methodist Church. He was the guest of Representative Heartsill of Marion County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Bailey Tripp, Chief Clerk's Page from Pella.

The Journal of Tuesday, April 30, 2013, was approved.

On motion by Upmeyer of Cerro Gordo, the House was recessed at 8:35 a.m., until 1:00 p.m.

AFTERNOON SESSION

The House reconvened at 1:25 p.m., Speaker Paulsen in the chair.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on May 1, 2013, amended and passed the following bill in which the concurrence of the House is asked:

House File 512, a bill for an act providing for the determination of animal units which are part of confinement feeding operations, and making penalties applicable.

Also: That the Senate has on May 1, 2013, amended and passed the following bill in which the concurrence of the House is asked:

House File 527, a bill for an act requiring a person other than a juvenile convicted of or receiving a deferred judgment for an aggravated misdemeanor to submit a DNA sample and including effective date provisions.

Also: That the Senate has on May 1, 2013, refused to concur in the House amendment to the following bill in which the concurrence of the Senate was asked:

Senate File 296, a bill for an act relating to integrated care models for the delivery of health care, including but not limited to required utilization of a medical home by individuals currently and newly eligible for coverage under the Medicaid program and including effective date provisions.

MICHAEL E. MARSHALL, Secretary

The House stood at ease at 1:26 p.m., until the fall of the gavel.

The House resumed session at 3:44 p.m., Speaker Paulsen in the chair.

MESSAGE FROM THE SENATE

The following message was received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on May 1, 2013, amended and passed the following bill in which the concurrence of the House is asked:

House File 471, a bill for an act relating to the payment of reasonable attorney fees in juvenile court or appellate proceedings relating to a termination of parental rights petition.

MICHAEL E. MARSHALL, Secretary

CONSIDERATION OF BILLS Ways and Means Calendar

House File 643, a bill for an act relating to the taxation of rate-regulated water utilities by establishing a rate-regulated water utility replacement tax, imposing a statewide rate-regulated water utility property tax, providing for the administration of the replacement tax and statewide property tax, providing penalties, and including effective date and retroactive applicability provisions, was taken up for consideration.

Stanerson of Linn offered amendment H-1370 filed by him and moved its adoption.

Amendment H-1370 was adopted.

SENATE FILE 451 SUBSTITUTED FOR HOUSE FILE 643

Stanerson of Linn asked and received unanimous consent to substitute Senate File 451 for House File 643.

Senate File 451, a bill for an act relating to the taxation of rate-regulated water utilities by establishing a rate-regulated water utility replacement tax, imposing a statewide rate-regulated water utility property tax, providing for the administration of the replacement tax and statewide property tax, providing penalties, and including effective date and retroactive applicability provisions, was taken up for consideration.

Stanerson of Linn moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 451)

The ayes were, 99:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cohoon	Costello
Cownie	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Fry	Gaines	Garrett
Gaskill	Gassman	Grassley	Hagenow
Hall	Hanson	Hanusa	Heartsill
Heaton	Heddens	Hein	Hess
Highfill	Hunter	Huseman	Isenhart
Jacoby	Jorgensen	Kajtazovic	Kaufmann
Kearns	Kelley	Klein	Koester
Kressig	Landon	Lensing	Lofgren
Lundby	Lykam	Mascher	Maxwell
McCarthy	Miller, H.	Miller, L.	Moore
Muhlbauer	Murphy	Oldson	Olson, R.
Olson, S.	Olson, T.	Ourth	Pettengill
Prichard	Rayhons	Riding	Rogers
Ruff	Running-Marquardt	Salmon	Sands
Schultz	Shaw	Sheets	Smith, J.
Smith, M.	Soderberg	Staed	Stanerson
Steckman	Stutsman	Taylor, R.	Taylor, T.
Thede	Thomas	Upmeyer	Vander Linden
Watts	Wessel-Kroeschell	Winckler	Windschitl
Wolfe	Worthan	Mr. Speaker	
		Paulsen	

The nays were, none.

Absent or not voting, 1:

Wood

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

HOUSE FILE 643 WITHDRAWN

Stanerson of Linn asked and received unanimous consent to withdraw House File 643 from further consideration by the House.

IMMEDIATE MESSAGE

Upmeyer of Cerro Gordo asked and received unanimous consent that **Senate File 451** be immediately messaged to the Senate.

The House stood at ease at 3:51 p.m., until the fall of the gavel.

The House resumed session at 4:01 p.m., Speaker Paulsen in the chair.

Appropriations Calendar

Senate File 446, a bill for an act relating to appropriations for health and human services and including other related provisions and appropriations, providing penalties, and including effective, retroactive, and applicability date provisions, with report of committee recommending amendment and passage, was taken up for consideration.

Heaton of Henry offered amendment H-1378 filed by the committee on Appropriations.

McCarthy of Polk asked and received unanimous consent that amendments H-1389, H-1401, H-1393, H-1399, H-1400, H-1406 and H-1392, to the committee amendment H-1378, be deferred.

Heaton of Henry offered amendment H-1409, to the committee amendment H-1378, filed by him from the floor and moved its adoption.

Amendment H-1409, to the committee amendment H-1378, was adopted.

McCarthy of Polk asked and received unanimous consent that amendments H-1397, H-1385, H-1402 and H-1405, to the committee amendment H-1378, be deferred.

Wessel-Kroeschell of Story offered amendment H-1408, to the committee amendment H-1378, filed by her from the floor and moved its adoption.

Roll call was requested by Wessel-Kroeschell of Story and Mascher of Johnson.

On the question "Shall amendment H-1408, to the committee amendment H-1378, be adopted?" (S.F. 446)

The ayes were, 44:

Abdul-Samad	Anderson	Bearinger	Berry
Cohoon	Dawson	Forbes	Gaines
Gaskill	Hall	Hanson	Heddens
Hunter	Isenhardt	Jacoby	Kajtazovic
Kearns	Kelley	Kressig	Lensing
Lundby	Lykam	Mascher	McCarthy
Miller, H.	Murphy	Oldson	Olson, R.
Olson, T.	Ourth	Prichard	Riding
Ruff	Running-Marquardt	Smith, M.	Staed
Steckman	Stutsman	Taylor, T.	Thede
Thomas	Wessel-Kroeschell	Winckler	Wolfe

The nays were, 55:

Alons	Bacon	Baltimore	Baudler
Brandenburg	Byrnes	Costello	Cownie
Deyoe	Dolecheck	Drake	Dunkel
Fisher	Forristall	Fry	Garrett
Gassman	Grassley	Hagenow	Hanusa
Heartsill	Heaton	Hein	Hess
Highfill	Huseman	Jorgensen	Kaufmann
Klein	Koester	Landon	Lofgren
Maxwell	Miller, L.	Moore	Muhlbauer
Olson, S.	Pettengill	Rayhons	Rogers
Salmon	Sands	Schultz	Shaw
Sheets	Smith, J.	Soderberg	Stanerson
Taylor, R.	Upmeyer	Vander Linden	Watts
Windschitl	Worthan	Mr. Speaker	
		Paulsen	

Absent or not voting, 1:

Wood

Amendment H-1408, to the committee amendment H-1378, lost.

Heddens of Story offered amendment H-1390, to the committee amendment H-1378, filed by her from the floor and moved its adoption.

Amendment H-1390, to the committee amendment H-1378, lost.

Heddens of Story offered amendment H-1396, to the committee amendment H-1378, filed by her from the floor and moved its adoption.

Amendment H-1396, to the committee amendment H-1378, lost.

L. Miller of Scott offered amendment H-1407, to the committee amendment H-1378, filed by her and Running-Marquardt of Linn from the floor and moved its adoption.

Amendment H-1407, to the committee amendment H-1378, was adopted.

Cownie of Polk in the chair at 5:07 p.m.

Mascher of Johnson offered amendment H-1395, to the committee amendment H-1378, filed by her from the floor and moved its adoption.

Amendment H-1395, to the committee amendment H-1378, lost.

Dawson of Woodbury offered amendment H-1384, to the committee amendment H-1378, filed by Dawson, et al., from the floor and moved its adoption.

Amendment H-1384, to the committee amendment H-1378, lost.

Heddens of Story offered amendment H-1391, to the committee amendment H-1378, filed by her from the floor and moved its adoption.

Amendment H-1391, to the committee amendment H-1378, lost.

Kressig of Black Hawk offered amendment H-1398, to the

committee amendment H-1378, filed by him from the floor and moved its adoption.

Roll call was requested by Kressig of Black Hawk and Mascher of Johnson.

On the question "Shall amendment H-1398, to the committee amendment H-1378, be adopted?" (S.F. 446)

The ayes were, 46:

Abdul-Samad	Anderson	Bearinger	Berry
Cohoon	Dawson	Dunkel	Forbes
Gaines	Gaskill	Hall	Hanson
Heddens	Hunter	Isenhart	Jacoby
Kajtažovic	Kearns	Kelley	Kressig
Lensing	Lundby	Lykam	Mascher
McCarthy	Miller, H.	Muhlbauer	Murphy
Oldson	Olson, R.	Olson, T.	Ourth
Prichard	Riding	Ruff	Running-Marquardt
Smith, M.	Staed	Steckman	Stutsman
Taylor, T.	Thede	Thomas	Wessel-Kroeschell
Winckler	Wolfe		

The nays were, 53:

Alons	Bacon	Baltimore	Baudler
Brandenburg	Byrnes	Costello	Deyoe
Dolecheck	Drake	Fisher	Forristall
Fry	Garrett	Gassman	Grassley
Hagenow	Hanusa	Heartsill	Heaton
Hein	Hess	Highfill	Huseman
Jorgensen	Kaufmann	Klein	Koester
Landon	Lofgren	Maxwell	Miller, L.
Moore	Olson, S.	Paulsen, Spkr.	Pettengill
Rayhons	Rogers	Salmon	Sands
Schultz	Shaw	Sheets	Smith, J.
Soderberg	Stanerson	Taylor, R.	Upmeyer
Vander Linden	Watts	Windschitl	Worthan
Cownie, Presiding			

Absent or not voting, 1:

Wood

Amendment H-1398, to the committee amendment H-1378, lost.

Heaton of Henry offered amendment H-1414, to the committee amendment H-1378, filed by him from the floor and moved its adoption.

Amendment H-1414, to the committee amendment H-1378, was adopted.

Wessel-Kroeschell of Story offered amendment H-1386, to the committee amendment H-1378, filed by her from the floor and moved its adoption.

Amendment H-1386, to the committee amendment H-1378, lost.

Thomas of Clayton offered amendment H-1413, to the committee amendment H-1378, filed by him from the floor and moved its adoption.

Amendment H-1413, to the committee amendment H-1378, lost.

Heddens of Story offered amendment H-1394, to the committee amendment H-1378, filed by her from the floor and moved its adoption.

Roll call was requested by Heddens of Story and Mascher of Johnson.

On the question "Shall amendment H-1394, to the committee amendment H-1378, be adopted?" (S.F. 446)

The ayes were, 46:

Abdul-Samad	Anderson	Bearinger	Berry
Cohoon	Dawson	Dunkel	Forbes
Gaines	Gaskill	Hall	Hanson
Heddens	Hunter	Isenhart	Jacoby
Kajtazovic	Kearns	Kelley	Kressig
Lensing	Lundby	Lykam	Mascher
McCarthy	Miller, H.	Muhlbauer	Murphy
Oldson	Olson, R.	Olson, T.	Ourth
Prichard	Riding	Ruff	Running-Marquardt
Smith, M.	Staed	Steckman	Stutsman
Taylor, T.	Thede	Thomas	Wessel-Kroeschell
Winckler	Wolfe		

The nays were, 53:

Alons	Bacon	Baltimore	Baudler
Brandenburg	Byrnes	Costello	Deyoe
Dolecheck	Drake	Fisher	Forristall
Fry	Garrett	Gassman	Grassley

Hagenow	Hanusa	Heartsill	Heaton
Hein	Hess	Highfill	Huseman
Jorgensen	Kaufmann	Klein	Koester
Landon	Lofgren	Maxwell	Miller, L.
Moore	Olson, S.	Paulsen, Spkr.	Pettengill
Rayhons	Rogers	Salmon	Sands
Schultz	Shaw	Sheets	Smith, J.
Soderberg	Stanerson	Taylor, R.	Upmeyer
Vander Linden	Watts	Windschitl	Worthan
Cownie, Presiding			

Absent or not voting, 1:

Wood

Amendment H-1394, to the committee amendment H-1378, lost.

Watts of Dallas offered amendment H-1383, to the committee amendment H-1378, and moved its adoption.

Amendment H-1383, to the committee amendment H-1378, was adopted.

H. Miller of Webster offered amendment H-1410, to the committee amendment H-1378, filed by her from the floor and moved its adoption.

Amendment H-1410, to the committee amendment H-1378, lost.

H. Miller of Webster offered amendment H-1411, to the committee amendment H-1378, filed by her from the floor.

Hess of Clay rose on a point of order that amendment H-1411 was not germane, to the committee amendment H-1378.

The Speaker ruled the point well taken and amendment H-1411 not germane, to the committee amendment H-1378.

Heddens of Story offered amendment H-1389, to the committee amendment H-1378, previously deferred, filed by her from the floor and moved its adoption.

Roll call was requested by Heddens of Story and Mascher of Johnson.

On the question "Shall amendment H-1389, to the committee amendment H-1378, be adopted?" (S.F. 446)

The ayes were, 46:

Abdul-Samad	Anderson	Bearinger	Berry
Cohoon	Dawson	Dunkel	Forbes
Gaines	Gaskill	Hall	Hanson
Heddens	Hunter	Isenhart	Jacoby
Kajtazovic	Kearns	Kelley	Kressig
Lensing	Lundby	Lykam	Mascher
McCarthy	Miller, H.	Muhlbauer	Murphy
Oldson	Olson, R.	Olson, T.	Ourth
Prichard	Riding	Ruff	Running-Marquardt
Smith, M.	Staed	Steckman	Stutsman
Taylor, T.	Thede	Thomas	Wessel-Kroeschell
Winckler	Wolfe		

The nays were, 52:

Alons	Bacon	Baltimore	Brandenburg
Byrnes	Costello	Deyoe	Dolecheck
Drake	Fisher	Forristall	Fry
Garrett	Gassman	Grassley	Hagenow
Hanusa	Heartsill	Heaton	Hein
Hess	Highfill	Huseman	Jorgensen
Kaufmann	Klein	Koester	London
Lofgren	Maxwell	Miller, L.	Moore
Olson, S.	Paulsen, Spkr.	Pettengill	Rayhons
Rogers	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Soderberg
Stanerson	Taylor, R.	Upmeyer	Vander Linden
Watts	Windschitl	Worthan	Cownie, Presiding

Absent or not voting, 2:

Baudler	Wood
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Amendment H-1389, to the committee amendment H-1378, lost.

Heddens of Story offered amendment H-1401, to the committee amendment H-1378, previously deferred, filed by her and M. Smith of Marshall from the floor and moved its adoption.

Roll call was requested by Heddens of Story and Mascher of Johnson.

On the question "Shall amendment H-1401, to the committee amendment H-1378, be adopted?" (S.F. 446)

The ayes were, 46:

Abdul-Samad	Anderson	Bearinger	Berry
Cohoon	Dawson	Dunkel	Forbes
Gaines	Gaskill	Hall	Hanson
Heddens	Hunter	Isenhardt	Jacoby
Kajtazovic	Kearns	Kelley	Kressig
Lensing	Lundby	Lykam	Mascher
McCarthy	Miller, H.	Muhlbauer	Murphy
Oldson	Olson, R.	Olson, T.	Ourth
Prichard	Riding	Ruff	Running-Marquardt
Smith, M.	Staed	Steckman	Stutsman
Taylor, T.	Thede	Thomas	Wessel-Kroeschell
Winckler	Wolfe		

The nays were, 52:

Alons	Bacon	Baltimore	Brandenburg
Byrnes	Costello	Deyoe	Dolecheck
Drake	Fisher	Forristall	Fry
Garrett	Gassman	Grassley	Hagenow
Hanusa	Heartsill	Heaton	Hein
Hess	Highfill	Huseman	Jorgensen
Kaufmann	Klein	Koester	Landon
Lofgren	Maxwell	Miller, L.	Moore
Olson, S.	Paulsen, Spkr.	Pettengill	Rayhons
Rogers	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Soderberg
Stanerson	Taylor, R.	Upmeyer	Vander Linden
Watts	Windschitl	Worthan	Cownie, Presiding

Absent or not voting, 2:

Baudler	Wood
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Amendment H-1401, to the committee amendment H-1378, lost.

Heddens of Story offered amendment H-1393, to the committee amendment H-1378, previously deferred, filed by her and Stutsman of Johnson from the floor and moved its adoption.

Amendment H-1393, to the committee amendment H-1378, lost.

T. Olson of Linn asked and received unanimous consent to withdraw amendment H-1399, to the committee amendment H-1378, previously deferred, filed by him and Heddens of Story, from the floor.

Windschitl of Harrison in the chair at 6:45 p.m.

Gaskill of Wapello offered amendment H-1400, to the committee amendment H-1378, previously deferred, filed by her from the floor and moved its adoption.

Roll call was requested by Gaskill of Wapello and Abdul-Samad of Polk.

On the question "Shall amendment H-1400, to the committee amendment H-1378, be adopted?" (S.F. 446)

The ayes were, 45:

Abdul-Samad	Anderson	Bearinger	Berry
Cohoon	Dawson	Dunkel	Forbes
Gaines	Gaskill	Hall	Hanson
Heddens	Hunter	Isenhart	Jacoby
Kajtazovic	Kearns	Kelley	Kressig
Lensing	Lundby	Lykam	Mascher
McCarthy	Miller, H.	Muhlbauer	Murphy
Oldson	Olson, T.	Ourth	Prichard
Riding	Ruff	Running-Marquardt	Smith, M.
Staed	Steckman	Stutsman	Taylor, T.
Thede	Thomas	Wessel-Kroeschell	Winckler
Wolfe			

The nays were, 52:

Alons	Bacon	Brandenburg	Byrnes
Costello	Cownie	Deyoe	Dolecheck
Drake	Fisher	Forristall	Fry
Garrett	Gassman	Grassley	Hagenow
Hanusa	Heartsill	Heaton	Hein
Hess	Highfill	Huseman	Jorgensen
Kaufmann	Klein	Koester	Landon
Lofgren	Maxwell	Miller, L.	Moore
Olson, R.	Olson, S.	Paulsen, Spkr.	Pettengill
Rayhons	Rogers	Salmon	Sands
Schultz	Shaw	Sheets	Smith, J.
Soderberg	Stanerson	Taylor, R.	Upmeyer
Vander Linden	Watts	Worthan	Windschitl, Presiding

Absent or not voting, 3:

Baltimore	Baudler	Wood
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Amendment H-1400, to the committee amendment H-1378, lost.

Berry of Black Hawk offered amendment H-1416, to the committee amendment H-1378, filed by Berry, et al., from the floor and moved its adoption.

Amendment H-1416, to the committee amendment H-1378, lost.

M. Smith of Marshall asked and received unanimous consent to withdraw amendment H-1406, to the committee amendment H-1378, previously deferred, filed by him from the floor.

Heddens of Story offered amendment H-1392, to the committee amendment H-1378, previously deferred, filed by her from the floor and moved its adoption.

Amendment H-1392, to the committee amendment H-1378, lost.

Hall of Woodbury offered amendment H-1397, to the committee amendment H-1378, previously deferred, filed by him and Dawson of Woodbury from the floor and moved its adoption.

Amendment H-1397, to the committee amendment H-1378, lost.

Dawson of Woodbury offered amendment H-1385, to the committee amendment H-1378, previously deferred, filed by Dawson, et al., from the floor and moved its adoption.

Amendment H-1385, to the committee amendment H-1378, was adopted.

M. Smith of Marshall offered amendment H-1402, to the committee amendment H-1378, previously deferred, filed by him from the floor and moved its adoption.

Amendment H-1402, to the committee amendment H-1378, lost.

M. Smith of Marshall offered amendment H-1415, to the committee amendment H-1378, filed by him from the floor and moved its adoption.

Amendment H-1415, to the committee amendment H-1378, lost.

Speaker Paulsen in the chair at 7:22 p.m.

Heddens of Story offered amendment H-1405, to the committee amendment H-1378, previously deferred, filed by Heddens, et al., from the floor and moved its adoption.

Roll call was requested by Kelley of Jasper and Abdul-Samad of Polk.

On the question "Shall amendment H-1405, to the committee amendment H-1378, be adopted?" (S.F. 446)

The ayes were, 46:

Abdul-Samad	Anderson	Bearinger	Berry
Cohoon	Dawson	Dunkel	Forbes
Gaines	Gaskill	Hall	Hanson
Heddens	Hunter	Isenhart	Jacoby
Kajtazovic	Kearns	Kelley	Kressig
Lensing	Lundby	Lykam	Mascher
McCarthy	Miller, H.	Muhlbauer	Murphy
Oldson	Olson, R.	Olson, T.	Ourth
Prichard	Riding	Ruff	Running-Marquardt
Smith, M.	Staed	Steckman	Stutsman
Taylor, T.	Thede	Thomas	Wessel-Kroeschell
Winckler	Wolfe		

The nays were, 52:

Alons	Bacon	Baltimore	Brandenburg
Byrnes	Costello	Cownie	Deyoe
Dolecheck	Drake	Fisher	Forristall
Fry	Garrett	Gassman	Grassley
Hagenow	Hanusa	Heartsill	Heaton
Hein	Hess	Highfill	Huseman
Jorgensen	Kaufmann	Klein	Koester
Landon	Lofgren	Maxwell	Miller, L.
Moore	Olson, S.	Pettengill	Rayhons
Rogers	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Soderberg
Stanerson	Taylor, R.	Upmeyer	Vander Linden
Watts	Windschitl	Worthan	Mr. Speaker Paulsen

Absent or not voting, 2:

Baudler	Wood
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Amendment H-1405, to the committee amendment H-1378, lost.

Heaton of Henry moved the adoption of the committee amendment H-1378, as amended.

The committee amendment H-1378, as amended, was adopted.

Heaton of Henry moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 446)

The ayes were, 52:

Alons	Bacon	Baltimore	Brandenburg
Byrnes	Costello	Cownie	Deyoe
Dolecheck	Drake	Fisher	Forristall
Fry	Garrett	Gassman	Grassley
Hagenow	Hanusa	Heartsill	Heaton
Hein	Hess	Highfill	Huseman
Jorgensen	Kaufmann	Klein	Koester
Landon	Lofgren	Maxwell	Miller, L.
Moore	Olson, S.	Pettengill	Rayhons
Rogers	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Soderberg
Stanerson	Taylor, R.	Upmeyer	Vander Linden
Watts	Windschitl	Worthan	Mr. Speaker
			Paulsen

The nays were, 46:

Abdul-Samad	Anderson	Bearinger	Berry
Cohoon	Dawson	Dunkel	Forbes
Gaines	Gaskill	Hall	Hanson
Heddens	Hunter	Isenhardt	Jacoby
Kajtazovic	Kearns	Kelley	Kressig
Lensing	Lundby	Lykam	Mascher
McCarthy	Miller, H.	Muhlbauer	Murphy
Oldson	Olson, R.	Olson, T.	Ourth
Prichard	Riding	Ruff	Running-Marquardt
Smith, M.	Staed	Steckman	Stutsman
Taylor, T.	Thede	Thomas	Wessel-Kroeschell
Winckler	Wolfe		

Absent or not voting, 2:

Baudler	Wood
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The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

IMMEDIATE MESSAGE

Upmeyer of Cerro Gordo asked and received unanimous consent that **Senate File 446** be immediately messaged to the Senate.

LEAVE OF ABSENCE

Leave of absence was granted during voting as follows:

Baltimore of Boone
Wood of Scott

Baudler of Adair

SPONSORS ADDED

Berry of Black Hawk requested to be added as a sponsor of amendment H-1398, to the committee amendment H-1378, to Senate File 446.

Kajtazovic of Black Hawk requested to be added as a sponsor of amendment H-1398, to the committee amendment H-1378, to Senate File 446.

EXPLANATION OF VOTE

On April 23, 2013, I was necessarily absent during voting in the House chamber. Had I been present, I would have voted as follows:

House File 631 – “aye”

ANDERSON of Polk

BILLS SIGNED BY THE GOVERNOR

A communication was received from the Governor announcing that on May 1, 2013, he approved and transmitted to the Secretary of State the following bills:

House File 152, an Act relating to drainage or levee districts by providing for agreements with owners of land located within districts, providing for the management of districts by a board of trustees, and including effective date provisions.

House File 211, an Act requiring in-state construction contracts and disputes thereof to be governed by Iowa law and including effective date provisions.

House File 454, an Act relating to education by modifying the duties and operations of the department of education, community colleges, the school budget review committee, and local school boards, and eliminating a reporting requirement relating to vocational education funds.

House File 524, an Act relating to city utilities and city enterprises by making changes to requirements related to commercial rental property.

House File 556, an Act relating to statutory corrections which may adjust language to reflect current practices, insert earlier omissions, delete redundancies and inaccuracies, delete temporary language, resolve inconsistencies and conflicts, update ongoing provisions, or remove ambiguities.

House File 613, an Act relating to the war orphans educational assistance fund by transferring the money in the fund to the Veterans Trust Fund and transferring duties for providing educational assistance to orphaned children of veterans to the commission on veterans affairs.

House File 630, an Act providing a sales tax exemption on hydroelectricity conversion property.

Senate File 115, an Act relating to intermediate driver's licenses and special minor's licenses, making a penalty applicable, and including effective date provisions.

Senate File 202, an Act relating to programs and services under the purview of the Department of Public Health.

Senate File 224, an Act relating to the period of validity of driver's licenses and nonoperator's identification cards, the fee charged for the issuance of duplicate driver's licenses and nonoperator's identification cards, and including effective date provisions.

Senate File 358, an Act concerning title to real estate.

Senate File 368, an Act relating to the consumer credit code by modifying a reference to the federal Truth in Lending Act.

Senate File 445, an Act relating to the transfer of real estate and the filing of a mortgage release certificate, providing for a fee and making remedies applicable, and including effective date provisions.

HOUSE STUDY BILL COMMITTEE ASSIGNMENT

H.S.B. 237 Ways and Means

Extending the period for determining the rates of the motor fuel tax based on calculating the distribution of ethanol blended gasoline and other motor fuel, and including effective date provisions.

HOUSE STUDY BILL SUBCOMMITTEE ASSIGNMENT

House Study Bill 237

Ways and Means: Byrnes, Chair; Forristall and Kelley.

COMMITTEE RECOMMENDATION

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendation has been received and is on file in the office of the Chief Clerk:

CARMINE BOAL
Chief Clerk of the House

COMMITTEE ON APPROPRIATIONS

Senate File 452, a bill for an act relating to state and local finances by making appropriations, providing for fees, providing for legal responsibilities, providing for certain employee benefits, and providing for properly related matters, and including effective date and retroactive and other applicability provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass with amendment H-1404** May 1, 2013.

AMENDMENTS FILED

H-1384	S.F.	446	Dawson of Woodbury Hall of Woodbury Heddens of Story
H-1385	S.F.	446	Dawson of Woodbury Hall of Woodbury Jorgensen of Woodbury
H-1386	S.F.	446	Wessel-Kroeschell of Story
H-1387	S.F.	442	Worthan of Buena Vista
H-1388	H.F.	512	Senate Amendment
H-1389	S.F.	446	Heddens of Story
H-1390	S.F.	446	Heddens of Story
H-1391	S.F.	446	Heddens of Story
H-1392	S.F.	446	Heddens of Story
H-1393	S.F.	446	Heddens of Story Stutsman of Johnson
H-1394	S.F.	446	Heddens of Story

H-1395	S.F.	446	Mascher of Johnson
H-1396	S.F.	446	Heddens of Story
H-1397	S.F.	446	Hall of Woodbury Dawson of Woodbury
H-1398	S.F.	446	Kressig of Black Hawk
H-1399	S.F.	446	Heddens of Story T. Olson of Linn
H-1400	S.F.	446	Gaskill of Wapello
H-1401	S.F.	446	Heddens of Story M. Smith of Marshall
H-1402	S.F.	446	M. Smith of Marshall
H-1403	H.F.	527	Senate Amendment
H-1404	S.F.	452	Committee on Appropriations
H-1405	S.F.	446	Heddens of Story Anderson of Polk Berry of Black Hawk Dunkel of Dubuque Gaines of Polk Hall of Woodbury Hunter of Polk Jacoby of Johnson Kearns of Lee Kressig of Black Hawk Lundby of Linn Mascher of Johnson Muhlbauer of Crawford Oldson of Polk T. Olson of Linn Prichard of Floyd Ruff of Clayton M. Smith of Marshall Steckman of Cerro Gordo T. Taylor of Linn Thomas of Clayton Winckler of Scott
			Abdul-Samad of Polk Bearinger of Fayette Cohoon of Des Moines Forbes of Polk Gaskill of Wapello Hanson of Jefferson Isenhart of Dubuque Kajtazovic of Black Hawk Kelley of Jasper Lensing of Johnson Lykam of Scott H. Miller of Webster Murphy of Dubuque R. Olson of Polk Ourth of Warren Riding of Polk Running-Marquardt of Linn Staed of Linn Stutsman of Johnson Thede of Scott Wessel-Kroeschell of Story Wolfe of Clinton
H-1406	S.F.	446	M. Smith of Marshall
H-1407	S.F.	446	L. Miller of Scott Running-Marquardt of Linn
H-1408	S.F.	446	Wessel-Kroeschell of Story
H-1409	S.F.	446	Heaton of Henry

H-1410	S.F.	446	H. Miller of Webster
H-1411	S.F.	446	H. Miller of Webster
H-1412	H.F.	471	Senate Amendment
H-1413	S.F.	446	Thomas of Clayton
H-1414	S.F.	446	Heaton of Henry
H-1415	S.F.	446	M. Smith of Marshall
H-1416	S.F.	446	Berry of Black Hawk Kajtazovic of Black Hawk Kressig of Black Hawk
H-1417	S.F.	452	Winckler of Scott Dolecheck of Ringgold
H-1418	S.F.	452	Winckler of Scott

On motion by Upmeyer of Cerro Gordo, the House adjourned at 7:51 p.m., until 8:30 a.m., Thursday, May 2, 2013.

JOURNAL OF THE HOUSE

One Hundred-ninth Calendar Day - Seventy-third Session Day

Hall of the House of Representatives
Des Moines, Iowa, Thursday, May 2, 2013

The House met pursuant to adjournment at 8:36 a.m., Speaker Paulsen in the chair.

Prayer was offered by Pastor Dennis St. Lawrence, Grace Baptist Church, Chariton. He was the guest of Representative Heartsill of Marion County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by John Munford, Page from Farmington.

The Journal of Wednesday, May 1, 2013, was approved.

INTRODUCTION OF BILL

House File 646, by Jacoby, a bill for an act requiring the offering and completion of a personal finance literacy curriculum for high school students.

Read first time and referred to committee on **Education**.

The House stood at ease at 8:39 a.m., until the fall of the gavel.

The House resumed session at 12:10 p.m., Speaker Paulsen in the chair.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on May 2, 2013, receded from the Senate amendment and passed the following bill in which the concurrence of the Senate was asked:

House File 566, a bill for an act to establish requirements relating to the transfer of an interest in real estate by or on behalf of certain entities formed or organized on a profit, cooperative, or not-for-profit basis, and including warranties and a limitation on actions.

Also: That the Senate has on May 2, 2013, refused to concur in the House amendment to the following bill in which the concurrence of the Senate was asked:

Senate File 446, a bill for an act relating to appropriations for health and human services and including other related provisions and appropriations, providing penalties, and including effective, retroactive, and applicability date provisions.

MICHAEL E. MARSHALL, Secretary

Upmeyer of Cerro Gordo asked and received unanimous consent for the immediate consideration of Senate File 452.

CONSIDERATION OF BILLS Appropriations Calendar

Senate File 452, a bill for an act relating to state and local finances by making appropriations, providing for fees, providing for legal responsibilities, providing for certain employee benefits, and providing for properly related matters, and including effective date and retroactive and other applicability provisions, with report of committee recommending amendment and passage, was taken up for consideration.

Lofgren of Muscatine offered amendment H-1404 filed by the committee on Appropriations.

The House stood at ease at 12:15 p.m., until the fall of the gavel.

The House resumed session at 2:20 p.m., Speaker Paulsen in the chair.

Kajtazovic of Black Hawk asked and received unanimous consent to withdraw amendment H-1428, to the committee amendment H-1404, filed by her from the floor.

Winckler of Scott offered amendment H-1425, to the committee amendment H-1404, filed by Winckler, et al., from the floor and moved its adoption.

Roll call was requested by Winckler of Scott and Hunter of Polk.

On the question "Shall amendment H-1425, to the committee amendment H-1404, be adopted?" (S.F. 452)

The ayes were, 43:

Abdul-Samad	Anderson	Bearinger	Cohoon
Dunkel	Forbes	Gaines	Gaskill
Hall	Hanson	Heddens	Hunter
Isenhardt	Jacoby	Kajtazovic	Kearns
Kelley	Kressig	Lensing	Lundby
Lykam	Mascher	McCarthy	Muhlbauer
Murphy	Oldson	Olson, T.	Ourth
Prichard	Riding	Ruff	Running-Marquardt
Smith, M.	Staed	Steckman	Stutsman
Taylor, T.	Thede	Thomas	Wessel-Kroeschell
Winckler	Wolfe	Wood	

The nays were, 52:

Alons	Bacon	Baltimore	Brandenburg
Byrnes	Costello	Cownie	Deyoe
Dolecheck	Drake	Fisher	Forristall
Fry	Garrett	Gassman	Grassley
Hagenow	Hanusa	Heartsill	Heaton
Hein	Hess	Highfill	Huseman
Jorgensen	Kaufmann	Klein	Koester
Landon	Lofgren	Maxwell	Miller, L.
Moore	Olson, S.	Pettengill	Rayhons
Rogers	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Soderberg
Stanerson	Taylor, R.	Upmeyer	Vander Linden
Watts	Windschitl	Worthan	Mr. Speaker Paulsen

Absent or not voting, 5:

Baudler	Berry	Dawson	Miller, H.
Olson, R.			

Amendment H-1425, to the committee amendment H-1404, lost.

Kelley of Jasper offered amendment H-1420, to the committee amendment H-1404, filed by him from the floor and moved its adoption.

Amendment H-1420, to the committee amendment H-1404, lost.

Soderberg of Plymouth asked and received unanimous consent to withdraw amendment H-1434, to the committee amendment H-1404, filed by him from the floor.

Hall of Woodbury offered amendment H-1427, to the committee amendment H-1404, filed by him from the floor and moved its adoption.

Roll call was requested by Hall of Woodbury and McCarthy of Polk.

On the question "Shall amendment H-1427, to the committee amendment H-1404, be adopted?" (S.F. 452)

The ayes were, 43:

Abdul-Samad	Anderson	Bearinger	Cohoon
Dunkel	Forbes	Gaines	Gaskill
Hall	Hanson	Heddens	Hunter
Isenhardt	Jacoby	Kajtazovic	Kearns
Kelley	Kressig	Lensing	Lundby
Lykam	Mascher	McCarthy	Muhlbauer
Murphy	Oldson	Olson, T.	Ourth
Prichard	Riding	Ruff	Running-Marquardt
Smith, M.	Staed	Steckman	Stutsman
Taylor, T.	Thede	Thomas	Wessel-Kroeschell
Winckler	Wolfe	Wood	

The nays were, 52:

Alons	Bacon	Baltimore	Brandenburg
Byrnes	Costello	Cownie	Deyoe
Dolecheck	Drake	Fisher	Forristall
Fry	Garrett	Gassman	Grassley
Hagenow	Hanusa	Heartsill	Heaton
Hein	Hess	Highfill	Huseman
Jorgensen	Kaufmann	Klein	Koester
Landon	Lofgren	Maxwell	Miller, L.
Moore	Olson, S.	Pettengill	Rayhons
Rogers	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Soderberg
Stanerson	Taylor, R.	Upmeyer	Vander Linden
Watts	Windschitl	Worthan	Mr. Speaker Paulsen

Absent or not voting, 5:

Baudler	Berry	Dawson	Miller, H.
Olson, R.			

Amendment H-1427, to the committee amendment H-1404, lost.

Winckler of Scott asked and received unanimous consent to withdraw amendment H-1418, to the committee amendment H-1404, filed by her on May 1, 2013.

Jacoby of Johnson offered amendment H-1424, to the committee amendment H-1404, filed by him from the floor and moved its adoption.

Amendment H-1424, to the committee amendment H-1404, lost.

Lofgren of Muscatine offered amendment H-1431, to the committee amendment H-1404, filed by him and Soderberg of Plymouth from the floor and moved its adoption.

Amendment H-1431, to the committee amendment H-1404, was adopted.

L. Miller of Scott offered amendment H-1438, to the committee amendment H-1404, filed by her from the floor and moved its adoption.

Amendment H-1438, to the committee amendment H-1404, was adopted.

Winckler of Scott offered amendment H-1417, to the committee amendment H-1404, filed by her and Dolecheck of Ringgold and moved its adoption.

Roll call was requested by Winckler of Scott and Hunter of Polk.

On the question "Shall amendment H-1417, to the committee amendment H-1404, be adopted?" (S.F. 452)

The ayes were, 95:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Bearinger	Brandenburg	Byrnes
Cohoon	Costello	Cownie	Deyoe
Dolecheck	Drake	Dunkel	Fisher
Forbes	Forristall	Fry	Gaines
Garrett	Gaskill	Gassman	Grassley
Hagenow	Hall	Hanson	Hanusa
Heartsill	Heaton	Heddens	Hein
Hess	Highfill	Hunter	Huseman
Isenhart	Jacoby	Jorgensen	Kajtazovic

Kaufmann	Kearns	Kelley	Klein
Koester	Kressig	Landon	Lensing
Lofgren	Lundby	Lykam	Mascher
Maxwell	McCarthy	Miller, L.	Moore
Muhlbauer	Murphy	Oldson	Olson, S.
Olson, T.	Ourth	Pettengill	Prichard
Rayhons	Riding	Rogers	Ruff
Running-Marquardt	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Smith, M.
Soderberg	Staed	Stanerson	Steckman
Stutsman	Taylor, R.	Taylor, T.	Thede
Thomas	Upmeyer	Vander Linden	Watts
Wessel-Kroeschell	Winckler	Windschitl	Wolfe
Wood	Worthan	Mr. Speaker	
		Paulsen	

The nays were, none.

Absent or not voting, 5:

Baudler	Berry	Dawson	Miller, H.
Olson, R.			

Amendment H-1417, to the committee amendment H-1404, was adopted.

Prichard of Floyd asked and received unanimous consent to withdraw amendment H-1421, to the committee amendment H-1404, filed by him and Ruff of Clayton from the floor.

Soderberg of Plymouth offered amendment H-1439, to the committee amendment H-1404, filed by him from the floor and moved its adoption.

Amendment H-1439, to the committee amendment H-1404, was adopted.

Fry of Clarke offered amendment H-1422, to the committee amendment H-1404, filed by him from the floor and moved its adoption.

Amendment H-1422, to the committee amendment H-1404, was adopted.

Wolfe of Clinton asked and received unanimous consent to withdraw amendment H-1423, to the committee amendment H-1404, filed by her and R. Olson of Polk from the floor.

Isenhart of Dubuque offered amendment H-1426, to the committee amendment H-1404, filed by Isenhart, et al., from the floor and moved its adoption.

Roll call was requested by Isenhart of Dubuque and Hunter of Polk.

On the question "Shall amendment H-1426, to the committee amendment H-1404, be adopted?" (S.F. 452)

The ayes were, 89:

Abdul-Samad	Alons	Anderson	Bacon
Bearinger	Brandenburg	Byrnes	Cohoon
Costello	Cownie	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Fry	Gaines	Garrett
Gaskill	Gassman	Grassley	Hagenow
Hall	Hanson	Hanusa	Heartsill
Heaton	Heddens	Hein	Hess
Hunter	Huseman	Isenhart	Jacoby
Jorgensen	Kajtazovic	Kaufmann	Kearns
Kelley	Klein	Koester	Kressig
Landon	Lensing	Lofgren	Lundby
Lykam	Mascher	Maxwell	McCarthy
Miller, L.	Moore	Muhlbauer	Murphy
Oldson	Olson, S.	Olson, T.	Ourth
Pettengill	Prichard	Rayhons	Riding
Rogers	Ruff	Running-Marquardt	Salmon
Schultz	Sheets	Smith, J.	Smith, M.
Soderberg	Staed	Stanerson	Steckman
Stutsman	Taylor, R.	Taylor, T.	Thede
Thomas	Upmeyer	Wessel-Kroeschell	Winckler
Windschitl	Wolfe	Wood	Worthan
Mr. Speaker Paulsen			

The nays were, 4:

Highfill	Shaw	Vander Linden	Watts
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Absent or not voting, 7:

Baltimore Miller, H.	Baudler Olson, R.	Berry Sands	Dawson
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Amendment H-1426, to the committee amendment H-1404, was adopted.

Kajtazovic of Black Hawk asked and received unanimous consent to withdraw amendment H-1429, to the committee amendment H-1404, filed by Kajtazovic, et al., from the floor.

M. Smith of Marshall offered amendment H-1430, to the committee amendment H-1404, filed by M. Smith, et al., from the floor.

Lofgren of Muscatine rose on a point of order that amendment H-1430 was not germane, to the committee amendment H-1404.

The Speaker ruled the point well taken and amendment H-1430 not germane, to the committee amendment H-1404.

Isenhart of Dubuque asked and received unanimous consent to withdraw amendment H-1435, to the committee amendment H-1404, filed by him from the floor.

Soderberg of Plymouth offered amendment H-1437, to the committee amendment H-1404, filed by him from the floor and moved its adoption.

Amendment H-1437, to the committee amendment H-1404, was adopted.

Windschitl of Harrison in the chair at 3:19 p.m.

Lofgren of Muscatine moved the adoption of the committee amendment H-1404, as amended.

Roll call was requested by Steckman of Cerro Gordo and Hall of Woodbury.

On the question "Shall the committee amendment H-1404, as amended, be adopted?" (S.F. 452)

The ayes were, 52:

Alons	Bacon	Baltimore	Brandenburg
Byrnes	Costello	Deyoe	Dolecheck
Drake	Fisher	Forristall	Fry
Garrett	Gassman	Grassley	Hagenow
Hanusa	Heartsill	Heaton	Hein
Hess	Highfill	Huseman	Jorgensen

Kaufmann	Klein	Koester	Landon
Lofgren	Maxwell	Miller, L.	Moore
Olson, S.	Paulsen, Spkr.	Pettengill	Rayhons
Rogers	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Smith, M.
Soderberg	Stanerson	Taylor, R.	Upmeyer
Vander Linden	Watts	Worthan	Windschitl, Presiding

The nays were, 42:

Abdul-Samad	Anderson	Bearinger	Cohoon
Dunkel	Forbes	Gaines	Gaskill
Hall	Hanson	Heddens	Hunter
Isenhardt	Jacoby	Kajtazovic	Kearns
Kelley	Kressig	Lensing	Lundby
Lykam	Mascher	McCarthy	Muhlbauer
Murphy	Oldson	Olson, T.	Ourth
Prichard	Riding	Ruff	Running-Marquardt
Staed	Steckman	Stutsman	Taylor, T.
Thede	Thomas	Wessel-Kroeschell	Winckler
Wolfe	Wood		

Absent or not voting, 6:

Baudler	Berry	Cownie	Dawson
Miller, H.	Olson, R.		

The committee amendment H-1404, as amended, was adopted.

Lofgren of Muscatine moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 452)

The ayes were, 51:

Alons	Bacon	Baltimore	Brandenburg
Byrnes	Costello	Deyoe	Dolecheck
Drake	Fisher	Forristall	Fry
Garrett	Gassman	Grassley	Hagenow
Hanusa	Heartsill	Heaton	Hein
Hess	Highfill	Huseman	Jorgensen
Kaufmann	Klein	Koester	Landon
Lofgren	Maxwell	Miller, L.	Moore
Olson, S.	Paulsen, Spkr.	Pettengill	Rayhons
Rogers	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Soderberg

Stanerson Watts	Taylor, R. Worthan	Upmeyer Windschitl, Presiding	Vander Linden
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The nays were, 43:

Abdul-Samad	Anderson	Bearinger	Cohoon
Dunkel	Forbes	Gaines	Gaskill
Hall	Hanson	Heddens	Hunter
Isenhardt	Jacoby	Kajtazovic	Kearns
Kelley	Kressig	Lensing	Lundby
Lykam	Mascher	McCarthy	Muhlbauer
Murphy	Oldson	Olson, T.	Ourth
Prichard	Riding	Ruff	Running-Marquardt
Smith, M.	Staed	Steckman	Stutsman
Taylor, T.	Thede	Thomas	Wessel-Kroeschell
Winckler	Wolfe	Wood	

Absent or not voting, 6:

Baudler Miller, H.	Berry Olson, R.	Cownie	Dawson
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The bill having received a constitutional majority was declared to have passed the House and the title, as amended, was agreed to.

Speaker Paulsen in the chair at 3:41 p.m.

Senate File 442, a bill for an act relating to appropriations to the judicial branch, with report of committee recommending amendment and passage, was taken up for consideration.

Worthan of Buena Vista offered amendment H-1306 filed by the committee on Appropriations.

Alons of Sioux asked and received unanimous consent to withdraw amendment H-1327, to the committee amendment H-1306, filed by Alons, et al., on April 22, 2013.

Worthan of Buena Vista offered amendment H-1387, to the committee amendment H-1306, filed by him and moved its adoption.

Amendment H-1387, to the committee amendment H-1306, was adopted.

Worthan of Buena Vista offered amendment H-1375, to the committee amendment H-1306, filed by him and moved its adoption.

Amendment H-1375, to the committee amendment H-1306, was adopted.

Worthan of Buena Vista moved the adoption of the committee amendment H-1306, as amended.

The committee amendment H-1306, as amended, was adopted.

Worthan of Buena Vista moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 442)

The ayes were, 91:

Abdul-Samad	Anderson	Bacon	Baltimore
Bearinger	Brandenburg	Byrnes	Cohoon
Costello	Deyoe	Dolecheck	Drake
Dunkel	Fisher	Forbes	Forristall
Fry	Gaines	Garrett	Gaskill
Gassman	Grassley	Hagenow	Hall
Hanson	Hanusa	Heartsill	Heaton
Heddens	Hein	Hess	Highfill
Hunter	Huseman	Isenhardt	Jacoby
Jorgensen	Kajtazovic	Kaufmann	Kearns
Kelley	Klein	Koester	Kressig
Landon	Lensing	Lofgren	Lundby
Lykam	Mascher	Maxwell	McCarthy
Miller, L.	Moore	Muhlbauer	Murphy
Oldson	Olson, S.	Olson, T.	Ourth
Pettengill	Prichard	Rayhons	Riding
Rogers	Ruff	Running-Marquardt	Salmon
Sands	Schultz	Smith, J.	Smith, M.
Soderberg	Staed	Stanerson	Steckman
Stutsman	Taylor, R.	Taylor, T.	Thede
Thomas	Upmeyer	Vander Linden	Watts
Wessel-Kroeschell	Winckler	Windschitl	Wolfe
Wood	Worthan	Mr. Speaker	
		Paulsen	

The nays were, 3:

Alons	Shaw	Sheets
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Absent or not voting, 6:

Baudler	Berry	Cownie	Dawson
Miller, H.	Olson, R.		

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

The House stood at ease at 4:00 p.m., until the fall of the gavel.

The House resumed session at 4:04 p.m., Speaker Paulsen in the chair.

Ways and Means Calendar

House File 640, a bill for an act relating to liquids which are flammable or combustible, by providing for the storage, marketing, and distribution of such liquids, providing for the marketing and distribution of liquids classified as motor fuel, including a conventional blendstock for oxygenate blending, and blended and unblended gasoline and diesel fuel, providing for liability, and including fees and penalties, was taken up for consideration.

Klein of Washington offered amendment H-1432 filed by him from the floor.

Muhlbauer of Crawford offered amendment H-1436, to amendment H-1432, filed by Muhlbauer, et al., from the floor and moved its adoption.

Roll call was requested by Muhlbauer of Crawford and McCarthy of Polk.

On the question "Shall amendment H-1436, to amendment H-1432, be adopted?" (H.F. 640)

The ayes were, 43:

Abdul-Samad	Anderson	Bearinger	Cohoon
Drake	Dunkel	Forbes	Gaines
Gaskill	Hall	Hanson	Heddens
Hunter	Isenhardt	Jacoby	Kajtažovic
Kearns	Kelley	Kressig	Lensing

Lundby	Lykam	Mascher	McCarthy
Muhlbauer	Murphy	Oldson	Olson, T.
Ourth	Prichard	Riding	Ruff
Running-Marquardt	Smith, M.	Staed	Steckman
Stutsman	Taylor, T.	Thomas	Wessel-Kroeschell
Winckler	Wolfe	Wood	

The nays were, 50:

Alons	Bacon	Baltimore	Brandenburg
Byrnes	Costello	Deyoe	Dolecheck
Fisher	Forristall	Fry	Garrett
Gassman	Grassley	Hagenow	Hanusa
Heartsill	Heaton	Hein	Hess
Highfill	Jorgensen	Kaufmann	Klein
Koester	Landon	Lofgren	Maxwell
Miller, L.	Moore	Olson, S.	Pettengill
Rayhons	Rogers	Salmon	Sands
Schultz	Shaw	Sheets	Smith, J.
Soderberg	Stanerson	Taylor, R.	Thede
Upmeyer	Vander Linden	Watts	Windschitl
Worthan	Mr. Speaker Paulsen		

Absent or not voting, 7:

Baudler	Berry	Cownie	Dawson
Huseman	Miller, H.	Olson, R.	

Amendment H-1436, to amendment H-1432, lost.

Klein of Washington moved the adoption of amendment H-1432.

Amendment H-1432 was adopted, placing out of order amendment H-1376 filed by Klein of Washington on April 30, 2013 and amendment H-1379 filed by Muhlbauer of Crawford and Kelley of Jasper on April 30, 2013.

Klein of Washington offered amendment H-1433 filed by him from the floor and moved its adoption.

Roll call was requested by McCarthy of Polk and Kelley of Jasper.

On the question "Shall amendment H-1433 be adopted?" (H.F. 640)

The ayes were, 94:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Bearinger	Brandenburg	Byrnes
Cohoon	Costello	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Fry	Gaines	Garrett
Gaskill	Gassman	Grassley	Hagenow
Hall	Hanson	Hanusa	Heartsill
Heaton	Heddens	Hein	Hess
Highfill	Hunter	Huseman	Isenhart
Jacoby	Jorgensen	Kajtazovic	Kaufmann
Kearns	Kelley	Klein	Koester
Kressig	Landon	Lensing	Lofgren
Lundby	Lykam	Mascher	Maxwell
McCarthy	Miller, L.	Moore	Muhlbauer
Murphy	Oldson	Olson, S.	Olson, T.
Ourth	Pettengill	Prichard	Rayhons
Riding	Rogers	Ruff	Running-Marquardt
Salmon	Sands	Schultz	Shaw
Sheets	Smith, J.	Smith, M.	Soderberg
Staed	Stanerson	Steckman	Stutsman
Taylor, R.	Taylor, T.	Thede	Thomas
Upmeyer	Vander Linden	Watts	Wessel-Kroeschell
Winckler	Windschitl	Wolfe	Wood
Worthan	Mr. Speaker		
	Paulsen		

The nays were, none.

Absent or not voting, 6:

Baudler	Berry	Cownie	Dawson
Miller, H.	Olson, R.		

Amendment H-1433 was adopted.

Klein of Washington moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 640)

The ayes were, 52:

Abdul-Samad	Alons	Bacon	Baltimore
Brandenburg	Byrnes	Costello	Deyoe
Dolecheck	Drake	Fisher	Forristall
Fry	Gaines	Garrett	Gassman
Grassley	Hagenow	Hanusa	Heartsill

Heaton	Hein	Hess	Highfill
Huseman	Jorgensen	Kaufmann	Klein
Koester	Landon	Lofgren	Maxwell
Miller, L.	Moore	Olson, S.	Pettengill
Rayhons	Rogers	Salmon	Sands
Schultz	Shaw	Sheets	Smith, J.
Soderberg	Stanerson	Taylor, R.	Taylor, T.
Upmeyer	Windschitl	Worthan	Mr. Speaker Paulsen

The nays were, 41:

Anderson	Bearinger	Cohoon	Dunkel
Forbes	Gaskill	Hall	Hanson
Heddens	Hunter	Isenhardt	Jacoby
Kajtažovic	Kearns	Kelley	Kressig
Lensing	Lundby	Lykam	Mascher
McCarthy	Muhlbauer	Oldson	Olson, T.
Ourth	Prichard	Riding	Ruff
Running-Marquardt	Smith, M.	Staed	Steckman
Stutsman	Thede	Thomas	Vander Linden
Watts	Wessel-Kroeschell	Winckler	Wolfe
Wood			

Absent or not voting, 7:

Baudler	Berry	Cownie	Dawson
Miller, H.	Murphy	Olson, R.	

The bill having received a constitutional majority was declared to have passed the House and the title, as amended, was agreed to.

HOUSE FILES 376 AND 597 WITHDRAWN

Klein of Washington asked and received unanimous consent to withdraw House Files 376 and 597 from further consideration by the House.

IMMEDIATE MESSAGES

Upmeyer of Cerro Gordo asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House File 640** and **Senate Files 442** and **452**.

HOUSE INSISTS

Heaton of Henry called up for consideration **Senate File 446**, a bill for an act relating to appropriations for health and human services and including other related provisions and appropriations, providing penalties, and including effective, retroactive, and applicability date provisions and moved that the House insist on its amendment, which motion prevailed.

CONFERENCE COMMITTEE APPOINTED
(Senate File 446)

The Speaker announced the appointment of the conference committee to consider the differences between the House and Senate concerning Senate File 446: Heaton of Henry, Chair; Costello of Mills, Fry of Clarke, Wessel-Kroeschell of Story and Heddens of Story.

HOUSE INSISTS

Rogers of Black Hawk called up for consideration **Senate File 296**, a bill for an act relating to integrated care models for the delivery of health care, including but not limited to required utilization of a medical home by individuals currently and newly eligible for coverage under the Medicaid program and including effective date provisions and moved that the House insist on its amendment, which motion prevailed.

CONFERENCE COMMITTEE APPOINTED
(Senate File 296)

The Speaker announced the appointment of the conference committee to consider the differences between the House and Senate concerning Senate File 296: Rogers of Black Hawk, Chair; Fry of Clarke, Heaton of Henry, T. Olson of Linn and M. Smith of Marshall.

IMMEDIATE MESSAGES

Upmeyer of Cerro Gordo asked and received unanimous consent that the following bills be immediately messaged to the Senate: **Senate Files 296** and **446**.

LEAVE OF ABSENCE

Leave of absence was granted during voting as follows:

Baltimore of Boone	Baudler of Adair
Cownie of Polk	Dawson of Woodbury
Huseman of Cherokee	Sands of Louisa

The House stood at ease at 4:24 p.m., until the fall of the gavel.

The House resumed session at 4:45 p.m., Speaker Paulsen in the chair.

AMENDMENTS FILED

H-1419	H.F.	644	Vander Linden of Mahaska Windschitl of Harrison
H-1420	S.F.	452	Kelley of Jasper
H-1421	S.F.	452	Prichard of Floyd Ruff of Clayton
H-1422	S.F.	452	Fry of Clarke
H-1423	S.F.	452	Wolfe of Clinton R. Olson of Polk
H-1424	S.F.	452	Jacoby of Johnson
H-1425	S.F.	452	Winckler of Scott Anderson of Polk Berry of Black Hawk Dunkel of Dubuque Gaines of Polk Hall of Woodbury Heddens of Story Jacoboy of Johnson Kearns of Lee Lensing of Johnson Lykam of Scott H. Miller of Webster Murphy of Dubuque T. Olson of Linn Riding of Polk M. Smith of Marshall Steckman of Cerro Gordo
			Abdul-Samad of Polk Bearinger of Fayette Cohoon of Des Moines Forbes of Polk Gaskill of Wapello Hanson of Jefferson Hunter of Polk Kajtazovic of Black Hawk Kressig of Black Hawk Lundby of Linn Mascher of Johnson Muhlbauer of Crawford Oldson of Polk Prichard of Floyd Ruff of Clayton Staed of Linn

Stutsman of Johnson			T. Taylor of Linn
Thede of Scott			Thomas of Clayton
Wessel-Kroeschell of Story			Wolfe of Clinton
Wood of Scott			
H-1426	S.F.	452	Isenhart of Dubuque
Abdul-Samad of Polk			Anderson of Polk
Bearinger of Fayette			Berry of Black Hawk
Cohoon of Des Moines			Dunkel of Dubuque
Forbes of Polk			Gaskill of Wapello
Hall of Woodbury			Hanson of Jefferson
Heddens of Story			Jacoby of Johnson
Kajtazovic of Black Hawk			Kearns of Lee
Kressig of Black Hawk			Lensing of Johnson
Lundby of Linn			Lykam of Scott
Mascher of Johnson			Murphy of Dubuque
T. Olson of Linn			Prichard of Floyd
Riding of Polk			Ruff of Clayton
M. Smith of Marshall			Staed of Linn
Steckman of Cerro Gordo			Stutsman of Johnson
T. Taylor of Linn			Thede of Scott
Thomas of Clayton			Wessel-Kroeschell of Story
Winckler of Scott			Wolfe of Clinton
Wood of Scott			
H-1427	S.F.	452	Hall of Woodbury
H-1428	S.F.	452	Kajtazovic of Black Hawk
H-1429	S.F.	452	Kajtazovic of Black Hawk
Bearinger of Fayette			Berry of Black Hawk
Cohoon of Des Moines			Forbes of Polk
Gaines of Polk			Gaskill of Wapello
Hanson of Jefferson			Heddens of Story
Hunter of Polk			Jacoby of Johnson
Kearns of Lee			Kelley of Jasper
Kressig of Black Hawk			Lensing of Johnson
Mascher of Johnson			H. Miller of Webster
Muhlbauer of Crawford			Murphy of Dubuque
Prichard of Floyd			Ruff of Clayton
M. Smith of Marshall			Staed of Linn
Steckman of Cerro Gordo			Stutsman of Johnson
T. Taylor of Linn			Thede of Scott
Thomas of Clayton			Wessel-Kroeschell of Story
Winckler of Scott			Wood of Scott

H-1430	S.F.	452	M. Smith of Marshall Bearinger of Fayette Cohoon of Des Moines Heddens of Story Lensing of Johnson H. Miller of Webster T. Taylor of Linn Wessel-Kroeschell of Story
			Anderson of Polk Berry of Black Hawk Forbes of Polk Kearns of Lee Mascher of Johnson Stutsman of Johnson Thede of Scott Winckler of Scott
H-1431	S.F.	452	Lofgren of Muscatine Soderberg of Plymouth
H-1432	H.F.	640	Klein of Washington
H-1433	H.F.	640	Klein of Washington
H-1434	S.F.	452	Soderberg of Plymouth
H-1435	S.F.	452	Isenhart of Dubuque
H-1436	H.F.	640	Muhlbauer of Crawford Kelley of Jasper Thomas of Clayton
H-1437	S.F.	452	Soderberg of Plymouth
H-1438	S.F.	452	L. Miller of Scott
H-1439	S.F.	452	Soderberg of Plymouth

On motion by Upmeyer of Cerro Gordo, the House adjourned at 4:46 p.m., until 1:00 p.m., Monday, May 6, 2013.

JOURNAL OF THE HOUSE

One Hundred-thirteenth Calendar Day - Seventy-fourth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Monday, May 6, 2013

The House met pursuant to adjournment at 1:00 p.m., Speaker Paulsen in the chair.

Prayer was offered by Representative Alons of Sioux County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Bailey Tripp, Chief Clerk's Page from Pella.

The Journal of Thursday, May 2, 2013, was approved.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on May 6, 2013, appointed the Conference Committee to Senate File 296, a bill for an act relating to integrated care models for the delivery of health care, including but not limited to required utilization of a medical home by individuals currently and newly eligible for coverage under the Medicaid program and including effective date provisions, and the members of the Conference Committee on the part of the Senate are: The Senator from Dubuque, Senator Jochum; the Senator from Polk, Senator Hatch; the Senator from Cerro Gordo, Senator Ragan; the Senator from Shelby, Senator Boettger; the Senator from Osceola, Senator Johnson.

Also: That the Senate has on May 6, 2013, appointed the Conference Committee to Senate File 446, a bill for an act relating to appropriations for health and human services and including other related provisions and appropriations, providing penalties, and including effective, retroactive, and applicability date provisions, and the members of the Conference Committee on the part of the Senate are: The Senator from Polk, Senator Hatch, Chair; the Senator from Johnson, Senator Bolkcom; the Senator from Cerro Gordo, Senator Ragan; the Senator from Osceola, Senator Johnson; the Senator from Crawford, Senator Segebart.

MICHAEL E. MARSHALL, Secretary

BILLS ENROLLED, SIGNED AND SENT TO GOVERNOR

The Chief Clerk of the House submitted the following report:

Mr. Speaker: The Chief Clerk of the House respectfully reports that the following bills have been examined and found correctly enrolled, signed by the Speaker of the House and the President of the Senate, and presented to the Governor for his approval on this 6th day of May, 2013, House Files 356, 487, 495, 545, 565, 607 and 631.

CARMINE BOAL
Chief Clerk of the House

HOUSE STUDY BILL COMMITTEE ASSIGNMENT**H.S.B. 238 Ways and Means**

Relating to Iowa's urban renewal law by establishing restrictions on the issuance of certain bonds and other indebtedness and including effective date provisions.

On motion by Upmeyer of Cerro Gordo, the House adjourned at 1:03 p.m., until 8:30 a.m., Tuesday, May 7, 2013.

JOURNAL OF THE HOUSE

One Hundred-fourteenth Calendar Day - Seventy-fifth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Tuesday, May 7, 2013

The House met pursuant to adjournment at 8:31 a.m., Speaker Paulsen in the chair.

Prayer was offered by Representative Dolecheck of Ringgold County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Traycee Earls, Page from Osceola.

The Journal of Monday, May 6, 2013, was approved.

The House stood at ease at 8:38 a.m., until the fall of the gavel.

The House resumed session at 10:37 a.m., Speaker Paulsen in the chair.

SENATE AMENDMENT CONSIDERED

House Refused To Concur

Huseman of Cherokee called up for consideration **House File 638**, a bill for an act relating to and making appropriations to state departments and agencies from the rebuild Iowa infrastructure fund and the technology reinvestment fund, providing for related matters, and including effective date provisions, amended by the Senate, and moved that the House concur in the Senate amendment H-1382.

Roll call was requested by Cohoon of Des Moines and Upmeyer of Cerro Gordo.

On the question "Shall the House concur in the Senate amendment H-1382?" (H.F. 638)

The ayes were, 45:

Abdul-Samad
Cohoon

Anderson
Dawson

Bearinger
Dunkel

Berry
Forbes

Gaines	Gaskill	Hall	Hanson
Heddens	Hunter	Isenhart	Jacoby
Kajtazovic	Kearns	Kressig	Lensing
Lundby	Lykam	Mascher	McCarthy
Miller, H.	Murphy	Oldson	Olson, R.
Olson, T.	Ourth	Prichard	Riding
Ruff	Running-Marquardt	Smith, M.	Staed
Steckman	Stutsman	Taylor, T.	Thede
Thomas	Wessel-Kroeschell	Winckler	Wolfe
Wood			

The nays were, 54:

Alons	Bacon	Baltimore	Baudler
Brandenburg	Byrnes	Costello	Cownie
Deyoe	Dolecheck	Drake	Fisher
Forristall	Fry	Garrett	Gassman
Grassley	Hagenow	Hanusa	Heartsill
Heaton	Hein	Hess	Highfill
Huseman	Jorgensen	Kaufmann	Kelley
Klein	Koester	Landon	Lofgren
Maxwell	Miller, L.	Moore	Olson, S.
Pettengill	Rayhons	Rogers	Salmon
Sands	Schultz	Shaw	Sheets
Smith, J.	Soderberg	Stanerson	Taylor, R.
Upmeyer	Vander Linden	Watts	Windschitl
Worthan	Mr. Speaker		
	Paulsen		

Absent or not voting, 1.

Muhlbauer

The motion lost and the House refused to concur in the Senate amendment H-1382.

CONSIDERATION OF BILLS Unfinished Business Calendar

House File 616, a bill for an act relating to the requirements and administration of the targeted jobs withholding credit pilot project and including applicability provisions, was taken up for consideration.

Thomas of Clayton asked and received unanimous consent to withdraw amendments H-1229 and H-1230 filed by him on March 29, 2013.

SENATE FILE 433 SUBSTITUTED FOR HOUSE FILE 616

Jorgensen of Woodbury asked and received unanimous consent to substitute Senate File 433 for House File 616.

Senate File 433, a bill for an act relating to the requirements and administration of the targeted jobs withholding credit pilot project and including applicability provisions, was taken up for consideration.

Jorgensen of Woodbury moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 433)

The ayes were, 97:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cphoon	Costello
Cownie	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Fry	Gaines	Garrett
Gaskill	Gassman	Grassley	Hagenow
Hall	Hanson	Hanusa	Heartsill
Heaton	Heddens	Hein	Hess
Highfill	Huseman	Jacoby	Jorgensen
Kajtazovic	Kaufmann	Kearns	Kelley
Klein	Koester	Kressig	Landon
Lensing	Lofgren	Lundby	Lykam
Mascher	Maxwell	McCarthy	Miller, H.
Miller, L.	Moore	Murphy	Oldson
Olson, R.	Olson, S.	Olson, T.	Ourth
Pettengill	Prichard	Rayhons	Riding
Rogers	Ruff	Running-Marquardt	Salmon
Sands	Schultz	Shaw	Sheets
Smith, J.	Smith, M.	Soderberg	Staed
Stanerson	Steckman	Stutsman	Taylor, R.
Taylor, T.	Thede	Thomas	Upmeyer
Vander Linden	Watts	Wessel-Kroeschell	Winckler
Windschitl	Wolfe	Wood	Worthan
Mr. Speaker			
Paulsen			

The nays were, 2:

Hunter Isenhart

Absent or not voting, 1:

Muhlbauer

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

HOUSE FILES 473 AND 616 WITHDRAWN

Jorgensen of Woodbury asked and received unanimous consent to withdraw House Files 473 and 616 from further consideration by the House.

Senate File 338, a bill for an act requiring background checks for school employees, with report of committee recommending passage, was taken up for consideration.

Hess of Clay offered amendment H-1440 filed by her from the floor.

Amendment H-1440 was adopted.

Hess of Clay asked and received unanimous consent to withdraw amendment H-1252 filed by her on April 4, 2013.

Hess of Clay moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 338)

The ayes were, 99:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cohoon	Costello
Cownie	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Fry	Gaines	Garrett
Gaskill	Gassman	Grassley	Hagenow
Hall	Hanson	Hanusa	Heartsill
Heaton	Heddens	Hein	Hess
Highfill	Hunter	Huseman	Isenhart
Jacoby	Jorgensen	Kajtazovic	Kaufmann
Kearns	Kelley	Klein	Koester
Kressig	Landon	Lensing	Lofgren

Lundby	Lykam	Mascher	Maxwell
McCarthy	Miller, H.	Miller, L.	Moore
Murphy	Oldson	Olson, R.	Olson, S.
Olson, T.	Ourth	Pettengill	Prichard
Rayhons	Riding	Rogers	Ruff
Running-Marquardt	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Smith, M.
Soderberg	Staed	Stanerson	Steckman
Stutsman	Taylor, R.	Taylor, T.	Thede
Thomas	Upmeyer	Vander Linden	Watts
Wessel-Kroeschell	Winckler	Windschitl	Wolfe
Wood	Worthan	Mr. Speaker	
		Paulsen	

The nays were, none.

Absent or not voting, 1:

Muhlbauer

The bill having received a constitutional majority was declared to have passed the House and the title, as amended, was agreed to.

SENATE AMENDMENTS CONSIDERED House Concurred

Hess of Clay called up for consideration **House File 471**, a bill for an act relating to the payment of reasonable attorney fees in juvenile court or appellate proceedings relating to a termination of parental rights petition, amended by the Senate, and moved that the House concur in the Senate amendment H-1412.

The motion prevailed and the House concurred in the Senate amendment H-1412.

Hess of Clay moved that the bill, as amended by the Senate and concurred in by the House, be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 471)

The ayes were, 99:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cohoon	Costello
Cownie	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes

Forristall	Fry	Gaines	Garrett
Gaskill	Gassman	Grassley	Hagenow
Hall	Hanson	Hanusa	Heartsill
Heaton	Heddens	Hein	Hess
Highfill	Hunter	Huseman	Isenhart
Jacoby	Jorgensen	Kajtazovic	Kaufmann
Kearns	Kelley	Klein	Koester
Kressig	Landon	Lensing	Lofgren
Lundby	Lykam	Mascher	Maxwell
McCarthy	Miller, H.	Miller, L.	Moore
Murphy	Oldson	Olson, R.	Olson, S.
Olson, T.	Ourth	Pettengill	Prichard
Rayhons	Riding	Rogers	Ruff
Running-Marquardt	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Smith, M.
Soderberg	Staed	Stanerson	Steckman
Stutsman	Taylor, R.	Taylor, T.	Thede
Thomas	Upmeyer	Vander Linden	Watts
Wessel-Kroeschell	Winckler	Windschitl	Wolfe
Wood	Worthan	Mr. Speaker	
		Paulsen	

The nays were, none.

Absent or not voting, 1:

Muhlbauer

The bill having received a constitutional majority was declared to have passed the House and the title, as amended, was agreed to.

House Concurred

Moore of Jackson called up for consideration **Senate File 386**, a bill for an act relating to matters under the purview of the department of transportation, including the use of information contained in electronic driver and nonoperator identification records, the form of motor vehicle financial liability coverage cards, motor truck registration periods, grounds for disqualification of commercial vehicle operators, provisions for the issuance of temporary restricted licenses for persons convicted of operating while intoxicated, county issuance of driver's licenses, and the administration of highway contracts, amended by the House, further amended by the Senate and moved that the House concur in the Senate amendment H-1381 to the House amendment.

The motion prevailed and the House concurred in the Senate amendment H-1381, to the House amendment.

Moore of Jackson moved that the bill, as amended by the House, further amended by the Senate and concurred in by the House, be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 386)

The ayes were, 95:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cohoon	Costello
Cownie	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Fry	Gaines	Garrett
Gaskill	Gassman	Grassley	Hagenow
Hall	Hanson	Hanusa	Heaton
Heddens	Hein	Hess	Highfill
Hunter	Huseman	Isenhart	Jacoby
Jorgensen	Kajtazovic	Kaufmann	Kearns
Kelley	Klein	Koester	Kressig
Landon	Lensing	Lofgren	Lundby
Lykam	Mascher	Maxwell	McCarthy
Miller, H.	Miller, L.	Moore	Murphy
Oldson	Olson, R.	Olson, S.	Olson, T.
Ourth	Prichard	Rayhons	Riding
Rogers	Ruff	Running-Marquardt	Salmon
Sands	Schultz	Smith, J.	Smith, M.
Soderberg	Staed	Stanerson	Steckman
Stutsman	Taylor, R.	Taylor, T.	Thede
Thomas	Upmeyer	Vander Linden	Watts
Wessel-Kroeschell	Winckler	Windschitl	Wolfe
Wood	Worthan	Mr. Speaker	
		Paulsen	

The nays were, 4:

Heartsill	Pettengill	Shaw	Sheets
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Absent or not voting, 1:

Muhlbauer

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House Concurred

Hein of Jones called up for consideration **House File 512**, a bill for an act providing for the determination of animal units which are part of confinement feeding operations, and making penalties applicable,

amended by the Senate, and moved that the House concur in the Senate amendment H-1388.

The motion prevailed and the House concurred in the Senate amendment H-1388.

Hein of Jones moved that the bill, as amended by the Senate and concurred in by the House, be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 512)

The ayes were, 85:

Alons	Bacon	Baltimore	Baudler
Bearinger	Berry	Brandenburg	Byrnes
Cohoon	Costello	Cownie	Dawson
Deyoe	Dolecheck	Drake	Dunkel
Fisher	Forristall	Fry	Gaines
Garrett	Gaskill	Gassman	Grassley
Hagenow	Hall	Hanson	Hanusa
Heartsill	Heaton	Hein	Hess
Highfill	Huseman	Jacoby	Jorgensen
Kaufmann	Kearns	Kelley	Klein
Koester	Kressig	Landon	Lofgren
Lundby	Lykam	Maxwell	Miller, H.
Miller, L.	Moore	Murphy	Olson, R.
Olson, S.	Olson, T.	Ourth	Pettengill
Prichard	Rayhons	Riding	Rogers
Ruff	Running-Marquardt	Salmon	Sands
Schultz	Shaw	Sheets	Smith, J.
Smith, M.	Soderberg	Stanerson	Steckman
Stutsman	Taylor, R.	Taylor, T.	Thede
Thomas	Upmeyer	Vander Linden	Watts
Windschitl	Wolfe	Wood	Worthan
Mr. Speaker			
Paulsen			

The nays were, 14:

Abdul-Samad	Anderson	Forbes	Heddens
Hunter	Isenhart	Kajtazovic	Lensing
Mascher	McCarthy	Oldson	Staed
Wessel-Kroeschell	Winckler		

Absent or not voting, 1:

Muhlbauer

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

IMMEDIATE MESSAGES

Upmeyer of Cerro Gordo asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Files 471, 512, 638** and **Senate Files 338, 386** and **433**.

House Concurred

Klein of Washington called up for consideration **House File 527**, a bill for an act requiring a person other than a juvenile convicted of or receiving a deferred judgment for an aggravated misdemeanor to submit a DNA sample and including effective date provisions, amended by the Senate, and moved that the House concur in the Senate amendment H-1403.

The motion prevailed and the House concurred in the Senate amendment H-1403.

Klein of Washington moved that the bill, as amended by the Senate and concurred in by the House, be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 527)

The ayes were, 84:

Abdul-Samad	Anderson	Bacon	Baltimore
Baudler	Bearinger	Berry	Brandenburg
Byrnes	Cohoon	Costello	Cownie
Dawson	Deyoe	Dolecheck	Drake
Dunkel	Fisher	Forbes	Forristall
Fry	Gaines	Garrett	Gassman
Grassley	Hagenow	Hall	Hanson
Hanusa	Heaton	Heddens	Hein
Hess	Highfill	Huseman	Jacoby
Jorgensen	Kajtazovic	Kaufmann	Kearns
Klein	Koester	Kressig	Landon
Lofgren	Lundby	Lykam	Maxwell
McCarthy	Miller, H.	Miller, L.	Moore
Murphy	Oldson	Olson, R.	Olson, S.
Olson, T.	Ourth	Pettengill	Prichard
Rayhons	Riding	Rogers	Ruff
Running-Marquardt	Salmon	Sands	Smith, J.
Smith, M.	Soderberg	Staed	Stanerson
Steckman	Stutsman	Taylor, R.	Thede
Thomas	Upmeyer	Vander Linden	Watts
Windschitl	Wood	Worthan	Mr. Speaker
			Paulsen

The nays were, 15:

Alons	Gaskill	Heartsill	Hunter
Isenhart	Kelley	Lensing	Mascher
Schultz	Shaw	Sheets	Taylor, T.
Wessel-Kroeschell	Winckler	Wolfe	

Absent or not voting, 1:

Muhlbauer -

The bill having received a constitutional majority was declared to have passed the House and the title, as amended, was agreed to.

CONSIDERATION OF BILLS Ways and Means Calendar

Senate File 432, a bill for an act relating to the administration of the tax and related laws of the department of revenue, including administration of income taxes, sales and use and excise taxes, an environmental protection charge, and property taxes, with report of committee recommending passage, was taken up for consideration.

Windschitl of Harrison offered amendment H-1441 filed by him and T. Olson of Linn from the floor and moved its adoption.

Amendment H-1441 was adopted.

Windschitl of Harrison moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 432)

The ayes were, 99:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cphoon	Costello
Cownie	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Fry	Gaines	Garrett
Gaskill	Gassman	Grassley	Hagenow
Hall	Hanson	Hanusa	Heartsill
Heaton	Heddens	Hein	Hess
Highfill	Hunter	Huseman	Isenhart
Jacoby	Jorgensen	Kajtazovic	Kaufmann

Kearns	Kelley	Klein	Koester
Kressig	Landon	Lensing	Lofgren
Lundby	Lykam	Mascher	Maxwell
McCarthy	Miller, H.	Miller, L.	Moore
Murphy	Oldson	Olson, R.	Olson, S.
Olson, T.	Ourth	Pettengill	Prichard
Rayhons	Riding	Rogers	Ruff
Running-Marquardt	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Smith, M.
Soderberg	Staed	Stanerson	Steckman
Stutsman	Taylor, R.	Taylor, T.	Thede
Thomas	Upmeyer	Vander Linden	Watts
Wessel-Kroeschell	Winckler	Windschitl	Wolfe
Wood	Worthan	Mr. Speaker	
		Paulsen	

The nays were, none.

Absent or not voting, 1:

Muhlbauer

The bill having received a constitutional majority was declared to have passed the House and the title, as amended, was agreed to.

Senate File 436, a bill for an act relating to the historic preservation and cultural and entertainment district tax credit by modifying the total amount of tax credits that may be issued, the definition of substantial rehabilitation costs, and the qualifications for certain projects, and including effective date and applicability provisions, with report of committee recommending amendment and passage, was taken up for consideration.

Hagenow of Polk offered amendment H-1369 filed by the committee on Ways and Means.

Roll call was requested by Isenhart of Dubuque and Kressig of Black Hawk.

On the question "Shall the committee amendment H-1369 be adopted?" (S.F. 436)

The ayes were, 53:

Alons	Bacon	Baltimore	Baudler
Brandenburg	Byrnes	Costello	Cownie
Deyoe	Dolecheck	Drake	Fisher

Forristall	Fry	Garrett	Gassman
Grassley	Hagenow	Hanusa	Heartsill
Heaton	Hein	Hess	Highfill
Huseman	Jorgensen	Kaufmann	Klein
Koester	Landon	Lofgren	Maxwell
Miller, L.	Moore	Olson, S.	Pettengill
Rayhons	Rogers	Salmon	Sands
Schultz	Shaw	Sheets	Smith, J.
Soderberg	Stanerson	Taylor, R.	Upmeyer
Vander Linden	Watts	Windschitl	Worthan
Mr. Speaker Paulsen			

The nays were, 46:

Abdul-Samad	Anderson	Bearinger	Berry
Cohoon	Dawson	Dunkel	Forbes
Gaines	Gaskill	Hall	Hanson
Heddens	Hunter	Isenhardt	Jacoby
Kajtazovic	Kearns	Kelley	Kressig
Lensing	Lundby	Lykam	Mascher
McCarthy	Miller, H.	Murphy	Oldson
Olson, R.	Olson, T.	Ourth	Prichard
Riding	Ruff	Running-Marquardt	Smith, M.
Staed	Steckman	Stutsman	Taylor, T.
Thede	Thomas	Wessel-Kroeschell	Winckler
Wolfe	Wood		

Absent or not voting, 1:

Muhlbauer

The committee amendment H-1369 was adopted.

Hagenow of Polk moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 436)

The ayes were, 97:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cohoon	Costello
Cownie	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Fry	Gaines	Garrett
Gaskill	Gassman	Grassley	Hagenow
Hall	Hanson	Hanusa	Heartsill

Heaton	Heddens	Hein	Hess
Highfill	Huseman	Isenhart	Jacoby
Jorgensen	Kajtazovic	Kaufmann	Kearns
Kelley	Klein	Koester	Kressig
Landon	Lensing	Lofgren	Lundby
Lykam	Mascher	Maxwell	McCarthy
Miller, H.	Miller, L.	Moore	Murphy
Oldson	Olson, S.	Olson, T.	Ourth
Pettengill	Prichard	Rayhons	Riding
Rogers	Ruff	Running-Marquardt	Salmon
Sands	Schultz	Shaw	Sheets
Smith, J.	Smith, M.	Soderberg	Staed
Stanerson	Steckman	Stutsman	Taylor, R.
Taylor, T.	Thede	Thomas	Upmeyer
Vander Linden	Watts	Wessel-Kroeschell	Winckler
Windschitl	Wolfe	Wood	Worthan
Mr. Speaker Paulsen			

The nays were, 2:

Hunter Olson, R.

Absent or not voting, 1:

Muhlbauer

The bill having received a constitutional majority was declared to have passed the House and the title, as amended, was agreed to.

IMMEDIATE MESSAGES

Upmeyer of Cerro Gordo asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House File 527** and **Senate Files 432** and **436**.

On motion by Upmeyer of Cerro Gordo, the House was recessed at 11:30 a.m., until 2:00 p.m.

AFTERNOON SESSION

The House reconvened at 2:05 p.m., Speaker Paulsen in the chair.

MESSAGE FROM THE SENATE

The following message was received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on May 7, 2013, insisted on its amendment to House File 638, a bill for an act relating to and making appropriations to state departments and agencies from the rebuild Iowa infrastructure fund and the technology reinvestment fund, providing for related matters, and including effective date provisions, and the members of the Conference Committee on the part of the Senate are: The Senator from Polk, Senator McCoy; the Senator from Webster, Senator Beall; the Senator from Jackson, Senator Bowman; the Senator from Benton, Senator Kapucian; the Senator from Woodbury, Senator Anderson.

MICHAEL E. MARSHALL, Secretary

CONFERENCE COMMITTEE APPOINTED
(House File 638)

The Speaker announced the appointment of the conference committee to consider the differences between the House and Senate concerning House File 638: Huseman of Cherokee, Chair; Lofgren of Muscatine, Maxwell of Poweshiek, Cohoon of Des Moines and Dunkel of Dubuque.

The House stood at ease at 2:06 p.m., until the fall of the gavel.

The House resumed session at 3:05 p.m., Speaker Paulsen in the chair.

IMMEDIATE MESSAGE

Upmeyer of Cerro Gordo asked and received unanimous consent that **House File 638** be immediately messaged to the Senate.

CONSIDERATION OF BILLS
Unfinished Business Calendar

Senate File 247, a bill for an act providing for the possession of cats classified as bengals and savannahs, with report of committee recommending passage, was taken up for consideration.

Klein of Washington moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 247)

The ayes were, 86:

Abdul-Samad	Alons	Bacon	Bearinger
Berry	Brandenburg	Byrnes	Cohoon
Costello	Cownie	Dawson	Dolecheck
Drake	Dunkel	Fisher	Forbes
Fry	Gaines	Garrett	Gaskill
Gassman	Grassley	Hagenow	Hall
Hanson	Hanusa	Heartsill	Heaton
Heddens	Hein	Hess	Highfill
Hunter	Huseman	Jorgensen	Kaufmann
Kearns	Kelley	Klein	Koester
Kressig	Landon	Lofgren	Lundby
Lykam	Mascher	Maxwell	Miller, H.
Miller, L.	Moore	Murphy	Olson, R.
Olson, S.	Olson, T.	Ourth	Pettengill
Prichard	Rayhons	Riding	Rogers
Ruff	Running-Marquardt	Salmon	Sands
Schultz	Shaw	Sheets	Smith, J.
Smith, M.	Soderberg	Staed	Stanerson
Steckman	Stutsman	Taylor, R.	Thede
Thomas	Upmeyer	Vander Linden	Watts
Winckler	Windschitl	Wolfe	Wood
Worthan	Mr. Speaker		
	Paulsen		

The nays were, 11:

Anderson	Baltimore	Deyoe	Isenhart
Jacoby	Kajtazovic	Lensing	McCarthy
Oldson	Taylor, T.	Wessel-Kroeschell	

Absent or not voting, 3:

Baudler	Forristall	Muhlbauer
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The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

SENATE AMENDMENTS CONSIDERED
House Concurred

Kaufmann of Cedar called up for consideration **House File 355**, a bill for an act relating to the renewal of driver's licenses electronically and including effective date provisions, amended by the Senate, and moved that the House concur in the Senate amendment H-1367.

The motion prevailed and the House concurred in the Senate amendment H-1367.

Kaufmann of Cedar moved that the bill, as amended by the Senate and concurred in by the House, be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 355)

The ayes were, 92:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cohoon	Costello
Cownie	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Fry	Gaines	Garrett
Gaskill	Gassman	Grassley	Hagenow
Hall	Hanson	Hanusa	Heartsill
Heaton	Heddens	Hein	Hess
Highfill	Huseman	Isenhart	Jorgensen
Kajtazovic	Kaufmann	Kelley	Klein
Koester	Kressig	Landon	Lofgren
Lundby	Lykam	Maxwell	Miller, H.
Miller, L.	Moore	Murphy	Oldson
Olson, R.	Olson, S.	Olson, T.	Ourth
Pettengill	Prichard	Rayhons	Riding
Rogers	Ruff	Running-Marquardt	Salmon
Sands	Schultz	Shaw	Sheets
Smith, J.	Smith, M.	Soderberg	Staed
Stanerson	Steckman	Stutsman	Taylor, R.
Taylor, T.	Thede	Thomas	Upmeyer
Vander Linden	Watts	Wessel-Kroeschell	Windschitl
Wolfe	Wood	Worthan	Mr. Speaker Paulsen

The nays were, 6:

Hunter	Jacoby	Lensing	Mascher
McCarthy	Winckler		

Absent or not voting, 2:

Kearns	Muhlbauer
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The bill having received a constitutional majority was declared to have passed the House and the title, as amended, was agreed to.

House Refused To Concur

Stanerson of Linn called up for consideration **House File 381**, a

bill for an act concerning restrictions on dosage amounts for phenylbutazone in certain horse races, amended by the Senate, and moved that the House concur in the Senate amendment H-1285.

The motion lost and the House refused to concur in the Senate amendment H-1285.

IMMEDIATE MESSAGES

Upmeyer of Cerro Gordo asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Files 355, 381 and Senate File 247.**

Unfinished Business Calendar

Senate File 371, a bill for an act providing for special vehicle registration plates displaying a decal designed and issued by a nonprofit organization, providing fees, making a penalty applicable, and including effective date provisions, with report of committee recommending passage, was taken up for consideration.

Byrnes of Mitchell offered amendment H-1358 filed by him and moved its adoption.

Amendment H-1358 was adopted.

Byrnes of Mitchell moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 371)

The ayes were, 89:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Bearinger	Berry	Brandenburg
Byrnes	Cohoon	Costello	Cownie
Dawson	Deyoe	Dolecheck	Drake
Dunkel	Fisher	Forbes	Forristall
Fry	Gaines	Garrett	Gaskill
Gassman	Grassley	Hall	Hanson
Hanusa	Heartsill	Heaton	Heddens
Hein	Hunter	Huseman	Isenhardt
Jacoby	Jorgensen	Kajtazovic	Kaufmann

Kearns	Kelley	Klein	Koester
Kressig	Landon	Lofgren	Lundby
Lykam	Maxwell	McCarthy	Miller, H.
Miller, L.	Moore	Murphy	Oldson
Olson, S.	Olson, T.	Ourth	Pettengill
Prichard	Rayhons	Riding	Rogers
Ruff	Running-Marquardt	Salmon	Sands
Schultz	Shaw	Sheets	Smith, J.
Smith, M.	Soderberg	Staed	Stanerson
Steckman	Stutsman	Taylor, T.	Thede
Thomas	Upmeyer	Vander Linden	Watts
Windschitl	Wolfe	Wood	Worthan
Mr. Speaker			
Paulsen			

The nays were, 10:

Baudler	Hagenow	Hess	Highfill
Lensing	Mascher	Olson, R.	Taylor, R.
Wessel-Kroeschell	Winckler		

Absent or not voting, 1:

Muhlbauer

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Ways and Means Calendar

House File 644, a bill for an act relating to enhanced E911 emergency communication systems, and providing penalties, was taken up for consideration.

Vander Linden of Mahaska offered amendment H-1419 filed by him and Windschitl of Harrison and moved its adoption.

Amendment H-1419 was adopted.

Vander Linden of Mahaska moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 644)

The ayes were, 99:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cohoon	Costello
Cownie	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Fry	Gaines	Garrett
Gaskill	Gassman	Grassley	Hagenow
Hall	Hanson	Hanusa	Heartsill
Heaton	Heddens	Hein	Hess
Highfill	Hunter	Huseman	Isenhart
Jacoby	Jorgensen	Kajtazovic	Kaufmann
Kearns	Kelley	Klein	Koester
Kressig	Landon	Lensing	Lofgren
Lundby	Lykam	Mascher	Maxwell
McCarthy	Miller, H.	Miller, L.	Moore
Murphy	Oldson	Olson, R.	Olson, S.
Olson, T.	Ourth	Pettengill	Prichard
Rayhons	Riding	Rogers	Ruff
Running-Marquardt	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Smith, M.
Soderberg	Staed	Stanerson	Steckman
Stutsman	Taylor, R.	Taylor, T.	Thede
Thomas	Upmeyer	Vander Linden	Watts
Wessel-Kroeschell	Winckler	Windschitl	Wolfe
Wood	Worthan	Mr. Speaker	
		Paulsen	

The nays were, none.

Absent or not voting, 1:

Muhlbauer

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

HOUSE FILE 510 WITHDRAWN

Vander Linden of Mahaska asked and received unanimous consent to withdraw House File 510 from further consideration by the House.

House File 645, a bill for an act relating to the sales tax exemption for certain wastewater treatment or effluent treatment services, was taken up for consideration.

Stanerson of Linn moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 645)

The ayes were, 98:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cphoon	Costello
Cownie	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Fry	Gaines	Garrett
Gaskill	Gassman	Grassley	Hagenow
Hall	Hanson	Hanusa	Heartsill
Heaton	Heddens	Hein	Hess
Highfill	Huseman	Isenhart	Jacoby
Jorgensen	Kajtazovic	Kaufmann	Kearns
Kelley	Klein	Koester	Kressig
Landon	Lensing	Lofgren	Lundby
Lykam	Mascher	Maxwell	McCarthy
Miller, H.	Miller, L.	Moore	Murphy
Oldson	Olson, R.	Olson, S.	Olson, T.
Ourth	Pettengill	Prichard	Rayhons
Riding	Rogers	Ruff	Running-Marquardt
Salmon	Sands	Schultz	Shaw
Sheets	Smith, J.	Smith, M.	Soderberg
Staed	Stanerson	Steckman	Stutsman
Taylor, R.	Taylor, T.	Thede	Thomas
Upmeyer	Vander Linden	Watts	Wessel-Kroeschell
Winckler	Windschitl	Wolfe	Wood
Worthan	Mr. Speaker Paulsen		

The nays were, 1:

Hunter

Absent or not voting, 1:

Muhlbauer

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

HOUSE FILE 228 WITHDRAWN

Stanerson of Linn asked and received unanimous consent to withdraw House File 228 from further consideration by the House.

IMMEDIATE MESSAGES

Upmeyer of Cerro Gordo asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Files 644, 645** and **Senate File 371**.

LEAVE OF ABSENCE

Leave of absence was granted during voting as follows:

Baudler of Adair

Forristall of Pottawattamie

Muhlbauer of Crawford

On motion by Upmeyer of Cerro Gordo, the House was recessed at 3:27 p.m., until 6:00 p.m.

EVENING SESSION

The House reconvened at 6:14 p.m., R. Taylor of Dallas in the chair.

INTRODUCTION OF BILL

House File 647, by committee on Ways and Means, a bill for an act relating to Iowa's urban renewal law by establishing restrictions on the issuance of certain bonds and other indebtedness and including effective date provisions.

Read first time and placed on the **Ways and Means calendar**.

EXPLANATION OF VOTE

On May 2, 2013, I was necessarily absent during voting in the House chamber. Had I been present, I would have voted as follows:

Senate File 442 – “aye”

DAWSON of Woodbury

HOUSE STUDY BILL COMMITTEE ASSIGNMENT

H.S.B. 239 Appropriations

Creating the state bond repayment fund, making transfers to and appropriations from the fund, and including effective date and applicability provisions.

HOUSE STUDY BILL SUBCOMMITTEE ASSIGNMENTS

House Study Bill 238

Ways and Means: Vander Linden, Chair; Byrnes and Isenhart.

House Study Bill 239

Appropriations: Soderberg, Chair; Dolecheck and Running-Marquardt.

COMMITTEE RECOMMENDATION

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendation has been received and is on file in the office of the Chief Clerk:

CARMINE BOAL
Chief Clerk of the House

COMMITTEE ON WAYS AND MEANS

Committee Bill (Formerly House Study Bill 238), relating to Iowa's urban renewal law by establishing restrictions on the issuance of certain bonds and other indebtedness and including effective date provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** May 7, 2013.

AMENDMENTS FILED

H-1440	S.F.	338	Hess of Clay
H-1441	S.F.	432	Windschitl of Harrison T. Olson of Linn
H-1442	S.F.	406	Heaton of Henry

On motion by Upmeyer of Cerro Gordo, the House adjourned at 6:15 p.m., until 8:30 a.m., Wednesday, May 8, 2013.

JOURNAL OF THE HOUSE

One Hundred-fifteenth Calendar Day - Seventy-sixth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Wednesday, May 8, 2013

The House met pursuant to adjournment at 8:35 a.m., Speaker Paulsen in the chair.

Prayer was offered by Representative Rogers of Black Hawk County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Alex Conover, Page from Holstein.

The Journal of Tuesday, May 7, 2013, was approved.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on May 7, 2013, amended and passed the following bill in which the concurrence of the House is asked:

House File 119, a bill for an act relating to county attorney duties when representing the department of human services in juvenile court.

Also: That the Senate has on May 7, 2013, amended and passed the following bill in which the concurrence of the House is asked:

House File 590, a bill for an act relating to child abuse reporting, assessment procedures, and placement on the central registry for child abuse, and including effective date and applicability provisions.

Also: That the Senate has on May 7, 2013, passed the following bill in which the concurrence of the Senate was asked:

House File 627, a bill for an act establishing a property tax exemption for fairgrounds owned by a county or a fair and including applicability provisions.

Also: That the Senate has on May 7, 2013, amended and passed the following bill in which the concurrence of the House is asked:

House File 632, a bill for an act relating to the assessment of certain real estate used in the cultivation and production of algae, and including effective date and retroactive applicability provisions.

Also: That the Senate has on May 7, 2013, amended the House amendment, concurred in the House amendment as amended, and passed the following bill in which the concurrence of the House is asked:

Senate File 452, a bill for an act relating to state and local finances by making appropriations, providing for fees, providing for legal responsibilities, providing for certain employee benefits, and providing for properly related matters, and including effective date and retroactive and other applicability provisions.

MICHAEL E. MARSHALL, Secretary

On motion by Upmeyer of Cerro Gordo, the House was recessed at 8:41 a.m., until 11:00 a.m.

The House reconvened at 11:13 a.m., Speaker Paulsen in the chair.

SENATE AMENDMENTS CONSIDERED House Concurred

Hess of Clay called up for consideration **House File 119**, a bill for an act relating to county attorney duties when representing the department of human services in juvenile court, amended by the Senate, and moved that the House concur in the Senate amendment H-1443.

The motion prevailed and the House concurred in the Senate amendment H-1443.

Hess of Clay moved that the bill, as amended by the Senate and concurred in by the House, be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 119)

The ayes were, 97:

Abdul-Samad	Alons	Anderson	Bacon
Baudler	Bearinger	Berry	Brandenburg
Byrnes	Cohoon	Costello	Cownie
Dawson	Deyoe	Dolecheck	Drake
Dunkel	Forbes	Forristall	Fry
Gaines	Garrett	Gaskill	Gassman
Grassley	Hagenow	Hall	Hanson

Hanusa	Heartsill	Heaton	Heddens
Hein	Hess	Highfill	Hunter
Huseman	Isenhart	Jacoby	Jorgensen
Kajtazovic	Kaufmann	Kearns	Kelley
Klein	Koester	Kressig	Landon
Lensing	Lofgren	Lundby	Lykam
Mascher	Maxwell	McCarthy	Miller, H.
Miller, L.	Moore	Murphy	Oldson
Olson, R.	Olson, S.	Olson, T.	Ourth
Pettengill	Prichard	Rayhons	Riding
Rogers	Ruff	Running-Marquardt	Salmon
Sands	Schultz	Shaw	Sheets
Smith, J.	Smith, M.	Soderberg	Staed
Stanerson	Steckman	Stutsman	Taylor, R.
Taylor, T.	Thede	Thomas	Upmeyer
Vander Linden	Watts	Wessel-Kroeschell	Winckler
Windschitl	Wolfe	Wood	Worthan
Mr. Speaker			
Paulsen			

The nays were, none.

Absent or not voting, 3:

Baltimore	Fisher	Muhlbauer
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The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House Concurred

Fry of Clarke called up for consideration **House File 590**, a bill for an act relating to child abuse reporting, assessment procedures, and placement on the central registry for child abuse, and including effective date and applicability provisions, amended by the Senate, and moved that the House concur in the Senate amendment H-1444.

The motion prevailed and the House concurred in the Senate amendment H-1444.

Fry of Clarke moved that the bill, as amended by the Senate and concurred in by the House, be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 590)

The ayes were, 97:

Abdul-Samad	Alons	Anderson	Bacon
Baudler	Bearinger	Berry	Brandenburg
Byrnes	Cohoon	Costello	Cownie
Dawson	Deyoe	Dolecheck	Drake
Dunkel	Forbes	Forristall	Fry
Gaines	Garrett	Gaskill	Gassman
Grassley	Hagenow	Hall	Hanson
Hanusa	Heartsill	Heaton	Heddens
Hein	Hess	Highfill	Hunter
Huseman	Isenhardt	Jacoby	Jorgensen
Kajtazovic	Kaufmann	Kearns	Kelley
Klein	Koester	Kressig	Landon
Lensing	Lofgren	Lundby	Lykam
Mascher	Maxwell	McCarthy	Miller, H.
Miller, L.	Moore	Murphy	Oldson
Olson, R.	Olson, S.	Olson, T.	Ourth
Pettengill	Prichard	Rayhons	Riding
Rogers	Ruff	Running-Marquardt	Salmon
Sands	Schultz	Shaw	Sheets
Smith, J.	Smith, M.	Soderberg	Staed
Stanerson	Steckman	Stutsman	Taylor, R.
Taylor, T.	Thede	Thomas	Upmeyer
Vander Linden	Watts	Wessel-Kroeschell	Winckler
Windschitl	Wolfe	Wood	Worthan
Mr. Speaker			
Paulsen			

The nays were, none.

Absent or not voting, 3:

Baltimore	Fisher	Muhlbauer
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The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House Concurred

Dolecheck of Ringgold called up for consideration **House File 632**, a bill for an act relating to the assessment of certain real estate used in the cultivation and production of algae, and including effective date and retroactive applicability provisions, amended by the Senate, and moved that the House concur in the Senate amendment H-1445.

The motion prevailed and the House concurred in the Senate amendment H-1445.

Dolecheck of Ringgold moved that the bill, as amended by the Senate and concurred in by the House, be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 632)

The ayes were, 97:

Abdul-Samad	Alons	Anderson	Bacon
Baudler	Bearinger	Berry	Brandenburg
Byrnes	Cohoon	Costello	Cownie
Dawson	Deyoe	Dolecheck	Drake
Dunkel	Forbes	Forristall	Fry
Gaines	Garrett	Gaskill	Gassman
Grassley	Hagenow	Hall	Hanson
Hanusa	Heartsill	Heaton	Heddens
Hein	Hess	Highfill	Hunter
Huseman	Isenhart	Jacoby	Jorgensen
Kajtazovic	Kaufmann	Kearns	Kelley
Klein	Koester	Kressig	Landon
Lensing	Lofgren	Lundby	Lykam
Mascher	Maxwell	McCarthy	Miller, H.
Miller, L.	Moore	Murphy	Oldson
Olson, R.	Olson, S.	Olson, T.	Ourth
Pettengill	Prichard	Rayhons	Riding
Rogers	Ruff	Running-Marquardt	Salmon
Sands	Schultz	Shaw	Sheets
Smith, J.	Smith, M.	Soderberg	Staed
Stanerson	Steckman	Stutsman	Taylor, R.
Taylor, T.	Thede	Thomas	Upmeyer
Vander Linden	Watts	Wessel-Kroeschell	Winckler
Windschitl	Wolfe	Wood	Worthan
Mr. Speaker Paulsen			

The nays were, none.

Absent or not voting, 3:

Baltimore	Fisher	Muhlbauer
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The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

IMMEDIATE MESSAGES

Upmeyer of Cerro Gordo asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Files 119, 590 and 632.**

On motion by Upmeyer of Cerro Gordo, the House was recessed at 11:21 a.m., until 3:00 p.m.

AFTERNOON SESSION

The House reconvened at 3:05 p.m., Speaker Paulsen in the chair.

The House stood at ease at 3:07 p.m., until the fall of the gavel.

The House resumed session at 3:46 p.m., Speaker Paulsen in the chair.

INTRODUCTION OF BILL

House File 648, by committee on Appropriations, a bill for an act relating to state and local finances by making transfers and appropriations and including effective date and applicability provisions.

Read first time and placed on the **Appropriations calendar**.

SENATE AMENDMENT CONSIDERED House Refused To Concur

Lofgren of Muscatine called up for consideration **Senate File 452**, a bill for an act relating to state and local finances by making appropriations, providing for fees, providing for legal responsibilities, providing for certain employee benefits, and providing for properly related matters, and including effective date and retroactive and other applicability provisions, amended by the House, further amended by the Senate and moved that the House concur in the Senate amendment H-1446 to the House amendment.

Roll call was requested by Hall of Woodbury and McCarthy of Polk.

On the question "Shall the House concur in the Senate amendment H-1446, to the House amendment?" (S.F. 452)

The ayes were, 45:

Abdul-Samad	Anderson	Bearinger	Berry
Cohoon	Dawson	Dunkel	Forbes
Gaines	Gaskill	Hall	Hanson
Heddens	Hunter	Isenhardt	Jacoby

Kajtazovic	Kearns	Kelley	Kressig
Lensing	Lundby	Lykam	Mascher
McCarthy	Miller, H.	Murphy	Oldson
Olson, R.	Olson, T.	Ourth	Prichard
Riding	Ruff	Running-Marquardt	Smith, M.
Staed	Stutsman	Taylor, T.	Thede
Thomas	Wessel-Kroeschell	Winckler	Wolfe
Wood			

The nays were, 52:

Alons	Bacon	Baudler	Brandenburg
Byrnes	Costello	Cownie	Deyoe
Dolecheck	Drake	Fisher	Forristall
Fry	Garrett	Gassman	Grassley
Hagenow	Hanusa	Heartsill	Heaton
Hein	Hess	Highfill	Huseman
Jorgensen	Kaufmann	Klein	Koester
Landon	Lofgren	Maxwell	Miller, L.
Moore	Olson, S.	Pettengill	Rayhons
Rogers	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Soderberg
Stanerson	Taylor, R.	Upmeyer	Vander Linden
Watts	Windschitl	Worthan	Mr. Speaker Paulsen

Absent or not voting, 3:

Baltimore	Muhlbauer	Steckman
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The motion lost and the House refused to concur in the Senate amendment H-1446, to the House amendment.

IMMEDIATE MESSAGE

Upmeyer of Cerro Gordo asked and received unanimous consent that **Senate File 452** be immediately messaged to the Senate.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on May 8, 2013, amended and passed the following bill in which the concurrence of the House is asked:

House File 592, a bill for an act relating to payments from the indigent defense fund by the state public defender.

Also: That the Senate has on May 8, 2013, passed the following bill in which the concurrence of the Senate was asked:

House File 644, a bill for an act relating to enhanced E911 emergency communication systems, and providing penalties.

Also: That the Senate has on May 8, 2013, concurred in the House amendment and passed the following bill in which the concurrence of the Senate was asked:

Senate File 432, a bill for an act relating to the administration of the tax and related laws of the department of revenue, including administration of income taxes, sales and use and excise taxes, an environmental protection charge, and property taxes, and including effective date and retroactive applicability provisions.

Also: That the Senate has on May 8, 2013, concurred in the House amendment and passed the following bill in which the concurrence of the Senate was asked:

Senate File 436, a bill for an act relating to the historic preservation and cultural and entertainment district tax credit by modifying the definition of substantial rehabilitation, the qualifications for certain projects, and including effective date and applicability provisions.

MICHAEL E. MARSHALL, Secretary

On motion by Upmeyer of Cerro Gordo, the House was recessed at 3:48 p.m., until 6:00 p.m.

EVENING SESSION

The House reconvened at 6:04 p.m., Speaker Paulsen in the chair.

LEAVE OF ABSENCE

Leave of absence was granted during voting as follows:

Baltimore of Boone
Muhlbauer of Crawford

Fisher of Tama

EXPLANATION OF VOTE

On May 8, 2013, I was necessarily absent during voting in the House chamber. Had I been present, I would have voted as follows:

House File 119 – “aye”
House File 590 – “aye”
House File 632 – “aye”

FISHER of Tama

HOUSE STUDY BILL COMMITTEE ASSIGNMENT

H.S.B. 240 Government Oversight

Relating to the liability of a land holder for the public use of private lands and waters for a recreational purpose or urban deer control.

HOUSE STUDY BILL SUBCOMMITTEE ASSIGNMENT

House Study Bill 240

Government Oversight: Cownie, Chair; Gaines and Heartsill.

COMMITTEE RECOMMENDATION

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendation has been received and is on file in the office of the Chief Clerk:

CARMINE BOAL
Chief Clerk of the House

COMMITTEE ON APPROPRIATIONS

Committee Bill (Formerly House Study Bill 239), creating the state bond repayment fund, making transfers to and appropriations from the fund, and including effective date and applicability provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** May 8, 2013.

AMENDMENTS FILED

H-1443	H.F.	119	Senate Amendment
H-1444	H.F.	590	Senate Amendment
H-1445	H.F.	632	Senate Amendment
H-1446	S.F.	452	Senate Amendment
H-1447	H.F.	592	Senate Amendment

On motion by Upmeyer of Cerro Gordo, the House adjourned at 6:04 p.m., until 8:30 a.m., Thursday, May 9, 2013.

JOURNAL OF THE HOUSE

One Hundred-sixteenth Calendar Day - Seventy-seventh Session Day

Hall of the House of Representatives
Des Moines, Iowa, Thursday, May 9, 2013

The House met pursuant to adjournment at 8:36 a.m., S. Olson of Clinton in the chair.

Prayer was offered by Representative Dolecheck of Ringgold County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Emily Norton, Page from Des Moines.

The Journal of Wednesday, May 8, 2013, was approved.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on May 8, 2013, amended the House amendment, concurred in the House amendment as amended, and passed the following bill in which the concurrence of the House is asked:

Senate File 396, a bill for an act relating to government operations and efficiency and other related matters, and including effective date and applicability provisions.

Also: That the Senate has on May 8, 2013, insisted on its amendment to Senate File 452, a bill for an act relating to state and local finances by making appropriations, providing for fees, providing for legal responsibilities, providing for certain employee benefits, and providing for properly related matters, and including effective date and retroactive and other applicability provisions, and the members of the Conference Committee on the part of the Senate are: The Senator from Johnson, Senator Dvorsky; the Senator from Pottawattamie, Senator Gronstal; the Senator from Dubuque, Senator Jochum; the Senator from Woodbury, Senator Bertrand; the Senator from Polk, Senator Whitver.

MICHAEL E. MARSHALL, Secretary

CONFERENCE COMMITTEE APPOINTED
(Senate File 452)

The Speaker announced the appointment of the conference committee to consider the differences between the House and Senate concerning Senate File 452: Soderberg of Plymouth, Chair; Speaker Paulsen, Upmeyer of Cerro Gordo, Hall of Woodbury and Lundby of Linn.

IMMEDIATE MESSAGE

Upmeyer of Cerro Gordo asked and received unanimous consent that **Senate File 452** be immediately messaged to the Senate.

RESOLUTION FILED

H.R. 37, by Paulsen, Stanerson, Staed, and T. Taylor, a resolution honoring Kennedy High School in Cedar Rapids, named as Iowa's best.

Laid over under **Rule 25**.

AMENDMENT FILED

H-1448 S.F. 396 Senate Amendment

On motion by Upmeyer of Cerro Gordo, the House adjourned at 8:39 a.m., until 1:00 p.m., Monday, May 13, 2013.

JOURNAL OF THE HOUSE

One Hundred-twentieth Calendar Day - Seventy-eighth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Monday, May 13, 2013

The House met pursuant to adjournment at 1:06 p.m., Speaker Paulsen in the chair.

Prayer was offered by Representative Heartsill of Marion County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Keith Paulsen, Speaker's Page from Hiawatha.

The Journal of Thursday, May 9, 2013, was approved.

ADOPTION OF HOUSE RESOLUTION 37

Upmeyer of Cerro Gordo called up for consideration **House Resolution 37**, a resolution honoring Kennedy High School in Cedar Rapids, named as Iowa's best, and moved its adoption.

The motion prevailed and the resolution was adopted.

BILLS ENROLLED, SIGNED AND SENT TO GOVERNOR

The Chief Clerk of the House submitted the following report:

Mr. Speaker: The Chief Clerk of the House respectfully reports that the following bills have been examined and found correctly enrolled, signed by the Speaker of the House and the President of the Senate, and presented to the Governor for his approval on this 13th day of May, 2013: House Joint Resolution 13 and House Files 355, 471, 512, 527, 566 and 627.

CARMINE BOAL
Chief Clerk of the House

BILLS SIGNED BY THE GOVERNOR

A communication was received from the Governor announcing that on May 9, 2013, he approved and transmitted to the Secretary of State the following bills:

House File 356, an Act relating to the statute of limitation periods in bringing suit and executing a judgment in an action on a claim for rent.

House File 487, an Act relating to a manufactured or mobile home retailer's application to a county treasurer for a certificate of title for a used mobile home or manufactured home.

House File 495, an Act relating to the residential landlord and tenant laws and related forcible entry and detainer laws and making penalties applicable.

House File 545, an Act creating a new category of allowable expenditures from the Veterans Trust Fund.

House File 565, an Act relating to mechanic's liens and the mechanic's notice and lien registry.

House File 607, an Act relating to the state government, by providing for the transfer of powers and duties from the Agriculture Development Authority to the Iowa Finance Authority, the composition of the Iowa Finance Authority Board of Directors, implementation of law by the board, and including effective date provisions.

House File 631, an Act modifying provisions applicable to the propane education and research council.

Senate File 438, an Act relating to real estate broker and real estate salesperson licensing fees and allocations from those fees, and making an appropriation.

Senate File 451, an Act relating to the taxation of rate-regulated water utilities by establishing a rate-regulated water utility replacement tax, imposing a statewide rate-regulated water utility property tax, providing for the administration of the replacement tax and statewide property tax, providing penalties, and including effective date and retroactive applicability provisions.

COMMUNICATIONS RECEIVED

The following communications were received and filed in the office of the Chief Clerk:

DEPARTMENT OF EDUCATION

Interstate Compact on Education of Military Children Report, pursuant to Iowa Code section 256H.1(10)(o).

DEPARTMENT OF PUBLIC HEALTH

Iowa Child Death Review Team Report, pursuant to Iowa Code section 135.43(3)(a).

IOWA PREVENTION OF DISABILITIES POLICY COUNCIL

Annual Report, pursuant to Iowa Code section 225B.3(3)(i).

On motion by Upmeyer of Cerro Gordo, the House adjourned at 1:09 p.m., until 8:30 a.m., Wednesday, May 15, 2013.

JOURNAL OF THE HOUSE

One Hundred Twenty-second Calendar Day - Seventy-ninth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Wednesday, May 15, 2013

The House met pursuant to adjournment at 8:36 a.m., Speaker Paulsen in the chair.

Prayer was offered by Representative Sands of Louisa County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Noah Kirschbaum, Page from Bettendorf.

The Journal of Monday, May 13, 2013, was approved.

On motion by Upmeyer of Cerro Gordo, the House was recessed at 8:38 a.m., until 1:00 p.m.

AFTERNOON SESSION

The House reconvened at 1:27 p.m., Speaker Paulsen in the chair.

The House stood at ease at 1:29 p.m., until the fall of the gavel.

The House resumed session at 3:15 p.m., Speaker Paulsen in the chair.

CONSIDERATION OF BILLS Unfinished Business Calendar

Senate File 406, a bill for an act relating to involuntary commitments for persons with substance-related disorders, mental illness, and intellectual disabilities, and providing for the creation of an office of mental health advocate in the department of human rights and including effective date provisions, with report of committee recommending amendment and passage, was taken up for consideration.

Baltimore of Boone asked and received unanimous consent to withdraw amendment H-1251 filed by the committee on Judiciary on April 4, 2013, placing out of order amendment H-1372, to the committee amendment H-1251, filed by M. Smith of Marshall on April 29, 2013 and amendment H-1442, to the committee amendment H-1251, filed by Heaton of Henry on May 7, 2013.

M. Smith of Marshall asked and received unanimous consent to withdraw amendment H-1269 filed by him on April 9, 2013, placing out of order amendment H-1284, to amendment H-1269, filed by M. Smith of Marshall on April 10, 2013.

Heaton of Henry offered amendment H-1449 filed by him from the floor.

M. Smith of Marshall offered amendment H-1450, to amendment H-1449, filed by him from the floor and moved its adoption.

Roll call was requested by M. Smith of Marshall and Hunter of Polk.

On the question "Shall amendment H-1450, to amendment H-1449, be adopted?" (S.F. 406)

The ayes were, 40:

Abdul-Samad	Bearinger	Cohoon	Dunkel
Forbes	Gaines	Gaskill	Hall
Hanson	Heddens	Hunter	Isenhardt
Jacoby	Kajtazovic	Kearns	Kelley
Kressig	Lensing	Lundby	Mascher
McCarthy	Muhlbauer	Murphy	Oldson
Olson, T.	Ourth	Prichard	Riding
Ruff	Running-Marquardt	Smith, M.	Staed
Steckman	Stutsman	Thede	Thomas
Wessel-Kroeschell	Winckler	Wolfe	Wood

The nays were, 55:

Alons	Bacon	Baltimore	Baudler
Brandenburg	Byrnes	Costello	Cownie
Deyoe	Dolecheck	Drake	Fisher
Forristall	Fry	Garrett	Gassman
Grassley	Hagenow	Hanusa	Heartsill
Heaton	Hein	Hess	Highfill
Huseman	Jorgensen	Kaufmann	Klein
Koester	Landon	Lofgren	Lykam
Maxwell	Miller, L.	Moore	Olson, R.
Olson, S.	Pettengill	Rayhons	Rogers

Salmon	Sands	Schultz	Shaw
Sheets	Smith, J.	Soderberg	Stanerson
Taylor, R.	Upmeyer	Vander Linden	Watts
Windschitl	Worthan	Mr. Speaker	
		Paulsen	

Absent or not voting, 5:

Anderson	Berry	Dawson	Miller, H.
Taylor, T.			

Amendment H-1450, to amendment H-1449, lost.

Heaton of Henry moved the adoption of amendment H-1449.

A non-record roll call was requested.

The ayes were 54, nays 29.

Amendment H-1449 was adopted.

Hall of Woodbury asked and received unanimous consent to withdraw amendment H-1275 filed by him on April 9, 2013 and amendment H-1331 filed by him on April 22, 2013.

Garrett of Warren asked and received unanimous consent to withdraw amendment H-1335 filed by him on April 23, 2013.

Heaton of Henry moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 406)

The ayes were, 88:

Abdul-Samad	Alons	Bacon	Baltimore
Baudler	Bearinger	Brandenburg	Byrnes
Cohoon	Costello	Cownie	Deyoe
Dolecheck	Drake	Dunkel	Fisher
Forbes	Forristall	Fry	Gaines
Garrett	Gaskill	Gassman	Grassley
Hagenow	Hall	Hanson	Hanusa
Heartsill	Heaton	Heddens	Hein
Hess	Highfill	Huseman	Isenhardt
Jacoby	Jorgensen	Kajtazovic	Kaufmann

Klein	Koester	Kressig	Landon
Lensing	Lofgren	Lundby	Lykam
Mascher	Maxwell	McCarthy	Miller, L.
Moore	Muhlbauer	Oldson	Olson, R.
Olson, S.	Olson, T.	Ourth	Pettengill
Prichard	Rayhons	Riding	Rogers
Ruff	Running-Marquardt	Salmon	Sands
Schultz	Shaw	Sheets	Smith, J.
Soderberg	Staed	Stanerson	Steckman
Stutsman	Taylor, R.	Thomas	Upmeyer
Vander Linden	Watts	Wessel-Kroeschell	Winckler
Windschitl	Wood	Worthan	Mr. Speaker Paulsen

The nays were, 8:

Anderson	Hunter	Kearns	Kelley
Murphy	Smith, M.	Thede	Wolfe

Absent or not voting, 4:

Berry	Dawson	Miller, H.	Taylor, T.
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The bill having received a constitutional majority was declared to have passed the House and the title, as amended, was agreed to.

House File 626, a bill for an act relating to the collection of sales and use tax in this state, including retailers maintaining a place of business in this state, agreements relating to the collection of sales and use taxes, sales of tangible personal property and services to the state, related reporting requirements, and the transfer of certain sales and use tax revenues to the taxpayers trust fund, was taken up for consideration.

Byrnes of Mitchell moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 626)

The ayes were, 95:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Brandenburg
Byrnes	Cohoon	Costello	Cownie
Deyoe	Dolecheck	Drake	Dunkel
Fisher	Forbes	Forristall	Fry
Gaines	Garrett	Gaskill	Gassman

Grassley	Hagenow	Hall	Hanson
Hanusa	Heartsill	Heaton	Heddens
Hein	Hess	Highfill	Hunter
Huseman	Isenhart	Jacoby	Jorgensen
Kajtazovic	Kaufmann	Kearns	Kelley
Klein	Koester	Kressig	Landon
Lensing	Lofgren	Lundby	Lykam
Mascher	Maxwell	McCarthy	Miller, L.
Moore	Muhlbauer	Murphy	Oldson
Olson, R.	Olson, S.	Olson, T.	Ourth
Pettengill	Prichard	Rayhons	Riding
Rogers	Ruff	Running-Marquardt	Salmon
Sands	Schultz	Shaw	Sheets
Smith, J.	Smith, M.	Soderberg	Staed
Stanerson	Steckman	Stutsman	Taylor, R.
Thede	Thomas	Upmeyer	Vander Linden
Wessel-Kroeschell	Winckler	Windschitl	Wolfe
Wood	Worthan	Mr. Speaker	
		Paulsen	

The nays were, none.

Absent or not voting, 5:

Berry	Dawson	Miller, H.	Taylor, T.
Watts			

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

SENATE AMENDMENT CONSIDERED House Concurred

Kaufmann of Cedar called up for consideration **House File 592**, a bill for an act relating to payments from the indigent defense fund by the state public defender, amended by the Senate, and moved that the House concur in the Senate amendment H-1447.

The motion prevailed and the House concurred in the Senate amendment H-1447.

Kaufmann of Cedar moved that the bill, as amended by the Senate and concurred in by the House, be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 592)

The ayes were, 96:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Brandenburg
Byrnes	Cohoon	Costello	Cownie
Deyoe	Dolecheck	Drake	Dunkel
Fisher	Forbes	Forristall	Fry
Gaines	Garrett	Gaskill	Gassman
Grassley	Hagenow	Hall	Hanson
Hanusa	Heartsill	Heaton	Heddens
Hein	Hess	Highfill	Hunter
Huseman	Isenhardt	Jacoby	Jorgensen
Kajtazovic	Kaufmann	Kearns	Kelley
Klein	Koester	Kressig	Landon
Lensing	Lofgren	Lundby	Lykam
Mascher	Maxwell	McCarthy	Miller, L.
Moore	Muhlbauer	Murphy	Oldson
Olson, R.	Olson, S.	Olson, T.	Ourth
Pettengill	Prichard	Rayhons	Riding
Rogers	Ruff	Running-Marquardt	Salmon
Sands	Schultz	Shaw	Sheets
Smith, J.	Smith, M.	Soderberg	Staed
Stanerson	Steckman	Stutsman	Taylor, R.
Thede	Thomas	Upmeyer	Vander Linden
Watts	Wessel-Kroeschell	Winckler	Windschitl
Wolfe	Wood	Worthan	Mr. Speaker Paulsen

The nays were, none.

Absent or not voting, 4:

Berry	Dawson	Miller, H.	Taylor, T.
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The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

IMMEDIATE MESSAGES

Upmeyer of Cerro Gordo asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Files 592, 626 and Senate File 406.**

The House stood at ease at 3:51 p.m., until the fall of the gavel.

The House resumed session at 5:10 p.m., Speaker Paulsen in the chair.

On motion by Upmeyer of Cerro Gordo, the House was recessed at 5:10 p.m., until 6:45 p.m.

EVENING SESSION

The House reconvened at 6:55 p.m., Speaker Paulsen in the chair.

QUORUM CALL

A non-record roll call was requested to determine that a quorum was present. The vote revealed seventy-eight members present, twenty-two absent.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on May 15, 2013, passed the following bill in which the concurrence of the Senate was asked:

House File 586, a bill for an act relating to the rulemaking process and state agency decision making.

Also: That the Senate has on May 15, 2013, amended and passed the following bill in which the concurrence of the House is asked:

House File 641, a bill for an act authorizing the establishment of reinvestment districts following approval of the economic development authority board, providing for the remittance of certain state sales tax revenues and certain state hotel and motel tax revenues to municipalities, establishing a state reinvestment district fund, and making appropriations.

Also: That the Senate has on May 15, 2013, adopted the Conference Committee report and passed Senate File 430, a bill for an act relating to appropriations to the department of cultural affairs, the economic development authority, the board of regents and certain board of regents institutions, the department of workforce development, the Iowa finance authority, and the public employment relations board, providing for other properly related matters, and including effective date and retroactive applicability provisions.

Also: That the Senate has on May 15, 2013, adopted the Conference Committee report and passed Senate File 447, a bill for an act relating to appropriations to the justice system and including effective dates.

Also: That the Senate has on May 15, 2013, passed the following bill in which the concurrence of the House is asked:

Senate File 455, a bill for an act relating to an exemption from sales tax for the sales price from furnishing certain environmental testing services.

MICHAEL E. MARSHALL, Secretary

CONFERENCE COMMITTEE REPORT RECEIVED
(House File 603)

A conference committee report signed by the following Senate and House members was filed May 15, 2013, on House File 603, a bill for an act relating to and making appropriations to certain state departments, agencies, funds, and certain other entities, providing for regulatory authority, and other properly related matters:

ON THE PART OF THE HOUSE: ON THE PART OF THE SENATE:

RALPH WATTS, CHAIR
TEDD GASSMAN
BRUCE HUNTER
DAN KELLEY
GUY VANDER LINDEN

LIZ MATHIS, CHAIR
CHRIS BRASE
JEFF DANIELSON

ADOPTION OF THE REPORT OF THE
CONFERENCE COMMITTEE
(House File 603)

Watts of Dallas called up for consideration the report of the conference committee on **House File 603**, a bill for an act relating to and making appropriations to certain state departments, agencies, funds, and certain other entities, providing for regulatory authority, and other properly related matters, and moved the adoption of the conference committee report and the amendments contained therein.

The motion prevailed and the conference committee report was adopted.

Watts of Dallas moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 603)

The ayes were, 90:

Alons	Anderson	Bacon	Baltimore
Baudler	Bearinger	Berry	Brandenburg
Byrnes	Cohoon	Costello	Cownie
Deyoe	Dolecheck	Drake	Dunkel
Fisher	Forbes	Forristall	Fry
Gaines	Garrett	Gaskill	Gassman
Grassley	Hagenow	Hall	Hanusa
Heartsill	Heaton	Heddens	Hein
Hess	Highfill	Hunter	Huseman
Isenhart	Jacoby	Jorgensen	Kajtazovic
Kaufmann	Kearns	Kelley	Klein
Koester	Kressig	Landon	Lensing
Lofgren	Lundby	Lykam	Mascher
Maxwell	McCarthy	Miller, L.	Moore
Oldson	Olson, R.	Olson, S.	Olson, T.
Ourth	Pettengill	Prichard	Rayhons
Rogers	Ruff	Running-Marquardt	Salmon
Sands	Schultz	Shaw	Sheets
Smith, J.	Smith, M.	Soderberg	Staed
Stanerson	Steckman	Stutsman	Taylor, R.
Upmeyer	Vander Linden	Watts	Wessel-Kroeschell
Winckler	Windschitl	Wolfe	Wood
Worthan	Mr. Speaker		
	Paulsen		

The nays were, 6:

Hanson	Muhlbauer	Murphy	Riding
Thede	Thomas		

Absent or not voting, 4:

Abdul-Samad	Dawson	Miller, H.	Taylor, T.
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The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

IMMEDIATE MESSAGE

Upmeyer of Cerro Gordo asked and received unanimous consent that **House File 603** be immediately messaged to the Senate.

The House stood at ease at 7:11 p.m., until the fall of the gavel.

The House resumed session at 8:23 p.m., Speaker Paulsen in the chair.

SENATE AMENDMENT CONSIDERED
House Concurred

Byrnes of Mitchell called up for consideration **House File 641**, a bill for an act authorizing the establishment of reinvestment districts following approval of the economic development authority board, providing for the remittance of certain state sales tax revenues and certain state hotel and motel tax revenues to municipalities, establishing a state reinvestment district fund, and making appropriations, amended by the Senate, and moved that the House concur in the Senate amendment H-1451.

The motion prevailed and the House concurred in the Senate amendment H-1451.

Byrnes of Mitchell moved that the bill, as amended by the Senate and concurred in by the House, be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 641)

The ayes were, 93:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cohoon	Costello
Cownie	Deyoe	Dolecheck	Drake
Dunkel	Fisher	Forbes	Forristall
Fry	Gaines	Garrett	Gaskill
Gassman	Grassley	Hagenow	Hall
Hanson	Hanusa	Heartsill	Heaton
Heddens	Hein	Hess	Highfill
Hunter	Huseman	Isenhart	Jacoby
Jorgensen	Kajtazovic	Kaufmann	Kearns
Kelley	Klein	Koester	Kressig
Landon	Lofgren	Lundby	Lykam
Maxwell	McCarthy	Miller, L.	Moore
Muhlbauer	Murphy	Oldson	Olson, R.
Olson, S.	Olson, T.	Ourth	Pettengill
Prichard	Rayhons	Riding	Rogers
Ruff	Running-Marquardt	Salmon	Sands
Schultz	Shaw	Sheets	Smith, J.
Smith, M.	Soderberg	Staed	Stanerson
Steckman	Stutsman	Taylor, R.	Thede
Thomas	Upmeyer	Vander Linden	Watts
Windschitl	Wolfe	Wood	Worthan
Mr. Speaker			
Paulsen			

The nays were, 4:

Lensing Mascher Wessel-Kroeschell Winckler

Absent or not voting, 3:

Dawson Miller, H. Taylor, T.

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

CONFERENCE COMMITTEE REPORT RECEIVED
(Senate File 430)

A conference committee report signed by the following Senate and House members was filed May 15, 2013, on Senate File 430, a bill for an act relating to appropriations to the department of cultural affairs, the economic development authority, the board of regents and certain board of regents institutions, the department of workforce development, the Iowa finance authority, and the public employment relations board, providing for other properly related matters, and including effective date and retroactive applicability provisions:

ON THE PART OF THE HOUSE:

DAVE DEYOE, CHAIR
MARY ANN HANUSA
BOBBY KAUFMANN
BOB KRESSIG

ON THE PART OF THE SENATE:

WILLIAM A. DOTZLER, JR., CHAIR
RITA HART
DR. JOE M. SENG

ADOPTION OF THE REPORT OF THE
CONFERENCE COMMITTEE
(Senate File 430)

Deyoe of Story called up for consideration the report of the conference committee on **Senate File 430**, a bill for an act relating to appropriations to the department of cultural affairs, the economic development authority, the board of regents and certain board of regents institutions, the department of workforce development, the Iowa finance authority, and the public employment relations board, providing for other properly related matters, and including effective date and retroactive applicability provisions, and moved the adoption of the conference committee report and the amendments contained therein.

The motion prevailed and the conference committee report was adopted.

Deyoe of Story moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 430)

The ayes were, 89:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cphoon	Costello
Cownie	Deyoe	Dolecheck	Drake
Dunkel	Fisher	Forbes	Forristall
Fry	Gaines	Garrett	Gassman
Grassley	Hagenow	Hall	Hanusa
Heartsill	Heaton	Heddens	Hein
Hess	Highfill	Huseman	Jacoby
Jorgensen	Kajtazovic	Kaufmann	Kearns
Kelley	Klein	Koester	Kressig
Landon	Lofgren	Lundby	Lykam
Mascher	Maxwell	McCarthy	Miller, L.
Moore	Muhlbauer	Oldson	Olson, R.
Olson, S.	Olson, T.	Ourth	Pettengill
Prichard	Rayhons	Riding	Rogers
Ruff	Running-Marquardt	Salmon	Sands
Schultz	Shaw	Sheets	Smith, J.
Smith, M.	Soderberg	Staed	Stanerson
Steckman	Stutsman	Taylor, R.	Thede
Thomas	Upmeyer	Vander Linden	Watts
Winckler	Windschitl	Wood	Worthan
Mr. Speaker Paulsen			

The nays were, 8:

Gaskill	Hanson	Hunter	Isenhart
Lensing	Murphy	Wessel-Kroeschell	Wolfe

Absent or not voting, 3:

Dawson	Miller, H.	Taylor, T.
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The bill having received a constitutional majority was declared to have passed the House and the title, as amended, was agreed to.

CONFERENCE COMMITTEE REPORT RECEIVED
(Senate File 447)

A conference committee report signed by the following Senate and House members was filed May 15, 2013, on Senate File 447, a bill for an act relating to appropriations to the justice system and including effective dates:

ON THE PART OF THE HOUSE:

GARY WORTHAN, CHAIR
MARTI ANDERSON
JULIAN GARRETT
TODD TAYLOR

ON THE PART OF THE SENATE:

THOMAS G. COURTNEY, CHAIR
ROBERT M. HOGG
RICH TAYLOR

ADOPTION OF THE REPORT OF THE
CONFERENCE COMMITTEE
(Senate File 447)

Worthan of Buena Vista called up for consideration the report of the conference committee on **Senate File 447**, a bill for an act relating to appropriations to the justice system and including effective dates, and moved the adoption of the conference committee report and the amendments contained therein.

The motion prevailed and the conference committee report was adopted.

Worthan of Buena Vista moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 447)

The ayes were, 94:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cohoon	Costello
Cownie	Deyoe	Dolecheck	Drake
Dunkel	Fisher	Forbes	Forristall
Fry	Gaines	Garrett	Gaskill
Gassman	Grassley	Hagenow	Hall
Hanson	Hanusa	Heartsill	Heaton

Heddens	Hein	Hess	Highfill
Hunter	Huseman	Isenhart	Jacoby
Jorgensen	Kajtazovic	Kaufmann	Kearns
Klein	Koester	Kressig	Landon
Lensing	Lofgren	Lundby	Lykam
Mascher	Maxwell	McCarthy	Miller, L.
Moore	Muhlbauer	Oldson	Olson, R.
Olson, S.	Olson, T.	Ourth	Pettengill
Prichard	Rayhons	Riding	Rogers
Ruff	Running-Marquardt	Salmon	Sands
Schultz	Shaw	Sheets	Smith, J.
Smith, M.	Soderberg	Staed	Stanerson
Steckman	Stutsman	Taylor, R.	Thede
Thomas	Upmeyer	Vander Linden	Watts
Wessel-Kroeschell	Winckler	Windschitl	Wood
Worthan	Mr. Speaker Paulsen		

The nays were, 3:

Kelley	Murphy	Wolfe
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Absent or not voting, 3:

Dawson	Miller, H.	Taylor, T.
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The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

IMMEDIATE MESSAGE

Upmeyer of Cerro Gordo asked and received unanimous consent that **House File 641** be immediately messaged to the Senate.

LEAVE OF ABSENCE

Leave of absence was granted during voting as follows:

Berry of Black Hawk	Dawson of Woodbury
Miller, H. of Webster	Taylor, T. of Linn
Watts of Dallas	

MOTION TO RECONSIDER (Senate File 430)

I move to reconsider the vote by which Senate File 430 passed the House on May 15, 2013.

UPMEYER of Cerro Gordo

MOTION TO RECONSIDER
(Senate File 447)

I move to reconsider the vote by which Senate File 447 passed the House on May 15, 2013.

UPMEYER of Cerro Gordo

BILLS SIGNED BY THE GOVERNOR

A communication was received from the Governor announcing that on May 15, 2013, he approved and transmitted to the Secretary of State the following bills:

House Joint Resolution 13, a Joint Resolution relating to the location and exhibition of the statue of James Harlan, currently on display in the United States Capitol.

House File 355, an Act relating to driver's licenses, including the renewal of driver's licenses electronically and including effective date and transition provisions.

House File 471, an Act relating to parental rights, including the payment of reasonable attorney fees in juvenile court or appellate proceedings relating to a termination of parental rights petition and the awarding of visitation when a history of crimes against a minor is involved, and including effective, retroactive, and applicability date provisions.

House File 512, an Act providing for the determination of animal units which are part of confinement feeding operations, and making penalties applicable.

House File 527, an Act requiring certain aggravated misdemeanants to submit a DNA sample and including effective date provisions.

House File 566, an Act to establish requirements relating to the transfer of an interest in real estate by or on behalf of certain entities formed or organized on a profit, cooperative, or not-for-profit basis, and including warranties and a limitation on actions.

House File 627, an Act establishing a property tax exemption for fairgrounds owned by a county or a fair and including applicability provisions.

Senate File 247, an Act providing for the possession of cats classified as bengals and savannahs.

Senate File 386, an Act relating to matters under the purview of the Department of Transportation, including the use of information contained in electronic driver and non-operator identification records, the form of motor vehicle financial liability coverage cards, motor truck registration periods, regulation of glider kit vehicles,

grounds for disqualification of commercial vehicle operators, provisions for the issuance of temporary restricted licenses for persons convicted of operating while intoxicated, county issuance of driver's licenses, and the administration of highway contracts, and including effective date provisions.

AMENDMENTS FILED

H-1449	S.F.	406	Heaton of Henry
H-1450	S.F.	406	M. Smith of Marshall
H-1451	H.F.	641	Senate Amendment

On motion by Upmeyer of Cerro Gordo, the House adjourned at 8:42 p.m., until 10:30 a.m., Thursday, May 16, 2013.

JOURNAL OF THE HOUSE

One Hundred Twenty-third Calendar Day - Eightieth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Thursday, May 16, 2013

The House met pursuant to adjournment at 10:40 a.m., Speaker Paulsen in the chair.

Prayer was offered by Representative Rayhons of Hancock County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Mariah Keech, Minority Leader's Page from Story City.

The Journal of Wednesday, May 15, 2013, was approved.

SENATE MESSAGE CONSIDERED

Senate File 455, by committee on Ways and Means, a bill for an act relating to an exemption from sales tax for the sales price from furnishing certain environmental testing services.

Read first time and referred to committee on **Ways and Means**.

On motion by Upmeyer of Cerro Gordo, the House was recessed at 10:43 a.m., until 1:00 p.m.

AFTERNOON SESSION

The House reconvened at 1:07 p.m. Speaker Paulsen in the chair.

QUORUM CALL

A non-record roll call was requested to determine that a quorum was present. The vote revealed eighty-two members present, eighteen absent.

SENATE AMENDMENT CONSIDERED
House Concurred

Hagenow of Polk called up for consideration **Senate File 396**, a bill for an act relating to government operations and efficiency and other related matters, and including effective date and applicability provisions, amended by the House, further amended by the Senate and moved that the House concur in the Senate amendment H-1448 to the House amendment.

The motion prevailed and the House concurred in the Senate amendment H-1448, to the House amendment.

Hagenow of Polk moved that the bill, as amended by the House, further amended by the Senate and concurred in by the House, be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 396)

The ayes were, 86:

Alons	Bacon	Baltimore	Baudler
Bearinger	Berry	Brandenburg	Byrnes
Cohoon	Costello	Cownie	Deyoe
Dolecheck	Drake	Dunkel	Fisher
Forbes	Forristall	Fry	Gaines
Garrett	Gassman	Grassley	Hagenow
Hall	Hanson	Hanusa	Heartsill
Heaton	Heddens	Hein	Hess
Highfill	Huseman	Isenhardt	Jacoby
Jorgensen	Kajtazovic	Kaufmann	Kearns
Kelley	Klein	Koester	Kressig
Landon	Lofgren	Lundby	Lykam
Mascher	Maxwell	Miller, L.	Moore
Muhlbauer	Olson, R.	Olson, S.	Olson, T.
Ourth	Pettengill	Rayhons	Riding
Rogers	Ruff	Running-Marquardt	Salmon
Sands	Schultz	Shaw	Sheets
Smith, J.	Smith, M.	Soderberg	Staed
Stanerson	Steckman	Stutsman	Taylor, R.
Taylor, T.	Thede	Thomas	Upmeyer
Vander Linden	Watts	Windschitl	Wood
Worthan	Mr. Speaker Paulsen		

The nays were, 11:

Abdul-Samad	Anderson	Gaskill	Hunter
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Lensing	McCarthy	Murphy	Oldson
Wessel-Kroeschell	Winckler	Wolfe	

Absent or not voting, 3:

Dawson	Miller, H.	Prichard
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The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

The House stood at ease at 1:21 p.m., until the fall of the gavel.

The House resumed session at 2:51 p.m., Speaker Paulsen in the chair.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on May 16, 2013, amended and passed the following bill in which the concurrence of the House is asked:

House File 489, a bill for an act relating to various matters under the purview of the insurance division of the department of commerce, providing penalties, and including applicability and effective date provisions.

Also: That the Senate has on May 16, 2013, amended and passed the following bill in which the concurrence of the House is asked:

House File 599, a bill for an act relating to beginning farmers by modifying the agricultural assets transfer tax credit, providing a custom farming contract tax credit, and terminating the agricultural loan assistance program, and including effective date and retroactive applicability provisions.

Also: That the Senate has on May 16, 2013, amended and passed the following bill in which the concurrence of the House is asked:

House File 615, a bill for an act relating to the innovation fund investment tax credit by modifying the tax credit and the authority and duties of the Iowa innovation corporation relating to the tax credit, and including effective date and retroactive applicability provisions.

Also: That the Senate has on May 16, 2013, amended and passed the following bill in which the concurrence of the House is asked:

House File 640, a bill for an act relating to liquids which are flammable or combustible, by providing for the storage, marketing, and distribution of such liquids, providing for the marketing and distribution of liquids classified as motor fuel, including

a conventional blendstock for oxygenate blending, and blended and unblended gasoline and diesel fuel, providing for liability, extending the period for determining the rates of the motor fuel tax based on calculating the distribution of ethanol blended gasoline and other motor fuel, including fees and penalties, and including effective date provisions.

Also: That the Senate has on May 16, 2013, concurred in the House amendment and passed the following bill in which the concurrence of the Senate was asked:

Senate File 406, a bill for an act relating to involuntary commitments for persons with substance-related disorders, mental illness, and intellectual disabilities, and providing for the creation of an office of mental health advocate in the department of human rights and including effective date provisions.

Also: That the Senate has on May 16, 2013, adopted the Conference Committee report and passed Senate File 435, a bill for an act relating to and making appropriations involving state government entities involved with agriculture, natural resources, and environmental protection.

MICHAEL E. MARSHALL, Secretary

IMMEDIATE MESSAGE

Upmeyer of Cerro Gordo asked and received unanimous consent that **Senate File 396** be immediately messaged to the Senate.

RULE 57 SUSPENDED

Upmeyer of Cerro Gordo asked and received unanimous consent to suspend Rule 57, relating to committee notice and agenda, for a meeting of the committee on Government Oversight to meet immediately.

The House stood at ease at 2:52 p.m., until the fall of the gavel.

The House resumed session at 3:39 p.m., Speaker Paulsen in the chair.

SPECIAL PRESENTATION

Kaufmann of Cedar introduced to the House former legislator, Jeff Kaufmann.

The House rose and expressed its welcome.

QUORUM CALL

A non-record roll call was requested to determine that a quorum was present. The vote revealed eighty-one members present, nineteen absent.

CONFERENCE COMMITTEE REPORT RECEIVED
(Senate File 435)

A conference committee report signed by the following Senate and House members was filed May 16, 2013, on Senate File 435, a bill for an act relating to and making appropriations involving state government entities involved with agriculture, natural resources, and environmental protection:

ON THE PART OF THE HOUSE:

JACK DRAKE, CHAIR
BRUCE BEARINGER
PAT GRASSLEY
JARAD KLEIN
PATTI RUFF

ON THE PART OF THE SENATE:

DENNIS H. BLACK, CHAIR
DICK L. DEARDEN
MARY JO WILHELMADOPTION OF THE REPORT OF THE
CONFERENCE COMMITTEE
(Senate File 435)

Drake of Cass called up for consideration the report of the conference committee on **Senate File 435**, a bill for an act relating to and making appropriations involving state government entities involved with agriculture, natural resources, and environmental protection, and moved the adoption of the conference committee report and the amendments contained therein.

The motion prevailed and the conference committee report was adopted.

Drake of Cass moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 435)

The ayes were, 97:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cphoon	Costello
Cownie	Deyoe	Dolecheck	Drake
Dunkel	Fisher	Forbes	Forristall
Fry	Gaines	Garrett	Gaskill
Gassman	Grassley	Hagenow	Hall
Hanson	Hanusa	Heartsill	Heaton
Heddens	Hein	Hess	Highfill
Hunter	Huseman	Isenhart	Jacoby
Jorgensen	Kajtazovic	Kaufmann	Kearns
Kelley	Klein	Koester	Kressig
Landon	Lensing	Lofgren	Lundby
Lykam	Mascher	Maxwell	McCarthy
Miller, L.	Moore	Muhlbauer	Murphy
Oldson	Olson, R.	Olson, S.	Olson, T.
Ourth	Pettengill	Rayhons	Riding
Rogers	Ruff	Running-Marquardt	Salmon
Sands	Schultz	Shaw	Sheets
Smith, J.	Smith, M.	Soderberg	Staed
Stanerson	Steckman	Stutsman	Taylor, R.
Taylor, T.	Thede	Thomas	Upmeyer
Vander Linden	Watts	Wessel-Kroeschell	Winckler
Windschitl	Wolfe	Wood	Worthan
Mr. Speaker			
Paulsen			

The nays were, none.

Absent or not voting, 3:

Dawson	Miller, H.	Prichard
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The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

The House stood at ease at 3:51 p.m., until the fall of the gavel.

The House resumed session at 5:37 p.m., S. Olson of Clinton in the chair.

QUORUM CALL

A non-record roll call was requested to determine that a quorum was present. The vote revealed eighty-nine members present, eleven absent.

Speaker Paulsen in the chair at 5:44 p.m.

INTRODUCTION OF BILL

House File 649, by committee on Government Oversight, a bill for an act relating to the liability of a land holder for the public use of private lands and waters for a recreational purpose or urban deer control.

Read first time and placed on the **calendar**.

CONFERENCE COMMITTEE REPORT RECEIVED (House File 604)

A conference committee report signed by the following Senate and House members was filed May 16, 2013, on House File 604, a bill for an act relating to the funding of, the operation of, and appropriation of moneys to the college student aid commission, the department for the blind, the department of education, and the state board of regents, and providing for related matters:

ON THE PART OF THE HOUSE: ON THE PART OF THE SENATE:

CECIL DOLECHECK, CHAIR
CURT HANSON
RON JORGENSEN
ROB TAYLOR

BRIAN SCHOENJAHN, CHAIR
WALLY E. HORN
HERMAN C. QUIRMBACH

ADOPTION OF THE REPORT OF THE CONFERENCE COMMITTEE (House File 604)

Dolecheck of Ringgold called up for consideration the report of the conference committee on **House File 604**, a bill for an act relating to the funding of, the operation of, and appropriation of moneys to the college student aid commission, the department for the blind, the department of education, and the state board of regents, and providing for related matters, and moved the adoption of the conference committee report and the amendments contained therein.

The motion prevailed and the conference committee report was adopted.

Dolecheck of Ringgold moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 604)

The ayes were, 87:

Alons	Anderson	Bacon	Baltimore
Baudler	Bearinger	Berry	Brandenburg
Byrnes	Cohoon	Costello	Cownie
Deyoe	Dolecheck	Drake	Dunkel
Fisher	Forbes	Forristall	Fry
Gaines	Garrett	Gaskill	Gassman
Grassley	Hagenow	Hall	Hanson
Hanusa	Heartsill	Heaton	Heddens
Hein	Hess	Highfill	Huseman
Isenhart	Jacoby	Jorgensen	Kajtazovic
Kaufmann	Kearns	Klein	Koester
Kressig	Landon	Lofgren	Lykam
Mascher	Maxwell	McCarthy	Miller, L.
Moore	Muhlbauer	Murphy	Oldson
Olson, R.	Olson, S.	Olson, T.	Ourth
Pettengill	Rayhons	Riding	Rogers
Ruff	Running-Marquardt	Salmon	Sands
Schultz	Shaw	Sheets	Smith, J.
Smith, M.	Soderberg	Staed	Stanerson
Stutsman	Taylor, R.	Thomas	Upmeyer
Vander Linden	Watts	Windschitl	Wolfe
Wood	Worthan	Mr. Speaker	
		Paulsen	

The nays were, 10:

Abdul-Samad	Hunter	Kelley	Lensing
Lundby	Steckman	Taylor, T.	Thede
Wessel-Kroeschell	Winckler		

Absent or not voting, 3:

Dawson	Miller, H.	Prichard
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The bill having received a constitutional majority was declared to have passed the House and the title, as amended, was agreed to.

SENATE AMENDMENTS CONSIDERED House Concurred

Lofgren of Muscatine called up for consideration **House File 615**, a bill for an act relating to the innovation fund investment tax credit

by modifying the tax credit and the authority and duties of the Iowa innovation corporation relating to the tax credit, and including effective date and retroactive applicability provisions, amended by the Senate, and moved that the House concur in the Senate amendment H-1452.

The motion prevailed and the House concurred in the Senate amendment H-1452.

Lofgren of Muscatine moved that the bill, as amended by the Senate and concurred in by the House, be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 615)

The ayes were, 95:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cphoon	Costello
Cownie	Deyoe	Dolecheck	Drake
Dunkel	Fisher	Forbes	Forristall
Fry	Gaines	Garrett	Gaskill
Gassman	Grassley	Hagenow	Hall
Hanson	Hanusa	Heartsill	Heaton
Heddens	Hein	Hess	Highfill
Huseman	Isenhardt	Jacoby	Jorgensen
Kajtazovic	Kaufmann	Kearns	Kelley
Klein	Koester	Kressig	Landon
Lensing	Lofgren	Lundby	Lykam
Mascher	Maxwell	McCarthy	Miller, L.
Moore	Muhlbauer	Murphy	Oldson
Olson, S.	Olson, T.	Ourth	Pettengill
Rayhons	Riding	Rogers	Ruff
Running-Marquardt	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Smith, M.
Soderberg	Staed	Stanerson	Steckman
Stutsman	Taylor, R.	Taylor, T.	Thede
Thomas	Upmeyer	Vander Linden	Watts
Wessel-Kroeschell	Winckler	Windschitl	Wolfe
Wood	Worthan	Mr. Speaker	
		Paulsen	

The nays were, 2:

Hunter Olson, R.

Absent or not voting, 3:

Dawson Miller, H. Prichard

The bill having received a constitutional majority was declared to have passed the House and the title, as amended, was agreed to.

House Concurred

Kaufmann of Cedar called up for consideration **House File 599**, a bill for an act relating to beginning farmers by modifying the agricultural assets transfer tax credit, providing a custom farming contract tax credit, and terminating the agricultural loan assistance program, and including effective date and retroactive applicability provisions, amended by the Senate, and moved that the House concur in the Senate amendment H-1453.

The motion prevailed and the House concurred in the Senate amendment H-1453.

Kaufmann of Cedar moved that the bill, as amended by the Senate and concurred in by the House, be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 599)

The ayes were, 94:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cohoon	Costello
Cownie	Deyoe	Dolecheck	Drake
Dunkel	Fisher	Forbes	Forristall
Fry	Gaines	Garrett	Gaskill
Gassman	Grassley	Hagenow	Hall
Hanson	Hanusa	Heartsill	Heaton
Heddens	Hein	Hess	Highfill
Huseman	Isenhardt	Jacoby	Jorgensen
Kajtažovic	Kaufmann	Kearns	Kelley
Klein	Koester	Kressig	Landon
Lensing	Lofgren	Lundby	Lykam
Maxwell	McCarthy	Miller, L.	Moore
Muhlbauer	Murphy	Oldson	Olson, R.
Olson, S.	Olson, T.	Ourth	Pettengill
Rayhons	Riding	Rogers	Ruff
Running-Marquardt	Salmon	Sands	Schultz
Shaw	Sheets	Smith, J.	Smith, M.
Soderberg	Staed	Stanerson	Steckman

Stutsman	Taylor, R.	Taylor, T.	Thede
Thomas	Upmeyer	Vander Linden	Watts
Winckler	Windschitl	Wolfe	Wood
Worthan	Mr. Speaker Paulsen		

The nays were, 3:

Hunter	Mascher	Wessel-Kroeschell
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Absent or not voting, 3:

Dawson	Miller, H.	Prichard
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The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

CONSIDERATION OF BILL Regular Calendar

Upmeyer of Cerro Gordo asked and received unanimous consent for the immediate consideration of House File 649.

House File 649, a bill for an act relating to the liability of a land holder for the public use of private lands and waters for a recreational purpose or urban deer control, was taken up for consideration.

Cownie of Polk moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 649)

The ayes were, 97:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cohoon	Costello
Cownie	Deyoe	Dolecheck	Drake
Dunkel	Fisher	Forbes	Forristall
Fry	Gaines	Garrett	Gaskill
Gassman	Grassley	Hagenow	Hall
Hanson	Hanusa	Heartsill	Heaton
Heddens	Hein	Hess	Highfill
Hunter	Huseman	Isenhardt	Jacoby
Jorgensen	Kajtazovic	Kaufmann	Kearns
Kelley	Klein	Koester	Kressig

Landon	Lensing	Lofgren	Lundby
Lykam	Mascher	Maxwell	McCarthy
Miller, L.	Moore	Muhlbauer	Murphy
Oldson	Olson, R.	Olson, S.	Olson, T.
Ourth	Pettengill	Rayhons	Riding
Rogers	Ruff	Running-Marquardt	Salmon
Sands	Schultz	Shaw	Sheets
Smith, J.	Smith, M.	Soderberg	Staed
Stanerson	Steckman	Stutsman	Taylor, R.
Taylor, T.	Thede	Thomas	Upmeyer
Vander Linden	Watts	Wessel-Kroeschell	Winckler
Windschitl	Wolfe	Wood	Worthan
Mr. Speaker			
Paulsen			

The nays were, none.

Absent or not voting, 3:

Dawson	Miller, H.	Prichard
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The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

IMMEDIATE MESSAGES

Upmeyer of Cerro Gordo asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Files 599, 604, 615 and 649.**

On motion by Upmeyer of Cerro Gordo, the House was recessed at 6:22 p.m., until 8:00 p.m.

EVENING SESSION

The House reconvened at 8:25 p.m., Speaker Paulsen in the chair.

MESSAGE FROM THE SENATE

The following message was received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on May 16, 2013, passed the following bill in which the concurrence of the Senate was asked:

House File 649, a bill for an act relating to the liability of a land holder for the public use of private lands and waters for a recreational purpose or urban deer control.

MICHAEL E. MARSHALL, Secretary

LEAVE OF ABSENCE

Leave of absence was granted during voting as follows:

Dawson of Woodbury
Prichard of Floyd

Miller, H. of Webster

MOTION TO RECONSIDER
(Senate File 435)

I move to reconsider the vote by which Senate File 435 passed the House on May 16, 2013.

UPMEYER of Cerro Gordo

EXPLANATION OF VOTE

On May 15, 2013, I was necessarily absent during voting in the House chamber. Had I been present, I would have voted as follows:

House File 592 – “aye”

House File 626 – “aye”

Senate File 406 – “aye” Amendment H-1450 to H-1449 – “aye”

BERRY of Black Hawk

BILLS SIGNED BY THE GOVERNOR

A communication was received from the Governor announcing that on May 16, 2013, he approved and transmitted to the Secretary of State the following bills:

Senate File 432, an Act relating to the administration of the tax and related laws of the Department of Revenue, including administration of income taxes, sales and use and excise taxes, an environment protection charge, and property taxes, and including effective date and retroactive applicability provisions.

Senate File 433, an Act relating to the requirements and administration of the targeted jobs withholding credit pilot project and including applicability provisions.

Senate File 436, an Act relating to the historic preservation and cultural and entertainment district tax credit by modifying the definition of substantial rehabilitation, the qualifications for certain projects, and including effective date and applicability provisions.

COMMUNICATIONS RECEIVED

The following communications were received and filed in the office of the Chief Clerk:

AUDITOR OF STATE

Special Investigation of the City of Indianola, pursuant to Iowa Code section 11.6.

DEPARTMENT OF EDUCATION

State Library Report-Enrich Iowa Program Evaluation, pursuant to Iowa Code section 256.57(6).

DEPARTMENT OF PUBLIC HEALTH

Protected Health Information Review, Chapter 1080.16, 2012 Iowa Acts.

COMMITTEE RECOMMENDATION

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendation has been received and is on file in the office of the Chief Clerk:

CARMINE BOAL
Chief Clerk of the House

COMMITTEE ON GOVERNMENT OVERSIGHT

Committee Bill (Formerly House Study Bill 240), relating to the liability of a land holder for the public use of private lands and waters for a recreational purpose or urban deer control.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** May 16, 2013.

AMENDMENTS FILED

H-1452	H.F.	615	Senate Amendment
H-1453	H.F.	599	Senate Amendment
H-1454	H.F.	640	Senate Amendment
H-1455	H.F.	489	Senate Amendment
H-1456	H.F.	640	Byrnes of Mitchell

On motion by Hagenow of Polk, the House adjourned at 8:26 p.m., until 10:30 a.m., Friday, May 17, 2013.

JOURNAL OF THE HOUSE

One Hundred Twenty-fourth Calendar Day - Eighty-first Session Day

Hall of the House of Representatives
Des Moines, Iowa, Friday, May 17, 2013

The House met pursuant to adjournment at 10:36 a.m., Speaker Paulsen in the chair.

Prayer was offered by Representative Sheets of Appanoose County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Anna Determann, Chief Clerk's Page from Glidden.

The Journal of Thursday, May 16, 2013, was approved.

The House stood at ease at 10:39 a.m., until the fall of the gavel.

The House resumed session at 12:08 p.m., S. Olson of Clinton in the chair.

On motion by Upmeyer of Cerro Gordo, the House was recessed at 12:10 p.m., until 1:30 p.m.

AFTERNOON SESSION

The House reconvened at 1:49 p.m., Speaker Paulsen in the chair.

QUORUM CALL

A non-record roll call was requested to determine that a quorum was present. The vote revealed eighty-six members present, fourteen absent.

INTRODUCTION OF BILL

House File 650, by Hall, a bill for an act relating to the targeted jobs withholding credit pilot project and including applicability provisions.

Read first time and referred to committee on **Economic Growth**.

CONFERENCE COMMITTEE REPORT RECEIVED
(House File 638)

A conference committee report signed by the following Senate and House members was filed May 17, 2013, on House File 638, a bill for an act relating to and making appropriations to state departments and agencies from the rebuild Iowa infrastructure fund and the technology reinvestment fund, providing for related matters, and including effective date provisions:

ON THE PART OF THE HOUSE:

DAN HUSEMAN, CHAIR
DENNIS COHOON
NANCY DUNKEL
MARK LOFGREN
DAVE MAXWELL

ON THE PART OF THE SENATE:

MATT McCOY, CHAIR
DARYL BEALL
TOD R. BOWMAN

ADOPTION OF THE REPORT OF THE
CONFERENCE COMMITTEE
(House File 638)

Huseman of Cherokee called up for consideration the report of the conference committee on **House File 638**, a bill for an act relating to and making appropriations to state departments and agencies from the rebuild Iowa infrastructure fund and the technology reinvestment fund, providing for related matters, and including effective date provisions, and moved the adoption of the conference committee report and the amendments contained therein.

The motion prevailed and the conference committee report was adopted.

Huseman of Cherokee moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 638)

The ayes were, 91:

Abdul-Samad
Baltimore

Alons
Baudler

Anderson
Bearinger

Bacon
Berry

Brandenburg	Byrnes	Cohoon	Costello
Cownie	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Fry	Gaines	Garrett
Gassman	Grassley	Hagenow	Hall
Hanson	Hanusa	Heaton	Heddens
Hein	Hess	Highfill	Hunter
Huseman	Jacoby	Jorgensen	Kajtazovic
Kaufmann	Kearns	Klein	Koester
Kressig	Landon	Lensing	Lofgren
Lundby	Lykam	Mascher	Maxwell
McCarthy	Miller, L.	Moore	Muhlbauer
Murphy	Oldson	Olson, R.	Olson, S.
Olson, T.	Ourth	Pettengill	Rayhons
Riding	Rogers	Ruff	Running-Marquardt
Salmon	Sands	Schultz	Shaw
Sheets	Smith, J.	Smith, M.	Soderberg
Staed	Steckman	Stutsman	Taylor, R.
Taylor, T.	Thede	Thomas	Upmeyer
Vander Linden	Watts	Winckler	Windschitl
Wolfe	Worthan	Mr. Speaker Paulsen	

The nays were, 2:

Kelley Wessel-Kroeschell

Absent or not voting, 7:

Gaskill	Heartsill	Isenhart	Miller, H.
Prichard	Stanerson	Wood	

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

IMMEDIATE MESSAGE

Upmeyer of Cerro Gordo asked and received unanimous consent that **House File 638** be immediately messaged to the Senate.

Windschitl of Harrison in the chair at 2:07 p.m.

LEAVE OF ABSENCE

Leave of absence was granted during voting as follows:

Gaskill of Wapello	Heartsill of Marion
Isenhart of Dubuque	Miller, H. of Webster

Prichard of Floyd
Stanerson of Linn

Smith, M. of Marshall
Wood of Scott

EXPLANATIONS OF VOTE

On May 15, 2013, I was necessarily absent during voting in the House chamber. Had I been present, I would have voted as follows:

Senate File 430 – “aye”

Senate File 447 – “aye”

Also: on May 16, 2013, I was necessarily absent during voting in the House chamber. Had I been present, I would have voted as follows:

House File 604 – “aye”

DAWSON of Woodbury

AMENDMENT FILED

H-1457	H.F.	640	Byrnes of Mitchell Baltimore of Boone
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On motion by Upmeyer of Cerro Gordo, the House adjourned at 2:09 p.m., until 1:00 p.m., Monday, May 20, 2013.

JOURNAL OF THE HOUSE

One Hundred Twenty-seventh Calendar Day - Eighty-second Session Day

Hall of the House of Representatives
Des Moines, Iowa, Monday, May 20, 2013

The House met pursuant to adjournment at 1:02 p.m., Speaker Paulsen in the chair.

Prayer was offered by Representative Ourth of Warren County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Keith Paulsen, Speaker's Page from Hiawatha.

The Journal of Friday, May 17, 2013, was approved.

MESSAGE FROM THE SENATE

The following message was received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on May 17, 2013, amended and passed the following bill in which the concurrence of the House is asked:

House File 620, a bill for an act relating to the economic development financial assistance duties and powers of the economic development authority by authorizing and creating fees, affecting the aggregate tax credit limit for certain economic development programs and the tax credit for the endow Iowa tax credit, authorizing the diversion of withholding tax payments for certain programs, making an appropriation, and including effective date and retroactive applicability provisions.

MICHAEL E. MARSHALL, Secretary

AMENDMENT FILED

H-1458 H.F. 620 Senate Amendment

On motion by Upmeyer of Cerro Gordo, the House adjourned at 1:05 p.m., until 10:00 a.m., Tuesday, May 21, 2013.

JOURNAL OF THE HOUSE

One Hundred Twenty-eighth Calendar Day - Eighty-third Session Day

Hall of the House of Representatives
Des Moines, Iowa, Tuesday, May 21, 2013

The House met pursuant to adjournment at 10:03 a.m., Speaker Paulsen in the chair.

Prayer was offered by Representative Soderberg of Plymouth County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Twin Cedars Kindergarten class from Bussey.

The Journal of Monday, May 20, 2013, was approved.

BILLS ENROLLED, SIGNED AND SENT TO GOVERNOR

The Chief Clerk of the House submitted the following report:

Mr. Speaker: The Chief Clerk of the House respectfully reports that the following bills have been examined and found correctly enrolled, signed by the Speaker of the House and the President of the Senate, and presented to the Governor for his approval on this 21st day of May, 2013: House Files 119, 586, 590, 592, 615, 632, 641 and 644.

CARMINE BOAL
Chief Clerk of the House

AMENDMENT FILED

H-1459 H.F. 648 Soderberg of Plymouth

On motion by Upmeyer of Cerro Gordo, the House adjourned at 10:06 a.m., until 8:30 a.m., Wednesday, May 22, 2013.

JOURNAL OF THE HOUSE

One Hundred Twenty-ninth Calendar Day - Eighty-fourth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Wednesday, May 22, 2013

The House met pursuant to adjournment at 8:32 a.m., Speaker Paulsen in the chair.

Prayer was offered by Representative Gassman of Winnebago County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Keith Paulsen, Speaker's Page from Hiawatha.

The Journal of Tuesday, May 21, 2013, was approved.

On motion by Upmeyer of Cerro Gordo, the House was recessed at 8:34 a.m., until 10:00 a.m.

The House reconvened at 10:14 a.m., Speaker Paulsen in the chair.

The House stood at ease at 10:15 a.m., until the fall of the gavel.

The House resumed session at 11:51 a.m., Speaker Paulsen in the chair.

CONSIDERATION OF BILLS Appropriations Calendar

House File 648, a bill for an act relating to state and local finances by making transfers and appropriations and including effective date and applicability provisions, was taken up for consideration.

Soderberg of Plymouth offered amendment H-1459 filed by him.

Soderberg of Plymouth offered amendment H-1460, to amendment H-1459, filed by him from the floor and moved its adoption.

Amendment H-1460, to amendment H-1459, was adopted.

Soderberg of Plymouth moved the adoption of amendment H-1459, as amended.

Amendment H-1459, as amended, was adopted.

Soderberg of Plymouth moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 648)

The ayes were, 95:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cohoon	Costello
Cownie	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Fry	Gaines	Garrett
Gaskill	Gassman	Grassley	Hagenow
Hall	Hanson	Hanusa	Heartsill
Heaton	Heddens	Hein	Hess
Highfill	Hunter	Huseman	Isenhart
Jacoby	Jorgensen	Kajtazovic	Kaufmann
Kearns	Kelley	Klein	Koester
Kressig	Landon	Lensing	Lofgren
Lundby	Lykam	Mascher	Maxwell
McCarthy	Miller, H.	Miller, L.	Moore
Muhlbauer	Murphy	Oldson	Olson, S.
Olson, T.	Ourth	Pettengill	Prichard
Rayhons	Riding	Rogers	Running-Marquardt
Salmon	Schultz	Shaw	Sheets
Smith, J.	Smith, M.	Soderberg	Staed
Stanerson	Steckman	Stutsman	Taylor, R.
Taylor, T.	Thede	Thomas	Upmeyer
Vander Linden	Watts	Wessel-Kroeschell	Winckler
Windschitl	Worthan	Mr. Speaker	
		Paulsen	

The nays were, none.

Absent or not voting, 5:

Olson, R.	Ruff	Sands	Wolfe
Wood			

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

SENATE AMENDMENTS CONSIDERED
House Concurred

Baltimore of Boone called up for consideration **House File 620**, a bill for an act relating to the economic development financial assistance duties and powers of the economic development authority by authorizing and creating fees, affecting the aggregate tax credit limit for certain economic development programs and the tax credit for the endow Iowa tax credit, authorizing the diversion of withholding tax payments for certain programs, making an appropriation, and including effective date and retroactive applicability provisions, amended by the Senate, and moved that the House concur in the Senate amendment H-1458.

The motion prevailed and the House concurred in the Senate amendment H-1458.

Baltimore of Boone moved that the bill, as amended by the Senate and concurred in by the House, be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 620)

The ayes were, 94:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cohoon	Costello
Cownie	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Fry	Gaines	Garrett
Gaskill	Gassman	Grassley	Hagenow
Hall	Hanson	Hanusa	Heartsill
Heaton	Heddens	Hein	Hess
Highfill	Huseman	Isenhart	Jacoby
Jorgensen	Kajtazovic	Kaufmann	Kearns
Kelley	Klein	Koester	Kressig
Landon	Lensing	Lofgren	Lundby
Lykam	Mascher	Maxwell	McCarthy
Miller, H.	Miller, L.	Moore	Muhlbauer
Murphy	Oldson	Olson, S.	Olson, T.
Ourth	Pettengill	Prichard	Rayhons
Riding	Rogers	Running-Marquardt	Salmon
Schultz	Shaw	Sheets	Smith, J.

Smith, M.	Soderberg	Staed	Stanerson
Steckman	Stutsman	Taylor, R.	Taylor, T.
Thede	Thomas	Upmeyer	Vander Linden
Watts	Wessel-Kroeschell	Winckler	Windschitl
Worthan	Mr. Speaker		
	Paulsen		

The nays were, 1:

Hunter

Absent or not voting, 5:

Olson, R.	Ruff	Sands	Wolfe
Wood			

The bill having received a constitutional majority was declared to have passed the House and the title, as amended, was agreed to.

House Concurred

Rogers of Black Hawk called up for consideration **House File 614**, a bill for an act appropriating federal funds made available from federal block grants and other nonstate sources, allocating portions of federal block grants, and providing procedures if federal funds are more or less than anticipated or if federal block grants are more or less than anticipated and including effective date and retroactive applicability provisions, amended by the Senate, and moved that the House concur in the Senate amendment H-1318.

The motion prevailed and the House concurred in the Senate amendment H-1318.

Rogers of Black Hawk moved that the bill, as amended by the Senate and concurred in by the House, be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 614)

The ayes were, 95:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cohoon	Costello
Cownie	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Fry	Gaines	Garrett

Gaskill	Gassman	Grassley	Hagenow
Hall	Hanson	Hanusa	Heartsill
Heaton	Heddens	Hein	Hess
Highfill	Hunter	Huseman	Isenhardt
Jacoby	Jorgensen	Kajtazovic	Kaufmann
Kearns	Kelley	Klein	Koester
Kressig	Landon	Lensing	Lofgren
Lundby	Lykam	Mascher	Maxwell
McCarthy	Miller, H.	Miller, L.	Moore
Muhlbauer	Murphy	Oldson	Olson, S.
Olson, T.	Ourth	Pettengill	Prichard
Rayhons	Riding	Rogers	Running-Marquardt
Salmon	Schultz	Shaw	Sheets
Smith, J.	Smith, M.	Soderberg	Staed
Stanerson	Steckman	Stutsman	Taylor, R.
Taylor, T.	Thede	Thomas	Upmeyer
Vander Linden	Watts	Wessel-Kroeschell	Winckler
Windschitl	Worthan	Mr. Speaker Paulsen	

The nays were, none.

Absent or not voting, 5:

Olson, R.	Ruff	Sands	Wolfe
Wood			

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

The House stood at ease at 12:13 p.m., until the fall of the gavel.

The House resumed session at 12:16 p.m., Speaker Paulsen in the chair.

IMMEDIATE MESSAGES

Upmeyer of Cerro Gordo asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Files 614, 620 and 648.**

On motion by Upmeyer of Cerro Gordo, the House was recessed at 12:17 p.m., until 2:15 p.m.

AFTERNOON SESSION

The House reconvened at 2:50 p.m., Speaker Paulsen in the chair.

MESSAGE FROM THE SENATE

The following message was received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on May 22, 2013, adopted the Conference Committee report and passed Senate File 295, a bill for an act establishing a property tax credit for commercial, industrial, and railway property, providing penalties, making appropriations, and including implementation and applicability provisions.

MICHAEL E. MARSHALL, Secretary

CONFERENCE COMMITTEE REPORT RECEIVED
(House File 215)

A conference committee report signed by the following Senate and House members was filed May 22, 2013, on House File 215, a bill for an act relating to and providing for education reform involving student, teacher, and administrator programs and activities under the purview of the department of education, the state board of education, the college student aid commission, school districts, and accredited nonpublic schools; providing for independent private instruction for students; providing for private instruction for students; concerning driver education by a teaching parent; making appropriations and providing for the establishment and retention of certain fees; and including transition and effective date provisions:

ON THE PART OF THE HOUSE:

RON JORGENSEN, CHAIR
CECIL DOLECHECK
QUENTIN STANERSON

ON THE PART OF THE SENATE:

HERMAN C. QUIRMBACH, CHAIR
TOD R. BOWMAN
JONI ERNST
MARY JO WILHELM

ADOPTION OF THE REPORT OF THE
CONFERENCE COMMITTEE
(House File 215)

Jorgensen of Woodbury called up for consideration the report of the conference committee on **House File 215**, a bill for an act relating to and providing for education reform involving student, teacher, and administrator programs and activities under the purview of the department of education, the state board of education, the college student aid commission, school districts, and accredited

nonpublic schools; providing for independent private instruction for students; providing for private instruction for students; concerning driver education by a teaching parent; making appropriations and providing for the establishment and retention of certain fees; and including transition and effective date provisions, and moved the adoption of the conference committee report and the amendments contained therein.

The motion prevailed and the conference committee report was adopted.

Jorgensen of Woodbury moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 215)

The ayes were, 95:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cphoon	Costello
Cownie	Dawson	Deyoe	Dolecheck
Drake	Fisher	Forbes	Forristall
Fry	Gaines	Garrett	Gaskill
Gassman	Grassley	Hagenow	Hall
Hanson	Hanusa	Heartsill	Heaton
Heddens	Hein	Hess	Highfill
Hunter	Huseman	Isenhardt	Jacoby
Jorgensen	Kajtazovic	Kaufmann	Kearns
Kelley	Klein	Koester	Kressig
Landon	Lensing	Lofgren	Lundby
Lykam	Mascher	Maxwell	McCarthy
Miller, H.	Miller, L.	Moore	Muhlbauer
Murphy	Oldson	Olson, S.	Olson, T.
Ourth	Pettengill	Prichard	Rayhons
Riding	Rogers	Running-Marquardt	Salmon
Schultz	Shaw	Sheets	Smith, J.
Smith, M.	Soderberg	Staed	Stanerson
Steckman	Stutsman	Taylor, R.	Taylor, T.
Thede	Thomas	Upmeyer	Vander Linden
Watts	Wessel-Kroeschell	Winckler	Windschitl
Wolfe	Worthan	Mr. Speaker	
		Paulsen	

The nays were, none.

Absent or not voting, 5:

Dunkel
Wood

Olson, R.

Ruff

Sands

The bill having received a constitutional majority was declared to have passed the House and the title, as amended, was agreed to.

IMMEDIATE MESSAGE

Upmeyer of Cerro Gordo asked and received unanimous consent that **House File 215** be immediately messaged to the Senate.

The House stood at ease at 3:00 p.m., until the fall of the gavel.

The House resumed session at 4:46 p.m., Speaker Paulsen in the chair.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on May 22, 2013, adopted the Conference Committee report and passed House File 215, a bill for an act relating to and providing for education reform involving student, teacher, and administrator programs and activities under the purview of the department of education, the state board of education, the college student aid commission, school districts, and accredited nonpublic schools; providing for independent private instruction for students; providing for private instruction for students; concerning driver education by a teaching parent; making appropriations and providing for the establishment and retention of certain fees; and including transition and effective date provisions.

Also: That the Senate has on May 22, 2013, adopted the Conference Committee report and passed Senate File 452, a bill for an act relating to state and local finances by making appropriations, providing for fees, providing for legal responsibilities, providing for certain employee benefits, and providing for properly related matters, and including effective date and retroactive and other applicability provisions.

MICHAEL E. MARSHALL, Secretary

SENATE AMENDMENTS CONSIDERED

House Concurred as Amended

Pettengill of Benton called up for consideration **House File 489**, a bill for an act relating to various matters under the purview of the

insurance division of the department of commerce, providing penalties, and including applicability and effective date provisions, amended by the Senate amendment H-1455.

Pettengill of Benton offered amendment H-1461, to the Senate amendment H-1455, filed by her from the floor and moved its adoption.

The motion prevailed and amendment H-1461, to the Senate amendment H-1455, was adopted.

Pettengill of Benton moved that the House concur in the Senate amendment H-1455, as amended.

The motion prevailed and the House concurred in the Senate amendment H-1455, as amended.

Pettengill of Benton moved that the bill, as amended by the Senate, further amended and concurred in by the House, be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 489)

The ayes were, 96:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cohoon	Costello
Cownie	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Fisher	Forbes
Forristall	Fry	Gaines	Garrett
Gaskill	Gassman	Grassley	Hagenow
Hall	Hanson	Hanusa	Heartsill
Heaton	Heddens	Hein	Hess
Highfill	Hunter	Huseman	Isenhart
Jacoby	Jorgensen	Kajtazovic	Kaufmann
Kearns	Kelley	Klein	Koester
Kressig	Landon	Lensing	Lofgren
Lundby	Lykam	Mascher	Maxwell
McCarthy	Miller, H.	Miller, L.	Moore
Muhlbauer	Murphy	Oldson	Olson, S.
Olson, T.	Ourth	Pettengill	Prichard
Rayhons	Riding	Rogers	Running-Marquardt
Salmon	Schultz	Shaw	Sheets
Smith, J.	Smith, M.	Soderberg	Staed
Stanerson	Steckman	Stutsman	Taylor, R.

Taylor, T.	Thede	Thomas	Upmeyer
Vander Linden	Watts	Wessel-Kroeschell	Winckler
Windschitl	Wolfe	Worthan	Mr. Speaker
			Paulsen

The nays were, none.

Absent or not voting, 4:

Olson, R.	Ruff	Sands	Wood
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The bill having received a constitutional majority was declared to have passed the House and the title, as amended, was agreed to.

House Concurred

Klein of Washington called up for consideration **House File 640**, a bill for an act relating to liquids which are flammable or combustible, by providing for the storage, marketing, and distribution of such liquids, providing for the marketing and distribution of liquids classified as motor fuel, including a conventional blendstock for oxygenate blending, and blended and unblended gasoline and diesel fuel, providing for liability, extending the period for determining the rates of the motor fuel tax based on calculating the distribution of ethanol blended gasoline and other motor fuel, including fees and penalties, and including effective date provisions, amended by the Senate amendment H-1454.

Byrnes of Mitchell asked and received unanimous consent to withdraw amendment H-1456, to the Senate amendment H-1454, filed by him on May 16, 2013.

Baltimore of Boone asked and received unanimous consent to withdraw amendment H-1457, to the Senate amendment H-1454, filed by him and Byrnes of Mitchell on May 17, 2013.

Klein of Washington moved that the House concur in the Senate amendment H-1454.

The motion prevailed and the House concurred in the Senate amendment H-1454.

Klein of Washington moved that the bill, as amended by the Senate and concurred in by the House, be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 640)

The ayes were, 89:

Abdul-Samad	Alons	Anderson	Baltimore
Baudler	Bearinger	Berry	Brandenburg
Byrnes	Cohoon	Costello	Cownie
Dawson	Deyoe	Dolecheck	Drake
Dunkel	Fisher	Forbes	Forristall
Fry	Gaines	Garrett	Gaskill
Gassman	Hagenow	Hall	Hanson
Hanusa	Heaton	Heddens	Hein
Hess	Highfill	Hunter	Huseman
Isenhardt	Jacoby	Jorgensen	Kajtazovic
Kaufmann	Kearns	Kelley	Klein
Koester	Kressig	Landon	Lensing
Lofgren	Lundby	Lykam	Mascher
Maxwell	McCarthy	Miller, H.	Miller, L.
Moore	Muhlbauer	Murphy	Oldson
Olson, S.	Olson, T.	Ourth	Pettengill
Prichard	Rayhons	Riding	Rogers
Running-Marquardt	Salmon	Schultz	Shaw
Smith, J.	Smith, M.	Soderberg	Staed
Stanerson	Steckman	Stutsman	Taylor, T.
Thede	Thomas	Upmeyer	Wessel-Kroeschell
Winckler	Windschitl	Wolfe	Worthan
Mr. Speaker Paulsen			

The nays were, 7:

Bacon	Grassley	Heartsill	Sheets
Taylor, R.	Vander Linden	Watts	

Absent or not voting, 4:

Olson, R.	Ruff	Sands	Wood
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The bill having received a constitutional majority was declared to have passed the House and the title, as amended, was agreed to.

IMMEDIATE MESSAGES

Hagenow of Polk asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Files 489** and **640**.

CONFERENCE COMMITTEE REPORT RECEIVED
(Senate File 452)

A conference committee report signed by the following Senate and House members was filed May 22, 2013, on Senate File 452, a bill for an act relating to state and local finances by making appropriations, providing for fees, providing for legal responsibilities, providing for certain employee benefits, and providing for properly related matters, and including effective date and retroactive and other applicability provisions:

ON THE PART OF THE HOUSE:

CHUCK SODERBERG, CHAIR
CHRIS HALL
DANIEL LUNDBY
KRAIG PAULSEN
LINDA UPMEYER

ON THE PART OF THE SENATE:

ROBERT E. DVORSKY, CHAIR
MICHAEL E. GRONSTAL
PAM JOCHUM

ADOPTION OF THE REPORT OF THE
CONFERENCE COMMITTEE
(Senate File 452)

Lofgren of Muscatine called up for consideration the report of the conference committee on **Senate File 452**, a bill for an act relating to state and local finances by making appropriations, providing for fees, providing for legal responsibilities, providing for certain employee benefits, and providing for properly related matters, and including effective date and retroactive and other applicability provisions, and moved the adoption of the conference committee report and the amendments contained therein.

The motion prevailed and the conference committee report was adopted.

On the question "Shall the bill pass?" (S.F. 452)

The ayes were, 96:

Abdul-Samad	Anderson	Bacon	Baltimore
Baudler	Bearinger	Berry	Brandenburg
Byrnes	Cohoon	Costello	Cownie
Dawson	Deyoe	Dolecheck	Drake
Dunkel	Fisher	Forbes	Forristall

Fry	Gaines	Garrett	Gaskill
Gassman	Grassley	Hagenow	Hall
Hanson	Hanusa	Heartsill	Heaton
Heddens	Hein	Hess	Highfill
Hunter	Huseman	Isenhart	Jacoby
Jorgensen	Kajtazovic	Kaufmann	Kearns
Kelley	Klein	Koester	Kressig
Landon	Lensing	Lofgren	Lundby
Lykam	Mascher	Maxwell	McCarthy
Miller, H.	Miller, L.	Moore	Muhlbauer
Murphy	Oldson	Olson, S.	Olson, T.
Ourth	Pettengill	Prichard	Rayhons
Riding	Rogers	Running-Marquardt	Salmon
Sands	Schultz	Shaw	Sheets
Smith, J.	Smith, M.	Soderberg	Staed
Stanerson	Steckman	Stutsman	Taylor, R.
Taylor, T.	Thede	Thomas	Upmeyer
Vander Linden	Watts	Wessel-Kroeschell	Winckler
Windschitl	Wolfe	Worthan	Mr. Speaker Paulsen

The nays were, 1:

Alons

Absent or not voting, 3:

Olson, R. Ruff Wood

The bill having received a constitutional majority was declared to have passed the House and the title, as amended, was agreed to.

On motion by Hagenow of Polk, the House was recessed at 5:05 p.m., until 6:30 p.m.

EVENING SESSION

The House reconvened at 11:58 p.m., Speaker Paulsen in the chair.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on May 22, 2013, concurred in the House amendment to the Senate amendment and passed the following bill in which the concurrence of the Senate was asked:

House File 489, a bill for an act relating to various matters under the purview of the insurance division of the department of commerce, providing penalties, and including applicability and effective date provisions.

Also: That the Senate has on May 22, 2013, amended and passed the following bill in which the concurrence of the House is asked:

House File 625, a bill for an act relating to the school tuition organization tax credit by allowing the tax credit for contributions made by certain entities, increasing the amount of total approved tax credits, and including effective date and retroactive applicability provisions.

Also: That the Senate has on May 22, 2013, amended and passed the following bill in which the concurrence of the House is asked:

House File 648, a bill for an act relating to state and local finances by making transfers and appropriations and including effective date and applicability provisions.

Also: That the Senate has on May 22, 2013, adopted the Conference Committee report and passed Senate File 446, a bill for an act relating to appropriations for health and human services and including other related provisions and appropriations, providing penalties, and including effective, retroactive, and applicability date provisions.

MICHAEL E. MARSHALL, Secretary

LEAVE OF ABSENCE

Leave of absence was granted during voting as follows:

Dunkel of Dubuque
Ruff of Clayton
Wolfe of Clinton

Olson, R. of Polk
Sands of Louisa
Wood of Scott

MOTION TO RECONSIDER (Senate File 452)

I move to reconsider the vote by which Senate File 452 passed the House on May 22, 2013.

UPMEYER of Cerro Gordo

EXPLANATIONS OF VOTE

On May 22, 2013, I was necessarily absent during voting in the House chamber. Had I been present, I would have voted as follows:

House File 215 – “aye”

DUNKEL of Dubuque

On May 22, 2013, I was necessarily absent during voting in the House chamber. Had I been present, I would have voted as follows:

House File 640 – “aye”

WOOD of Scott

CONFERENCE COMMITTEE REPORT FILED

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the conference committee report on the following bill has been received and is on file in the office of the Chief Clerk.

CARMINE BOAL
Chief Clerk of the House

Senate File 295, a bill for an act establishing a property tax credit for commercial, industrial, and railway property, providing penalties, making appropriations, and including implementation and applicability provisions.

ON THE PART OF THE HOUSE:

TOM SANDS, CHAIR
CHRIS HAGENOW
JO OLDSO
STEVE OLSON
ROGER THOMAS

ON THE PART OF THE SENATE:

MATT McCOY, CHAIR
JOE BOLKCOM
BILL DIX
WILLIAM A. DOTZLER, JR.
RANDY FEENSTRA

CONFERENCE COMMITTEE REPORT FILED

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the conference committee report on the following bill has been received and is on file in the office of the Chief Clerk.

CARMINE BOAL
Chief Clerk of the House

Senate File 446, a bill for an act relating to appropriations for health and human services and including other related provisions and appropriations, providing penalties, and including effective, retroactive, and applicability date provisions.

ON THE PART OF THE HOUSE:

DAVE HEATON, CHAIR
MARK COSTELLO
JOEL FRY

ON THE PART OF THE SENATE:

JACK HATCH, CHAIR
JOE BOLKCOM
AMANDA RAGAN

AMENDMENTS FILED

H-1460	H.F.	648	Soderberg of Plymouth
H-1461	H.F.	489	Pettengill of Benton
H-1462	H.F.	625	Senate Amendment
H-1463	H.F.	648	Senate Amendment

On motion by Upmeyer of Cerro Gordo, the House adjourned at 11:58 p.m., until 9:00 a.m., Thursday, May 23, 2013.

JOURNAL OF THE HOUSE

One Hundred Thirtieth Calendar Day - Eighty-fifth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Thursday, May 23, 2013

The House met pursuant to adjournment at 9:04 a.m., Speaker Paulsen in the chair.

Prayer was offered by Pastor Tom Clegg, First Federated Church, Des Moines. He was the guest of Representative Forbes of Polk County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Keith Paulsen, Speaker's Page from Hiawatha.

The Journal of Wednesday, May 22, 2013, was approved.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on April 24, 2013, concurred in the House amendment to the Senate amendment and passed the following bill in which the concurrence of the Senate was asked:

House File 602, a bill for an act relating to transportation and other infrastructure-related appropriations to the department of transportation, including allocation and use of moneys from the road use tax fund and the primary road fund.

Also: That the Senate has on May 15, 2013, adopted the Conference Committee report and passed House File 603, a bill for an act relating to and making appropriations to certain state departments, agencies, funds, and certain other entities, providing for regulatory authority, and other properly related matters.

Also: That the Senate has on May 16, 2013, adopted the Conference Committee report and passed House File 604, a bill for an act relating to the funding of, the operation of, and appropriation of moneys to the college student aid commission, the department for the blind, the department of education, and the state board of regents, and providing for related matters.

Also: That the Senate has on May 17, 2013, adopted the Conference Committee report and passed House File 638, a bill for an act relating to and making

appropriations to state departments and agencies from the rebuild Iowa infrastructure fund and the technology reinvestment fund, providing for related matters, and including effective date provisions.

Also: That the Senate has on May 7, 2013, concurred in the House amendment and passed the following bill in which the concurrence of the Senate was asked:

Senate File 442, a bill for an act relating to appropriations to the judicial branch.

MICHAEL E. MARSHALL, Secretary

The House stood at ease at 9:07 a.m., until the fall of the gavel.

The House resumed session at 10:00 a.m., Speaker Paulsen in the chair.

SENATE AMENDMENT CONSIDERED

House Concurred

Isenhart of Dubuque called up for consideration **House File 625**, a bill for an act relating to the school tuition organization tax credit by allowing the tax credit for contributions made by certain entities, increasing the amount of total approved tax credits, and including effective date and retroactive applicability provisions, amended by the Senate, and moved that the House concur in the Senate amendment H-1462.

The motion prevailed and the House concurred in the Senate amendment H-1462.

Isenhart of Dubuque moved that the bill, as amended by the Senate and concurred in by the House, be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 625)

The ayes were, 97:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cphoon	Costello
Dawson	Deyoe	Dolecheck	Drake
Dunkel	Fisher	Forbes	Forristall
Fry	Gaines	Garrett	Gaskill
Gassman	Grassley	Hagenow	Hanson

Hanusa	Heartsill	Heaton	Heddens
Hein	Hess	Highfill	Hunter
Huseman	Isenhart	Jacoby	Jorgensen
Kajtazovic	Kaufmann	Kearns	Kelley
Klein	Koester	Kressig	Landon
Lensing	Lofgren	Lundby	Lykam
Mascher	Maxwell	McCarthy	Miller, H.
Miller, L.	Moore	Muhlbauer	Murphy
Oldson	Olson, S.	Olson, T.	Ourth
Pettengill	Prichard	Rayhons	Riding
Rogers	Ruff	Running-Marquardt	Salmon
Sands	Schultz	Shaw	Sheets
Smith, J.	Smith, M.	Soderberg	Staed
Stanerson	Steckman	Stutsman	Taylor, R.
Taylor, T.	Thede	Thomas	Upmeyer
Vander Linden	Watts	Wessel-Kroeschell	Winckler
Windschitl	Wolfe	Wood	Worthan
Mr. Speaker			
Paulsen			

The nays were, none.

Absent or not voting, 3:

Cownie Hall Olson, R.

The bill having received a constitutional majority was declared to have passed the House and the title, as amended, was agreed to.

REMARKS BY MINORITY LEADER MCCARTHY

McCarthy of Polk offered the following remarks:

Thank you Mr. Speaker, Mr. Speaker and this great body, this may go down as one of the shortest speeches ever given, of course I have no idea if that is correct or not, but it may be. Let me just say "thank you" to our caucus staff and my staff, I want to thank Dave Schrader and Brian Meyer for allowing to look halfway competent on some days. I want to thank the caucus staff with Joe Romano and Mary Braun, Dean, Rachelle, Anna, Freeland, Epley, Zeke and Gilde. I want to thank the Republican Caucus Staff. More often than not I think we worked together this year sharing information, and helping make the trains run on time. I want to thank you, Mr. Speaker and Majority Leader Upmeyer, this session has been our best session working together and trying to do right by Iowans.

My comments will be very brief, unlike the gridlock that has paralyzed Washington, D.C., the unwillingness to compromise, the unwillingness to govern, staking out positions and holding them to the last breath. We had some choices to make this week as an institution, and as a chamber, and we chose to behave like adults; to find common ground, and to govern. All of us today should be very proud to be part of this great body, this great institution, and even more proud to be Iowans. Thank you.

MESSAGE FROM THE SENATE

The following message was received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on May 23, 2013, adopted the following resolution in which the concurrence of the Senate was asked:

Senate Concurrent Resolution 6, a concurrent resolution to provide for adjournment sine die.

MICHAEL E. MARSHALL, Secretary

ADOPTION OF THE REPORT OF THE CONFERENCE COMMITTEE (Senate File 446)

Heaton of Henry called up for consideration the report of the conference committee on **Senate File 446**, a bill for an act relating to appropriations for health and human services and including other related provisions and appropriations, providing penalties, and including effective, retroactive, and applicability date provisions, and moved the adoption of the conference committee report and the amendments contained therein.

The motion prevailed and the conference committee report was adopted.

Heaton of Henry moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 446)

The ayes were, 80:

Abdul-Samad	Bacon	Baltimore	Baudler
Bearinger	Berry	Byrnes	Cohoon
Costello	Dawson	Deyoe	Dolecheck
Drake	Dunkel	Forbes	Forristall
Fry	Gaines	Gaskill	Grassley
Hagenow	Hanson	Hanusa	Heaton
Heddens	Hein	Hess	Highfill
Huseman	Isenhart	Jacoby	Jorgensen
Kajtažovic	Kaufmann	Kearns	Kelley
Klein	Koester	Kressig	Landon
Lensing	Lofgren	Lundby	Lykam
Mascher	Maxwell	McCarthy	Miller, H.
Miller, L.	Moore	Murphy	Oldson
Olson, S.	Olson, T.	Ourth	Pettengill
Prichard	Rayhons	Riding	Rogers
Ruff	Running-Marquardt	Sands	Smith, J.
Smith, M.	Soderberg	Staed	Stanerson
Steckman	Stutsman	Taylor, R.	Taylor, T.
Thomas	Upmeyer	Vander Linden	Windschitl
Wolfe	Wood	Worthan	Mr. Speaker Paulsen

The nays were, 17:

Alons	Anderson	Brandenburg	Fisher
Garrett	Gassman	Heartsill	Hunter
Muhlbauer	Salmon	Schultz	Shaw
Sheets	Thede	Watts	Wessel-Kroeschell
Winckler			

Absent or not voting, 3:

Cownie	Hall	Olson, R.
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The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

REMARKS BY MAJORITY LEADER UPMEYER

Upmeyer of Cerro Gordo offered the following remarks:

Thank you, Mr. Speaker.

A little over two years ago the House Republican caucus set out on a mission. We wanted to address the fundamental problems in the budget process.

For too long, and at the hands of Democrats and Republicans alike, the state's budget resembled a rollercoaster. One with steep inclines that inevitably led to even steeper declines.

We spent every dollar we had and were only limited by the maximum the law allowed for. This meant we were ill prepared to handle a downturn in the economy.

It meant that government grew, without regard for the income of Iowans. It meant that we had to borrow money. It meant fees had to be increased to raise revenue. It meant that the state made commitments and it did not keep them.

I am proud to serve as the Leader of a caucus who committed to change course. We committed to being limited by common sense, not the minimum standards of the law. We committed to putting the hardworking taxpayers of Iowa first. We committed to retiring debt, not accumulating it.

We have done this by adhering to some common sense budgeting principles.

- We will not spend more than we take in.
- We will not intentionally underfund obligations to balance the budget.
- We will not use one-time funds for ongoing expenses.
- We will return the over collection of taxes to the taxpayers.

Now I know you all have heard those before, but if you subscribe to the "rule of 7" from the advertising world, those principles are just about ready to sink in!

I admire my caucus for sticking to these principles. It certainly is not the easy thing to do. Not when the siren song of "more spending" can be heard coming from all directions inside and outside the Capitol. Like most things in life however, the right thing to do is also difficult.

It is remarkable that we have been able to reach a bipartisan agreement on a budget that grows at a very responsible rate of 3 percent. While the law allows us to spend 99% of all funds available, that would equal 18 percent growth in one year and would unsustainably build ongoing expenses into the baseline. Instead, we are spending 99 percent of ongoing revenue. That amounts to 88 percent of all available funds and ensures a strong financial position for our state.

Two years ago, we came together and established the Taxpayer Trust Fund. This was set up to capture unused revenue and send it back to the taxpayers. Today we move forward by establishing the mechanism by which that money is sent back to the taxpayer.

This is not a one-time deal. This is a permanent mechanism that will kick in anytime the state collects more in taxes than it needs. This is another sign that the mindset is changing when it comes to the budget. We must spend wisely and we must continue to put the hardworking taxpayers of Iowa first.

As a result of a strong economy and sound budgeting practices, we have found ourselves in a position to do things that seemed impossible a few short years ago. Rather than accumulating debt, we are retiring it.

We are using available funds to pay off bonds and shore up our pension systems. This is another example of employing a common sense approach, just like Iowans do at home.

This session is truly historic thanks to the incredible bipartisan work that has been done. When we opened this session, I asked that we set an example of the best in public service. Washington D.C.'s divisive politics have no place here. This session we have shown that there is a better way.

Working together towards common goals means we can achieve great things. It means in one session we can pass education reform, healthcare reform and historic property tax relief. All the while, adhering to sound budgeting principles that started as reforms but are now the new standard practice of the legislature.

Iowans can be proud of the progress that has been made here this year, and confident that the state is in a strong position for the days ahead.

Ladies and gentlemen of the House, thank you for your hard work. Thank you for your contribution on behalf of the good people of your districts. It is truly an honor to serve with you.

To those that keep this building running and always beautiful, thank you.

I want to thank everyone in LSA and the Chief Clerk's office. Your hard work and expertise elevates the work we do here.

Thank you to Minority Leader McCarthy, the House Democrat caucus and your staff for your hard work and dedication.

Thank you to Governor Branstad, Lieutenant Governor Reynolds and your team for your dedication to the great state of Iowa.

Thank you to our staff: Jeff, Brad, Jason, Amanda, Carrie, Colin, Kristi, Lew, Dustin, Louis, Terri, Josie, Doug, Tony and Angie. You guys are the best at what you do!

To my caucus, thank you for your steadfast focus and your hard work. The state is better for it. To the leadership team: Steve, Chris, Matt, Jeff, Joel and Walt, thank you for your support and counsel.

Mr. Speaker, thank you for your friendship and your leadership.

SENATE AMENDMENT CONSIDERED House Concurred

Soderberg of Plymouth called up for consideration **House File 648**, a bill for an act relating to state and local finances by making transfers and appropriations and including effective date and applicability provisions, amended by the Senate, and moved that the House concur in the Senate amendment H-1463.

The motion prevailed and the House concurred in the Senate amendment H-1463.

Soderberg of Plymouth moved that the bill, as amended by the Senate and concurred in by the House, be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 648)

The ayes were, 97:

Abdul-Samad	Alons	Anderson	Bacon
Baltimore	Baudler	Bearinger	Berry
Brandenburg	Byrnes	Cohoon	Costello
Dawson	Deyoe	Dolecheck	Drake
Dunkel	Fisher	Forbes	Forristall
Fry	Gaines	Garrett	Gaskill
Gassman	Grassley	Hagenow	Hanson
Hanusa	Heartsill	Heaton	Heddens
Hein	Hess	Highfill	Hunter
Huseman	Isenhart	Jacoby	Jorgensen
Kajtazovic	Kaufmann	Kearns	Kelley
Klein	Koester	Kressig	Landon
Lensing	Lofgren	Lundby	Lykam
Mascher	Maxwell	McCarthy	Miller, H.
Miller, L.	Moore	Muhlbauer	Murphy
Oldson	Olson, S.	Olson, T.	Ourth
Pettengill	Prichard	Rayhons	Riding
Rogers	Ruff	Running-Marquardt	Salmon
Sands	Schultz	Shaw	Sheets
Smith, J.	Smith, M.	Soderberg	Staed
Stanerson	Steckman	Stutsman	Taylor, R.
Taylor, T.	Thede	Thomas	Upmeyer
Vander Linden	Watts	Wessel-Kroeschell	Winckler
Windschitl	Wolfe	Wood	Worthan
Mr. Speaker			
Paulsen			

The nays were, none.

Absent or not voting, 3:

Cownie	Hall	Olson, R.
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The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

REMARKS BY SPEAKER PAULSEN

Paulsen of Linn offered the following remarks:

A sincere thank you to the members of the eighty-fifth general assembly, and in particular, House Republicans – I appreciate the hard work, commitment and honest debates we had at the state capitol this year. Thanks also to your families who deal with hectic schedules and our absences all so we can serve the good people of this state.

Thank you specifically to my wife, Cathy, and our children for your continued support, understanding and sharing in the sacrifice of our time together.

I want to thank a great leadership team that I am honored to work with – Reps. Windschitl, Hagenow, Rogers, Smith and Fry - I appreciate your leadership and dedication to the Republican caucus. To Speaker Pro Tem Steve Olson, thanks for your input, advice and the guidance you provide.

Majority Leader Linda Upmeyer – I appreciate, and House Republicans value, the work that you do. Your service and vision are vital to our efforts and have not only made our caucus more determined, but made the state better.

I'd also like to recognize Leader McCarthy and the minority party. Thank you for your efforts this year and for continuing to work in a bipartisan manner when you could and keeping your opposition civil when you could not.

Once again, thank you to the leadership staff: Doug, Terri, Josie, Angie, and Tony. And, in my opinion, the best caucus staff in the building – the House Republican Caucus staff: Jeff, Lew, Brad, Jason, Kristi, Carrie, Colin, Amanda, Louis and Dustin. Thank you for your hard work and the timely and reliable information you provide year in and year out.

Chief Clerk Boal, thank you to you and your staff, the work you all do right here in front me and behind the scenes make this chamber operate efficiently.

A special thanks to LSA for all of your hard work, much of what you do is not seen but it does not go unnoticed.

I also want to recognize and thank the gentleman to my right, the Speaker's page, Keith Paulsen. Keith and I go way back. Thanks for taking care of me this year, Keith. Having you by my side these few months has made this one of the most special and memorable sessions I've had serving in the legislature.

And finally, a special thank you to Governor Terry Branstad and Lieutenant Governor Kim Reynolds and their team for their resolve and unwavering leadership.

At the start of the 2013 session, I outlined an action plan to promote a strong Iowa – one that encompasses a strong economy, strong budget leadership and strong schools and communities. As we close the session, I believe we have fulfilled this commitment to Iowans.

Iowa has the third highest commercial property taxes and the 16th highest residential property taxes in the nation. I pointed out at the beginning of session if nothing was done to address this problem, the hardworking taxpayers of Iowa were staring down the barrel of a \$2.6 billion property tax increase over the next 10 years, with the majority of that falling to homeowners. Homeowners have been and would continue to be shouldering much of the burden as the rollback turns into the roll up.

Iowans have been very clear that they want property tax reform and relief and we were able to deliver for them in a way that has never been done before. For over a decade, the legislature has wrestled with this issue without success.

We passed bipartisan tax relief and reform that:

- Includes property tax relief for all classifications of property.
- Is meaningful, inclusive and reliable reform so taxpayers can count on relief from year to year.
- Ensures residential taxpayers receive as much relief as commercial taxpayers.
- Limits assessment growth from 4 percent to 3 percent on ag and residential taxpayers.
- Includes a 10 percent rollback on taxable value for commercial and industrial property.
- Is \$560 million in property tax relief, once fully implemented.
- Additionally, this bill enacts a permanent mechanism for the taxpayer trust fund tax credit, giving any overpayment back to taxpayers.

This absolutely will make a difference for every Iowan.

We also fulfilled our commitment to provide strong budget leadership. Three years ago, Iowa faced a \$900 million budget shortfall, behaving much like they do in Washington, D.C. This was unacceptable and Iowans demanded a change. In response, House Republicans outlined budgeting principles that have guided our decisions for the last three sessions. They are:

- aligning ongoing spending with ongoing revenue.
- resisting spending one-time money on ongoing expenses.
- preventing the intentional underfunding of entitlement programs.
- returning unused tax dollars to Iowa taxpayers.

The bipartisan budget passed this session results in three percent growth over fiscal year 2013 and spends merely 88 percent of what the state is allowed to spend. Culture change in large, entrenched institutions is extremely difficult to accomplish, yet it happened. This is not something to be taken lightly. We have charted a new course for future legislatures, one that puts hardworking Iowa taxpayers first, not the government.

We also took charge in regards to the ending balance. Our debt relief bill pays off \$114 million in commitments earlier than required, fulfills our obligations in regards to pension funds, makes an investment on one-time infrastructure projects at the regents universities and in water quality.

We came together to make Iowa's schools and communities stronger by moving education reform that offers flexibility for school districts, innovation for teachers, accountability for parents and protection for taxpayers. Instead of continually

throwing money at a less-than-perfect system, we met the challenge to bring about real reform that will provide measurable results. We were also able to strengthen the role of Iowa parents, not the government.

And finally, House Republicans crafted a bipartisan health care plan that focuses on making Iowans healthier without bowing to federal pressure to expand Medicaid. The federal government attempted to force Iowa and other states into expanding a broken and outdated system. Instead of taking the easy way out, House Republicans, led by the Majority Leader and Rep. Rogers, knuckled-down and created an Iowa solution to our own health care needs. This solution improves the quality of care, lowers costs and makes Iowans healthier.

This has been a remarkable session—we set very high expectations and the 150 of us, working together, met them all. As I said in my opening day speech, we are not Washington, D.C. We do not offer ultimatums, push things off until they are nearing a cliff, or wait for a crisis to react. We're Iowans and I believe once again this General Assembly has proved that we can come together on behalf of Iowans to accomplish serious and meaningful work. Our leaders in the federal government, Congress and the Administration, both Republicans and Democrats, should take notice of our process and results. If Washington operated more like Iowa, America would be much better off.

Again, thank you for your efforts.

ADOPTION OF THE REPORT OF THE
CONFERENCE COMMITTEE
(Senate File 295)

Sands of Louisa called up for consideration the report of the conference committee on **Senate File 295**, a bill for an act establishing a property tax credit for commercial, industrial, and railway property, providing penalties, making appropriations, and including implementation and applicability provisions, and moved the adoption of the conference committee report and the amendments contained therein.

The motion prevailed and the conference committee report was adopted.

Sands of Louisa moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 295)

The ayes were, 84:

Abdul-Samad	Alons	Bacon	Baltimore
Baudler	Bearinger	Berry	Brandenburg
Byrnes	Cohoon	Costello	Dawson
Deyoe	Dolecheck	Drake	Dunkel
Fisher	Forbes	Forristall	Fry
Gaines	Garrett	Gaskill	Gassman
Grassley	Hagenow	Hanson	Hanusa
Heartsill	Heaton	Heddens	Hein
Hess	Highfill	Huseman	Jorgensen
Kajtaovic	Kaufmann	Kelley	Klein
Koester	Kressig	Landon	Lofgren
Lundby	Lykam	Maxwell	McCarthy
Miller, H.	Miller, L.	Moore	Muhlbauer
Olson, S.	Olson, T.	Ourth	Pettengill
Prichard	Rayhons	Riding	Rogers
Ruff	Running-Marquardt	Salmon	Sands
Schultz	Shaw	Sheets	Smith, J.
Smith, M.	Soderberg	Staed	Stanerson
Stutsman	Taylor, R.	Thede	Thomas
Upmeyer	Vander Linden	Watts	Windschitl
Wolfe	Wood	Worthan	Mr. Speaker Paulsen

The nays were, 13:

Anderson	Hunter	Isenhardt	Jacoby
Kearns	Lensing	Mascher	Murphy
Oldson	Steckman	Taylor, T.	Wessel-Kroeschell
Winckler			

Absent or not voting, 3:

Cownie	Hall	Olson, R.
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The bill having received a constitutional majority was declared to have passed the House and the title, as amended, was agreed to.

IMMEDIATE MESSAGES

Upmeyer of Cerro Gordo asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Files 625 and 648.**

ADOPTION OF SENATE CONCURRENT RESOLUTION 6

Upmeyer of Cerro Gordo asked and received unanimous consent for the immediate consideration of **Senate Concurrent Resolution 6, a**

concurrent resolution to provide for adjournment sine die, and moved its adoption.

The motion prevailed and the resolution was adopted.

IMMEDIATE MESSAGE

Upmeyer of Cerro Gordo asked and received unanimous consent that **Senate Concurrent Resolution 6** be immediately messaged to the Senate.

BILLS REREFERRED TO COMMITTEES

Under the provision of House Rule 45, the following bills were rereferred to the committees listed:

House Joint Resolution 2	Appropriations
House File 245	Appropriations
House File 500	Human Resources
House File 609	Ways and Means
House File 618	Judiciary
House File 629	Agriculture
House File 637	State Government
House File 642	Local Government
House File 647	Ways and Means
Senate File 339	Education
Senate File 385	Public Safety
Senate File 393	Human Resources

MOTION TO RECONSIDER (Senate File 295)

I move to reconsider the vote by which Senate File 295 passed the House on May 23, 2013.

UPMEYER of Cerro Gordo

MOTION TO RECONSIDER
(Senate File 446)

I move to reconsider the vote by which Senate File 446 passed the House on May 23, 2013.

UPMEYER of Cerro Gordo

EXPLANATIONS OF VOTE

On May 22, 2013, I was necessarily absent during voting in the House chamber. Had I been present, I would have voted as follows:

House File 215 – “aye”
House File 489 – “aye”
House File 614 – “aye”
House File 620 – “aye”
House File 640 – “aye”
House File 648 – “aye”
Senate File 452 – “aye”

RUFF of Clayton

On May 23, 2013, I was necessarily absent during voting in the House chamber. Had I been present, I would have voted as follows:

House File 625 – “aye”
House File 648 – “aye”
Senate File 295 – “aye”
Senate File 446 – “aye”

HALL of Woodbury

FINAL DISPOSITION OF MOTIONS TO RECONSIDER

Pursuant to House Rule 73.6, the following motions to reconsider which remained on the House Calendar upon adjournment of the 2013 Regular Session of the Eighty-fifth General Assembly will be considered to have failed:

By Upmeyer of Cerro Gordo to **Senate File 295**, a bill for an act establishing a property tax credit for commercial, industrial, and railway property, providing penalties, making appropriations, and including implementation and applicability provisions, filed on May 23, 2013.

By Upmeyer of Cerro Gordo to **Senate File 430**, a bill for an act relating to appropriations to the department of cultural affairs, the economic development authority, the board of regents and certain board of regents institutions, the department of workforce development, the Iowa finance authority, and the public employment relations board, providing for other properly related matters, and including effective date and retroactive applicability provisions, filed on May 15, 2013.

By Upmeyer of Cerro Gordo to **Senate File 435**, a bill for an act relating to and making appropriations involving state government entities involved with agriculture, natural resources, and environmental protection, filed on May 16, 2013.

By Upmeyer of Cerro Gordo **Senate File 446**, a bill for an act relating to appropriations for health and human services and including other related provisions and appropriations, providing penalties, and including effective, retroactive, and applicability date provisions, filed on May 23, 2013.

By Upmeyer of Cerro Gordo **Senate File 447**, a bill for an act relating to appropriations to the justice system and including effective dates, filed on May 15, 2013.

By Upmeyer of Cerro Gordo **Senate File 452**, a bill for an act relating to state and local finances by making appropriations, providing for fees, providing for legal responsibilities, providing for certain employee benefits, and providing for properly related matters, and including effective date and retroactive and other applicability provisions, filed on May 22, 2013.

FINAL ADJOURNMENT

By virtue of Senate Concurrent Resolution 6, duly adopted, the day of May 23, 2013 having arrived, the Speaker of the House of Representatives declared the 2013 Regular Session of the Eighty-fifth General Assembly adjourned sine die at 11:09 a.m.

SUPPLEMENT

The following reports and communications were received subsequent to final adjournment:

EXPLANATIONS OF VOTE

On May 17, 2013, I was necessarily absent during voting in the House chamber. Had I been present, I would have voted as follows:

House File 638 – “aye”

H. MILLER of Webster

On May 22, 2013, I was necessarily absent during voting in the House chamber. Had I been present, I would have voted as follows:

House File 215 – “aye”

House File 489 – “aye”

House File 614 – “aye”

House File 620 – “aye”

House File 640 – “aye”

House File 648 – “aye”

WOOD of Scott

COMMITTEE REVISIONS

The Speaker announced the following changes to the House committee assignments, effective June 17, 2013:

Jacoby of Johnson replaced Murphy of Dubuque on the committee on Appropriations.

Jacoby of Johnson was appointed Ranking Member on the committee on Appropriations replacing T. Olson of Linn who will remain on the committee.

BILL ENROLLED, SIGNED AND SENT TO GOVERNOR

The Chief Clerk of the House submitted the following report:

Mr. Speaker: The Chief Clerk of the House respectfully reports that the following bill has been examined and found correctly enrolled, signed by the Speaker of the House and the President of the Senate, and presented to the Governor for his approval on this 31st day of May, 2013: House File 215.

CARMINE BOAL
Chief Clerk of the House

BILLS ENROLLED, SIGNED AND SENT TO GOVERNOR

The Chief Clerk of the House submitted the following report:

Mr. Speaker: The Chief Clerk of the House respectfully reports that the following bills have been examined and found correctly enrolled, signed by the Speaker of the House and the President of the Senate, and presented to the Governor for his approval on this 3rd day of June, 2013: House Files 489, 599, 602, 603, 604, 614, 620, 625, 638, 640, 648 and 649.

CARMINE BOAL
Chief Clerk of the House

BILLS SIGNED BY GOVERNOR

The following is a record of the action of the Governor on the bills passed by the 2013 Regular Session of the Eighty-fifth General Assembly and which action was had subsequent to the date of final adjournment.

House File 119, an Act relating to county attorney duties when representing the Department of Human Services in juvenile court. Approved 5-24-13.

House File 215, an Act relating to and providing for education reform involving student, teacher, and administrator programs and activities under the purview of the department of education, the state board of education, the college student aid commission, school districts, and accredited nonpublic schools; providing for independent private instruction for students; providing for private instruction for students; concerning driver education by a teaching parent; making appropriations and providing for the establishment and retention of certain fees; and including transition and effective date provisions. Approved 6-3-13.

House File 489, an Act relating to various matters involving insurance and the insurance division of the department of commerce, providing penalties, and including applicability and effective date provisions. Approved 6-17-13.

House File 586, an Act relating to the rulemaking process and state agency decision making. Approved 5-24-13.

House File 590, an Act relating to child abuse reporting, assessment procedures, and placement on the central registry for child abuse, and including effective date and applicability provisions. Approved 5-24-13.

House File 592, an Act relating to payments from the indigent defense fund by the State Public Defender. Approved 5-24-13.

House File 599, an Act relating to beginning farmers by modifying the agricultural assets transfer tax credit, providing a custom farming contract tax credit, and terminating the agricultural loan assistance program, and including effective date and retroactive applicability provisions. Approved 6-17-13.

House File 602, an Act relating to transportation and other infrastructure-related appropriations to the department of transportation, including allocation and use of moneys from the road use tax fund and the primary road fund. Approved 6-17-13.

House File 603, an Act relating to and making appropriations to certain state departments, agencies, funds, and certain other entities, providing for regulatory authority, and other properly related matters. Approved 6-17-13.

House File 614, an Act appropriating federal funds made available from federal block grants and other non-state sources, allocating portions of federal block grants, and providing procedures if federal funds are more or less than anticipated or if federal block grants are more or less than anticipated and including effective date and retroactive applicability provisions. Approved 6-17-13.

House File 615, an Act relating to the innovation fund investment tax credit and including effective date and retroactive applicability provisions. Approved 5-24-13.

House File 620, an Act relating to the economic development financial assistance duties and powers of the economic development authority by authorizing and creating fees, affecting the aggregate tax credit limit for certain economic development programs and the tax credit for the endow Iowa tax credit, making appropriations, and including effective date and retroactive applicability provisions. Approved 6-17-13.

House File 625, an Act relating to revenue and taxation, including retailers maintaining a place of business in this State for purposes of sale and use taxes, agreements relating to the collection of sales and use taxes, sales of tangible personal property and services to state agencies, modifying the school tuition organization income tax credit, and including effective date and retroactive applicability provisions. Approved 6-11-13.

House File 632, an Act relating to the assessment of certain real estate used in the cultivation and production of algae, and including effective date and retroactive applicability provisions. Approved 5-24-13.

House File 640, an Act relating to liquids which are flammable or combustible, by providing for the storage, marketing, and distribution of such liquids, providing for the marketing and distribution of liquids classified as motor fuel, including a conventional blendstock for oxygenate blending, and blended and unblended gasoline and diesel fuel, extending the period for determining the rates of the motor fuel tax based on calculating the distribution of ethanol blended gasoline and other motor fuel, including fees and penalties, and including effective date provisions. Approved 6-17-13.

House File 641, an Act authorizing the establishment of reinvestment districts following approval of the Economic Development Authority Board, providing for the remittance of certain state sales tax revenues and certain state hotel and motel tax revenues to municipalities, establishing a state reinvestment district fund, and making appropriations. Approved 5-24-13.

House File 644, an Act relating to enhanced E911 emergency communication systems, and providing penalties. Approved 5-24-13.

House File 649, an Act relating to the liability of a land holder for the public use of private lands and waters for a recreational purpose or urban deer control. Approved 6-17-13.

Senate File 295, an Act relating to state and local finances by establishing a business property tax credit for commercial, industrial, and railway property, establishing and modifying property assessment limitations, providing for commercial and industrial property tax replacement payments, providing for the classification of multiresidential property, modifying provisions for the taxation of telecommunications company property, providing for the study of the taxation of telecommunications company property, providing a taxpayers trust fund tax credit, modifying provisions relating to the property assessment appeal board, modifying the amount of the earned income tax credit, making appropriations, providing penalties, and including effective date, implementation, retroactive applicability, and other applicability provisions. Approved 6-12-13.

Senate File 435, an Act relating to and making appropriations involving state government entities involved with agriculture, natural resources, and environmental protection. Approved 6-17-13.

Senate File 442, an Act relating to appropriations to the judicial branch. Approved 6-17-13.

GOVERNOR'S ITEM VETO MESSAGES

A copy of the following communications were received and placed on file:

HOUSE FILE 604

June 20, 2013

The Honorable Matt Schultz
Secretary of State of Iowa
State Capitol
Des Moines, Iowa 50319

Dear Mr. Secretary:

I hereby transmit House File 604, an Act relating to the funding of, the operation of, and appropriation of moneys to the college student aid commission, the department for the blind, the department of education, the economic development authority, the department of workforce development, and the state board of regents, and providing for related matters.

House File 604 is approved on this date with the following exceptions, which I hereby disapprove.

I am unable to approve the designated portion of the item designated as Section 30, subsection 1, lettered paragraph b, subparagraph 4. This item allocates funds for an organization to provide resources and support services for international refugees for fiscal year 2014. This potentially creates a sole-source appropriation. It is important for the State to receive competitive requests for proposals (RFPs) from all qualified organizations in order to protect Iowa taxpayers' interests and best serves the needs of refugees.

I am unable to approve the designated portion of the item designated as Section 54, subsection 1, lettered paragraph b, subparagraph 4. This item allocates funds for an organization to provide resources and support services for international refugees for fiscal year 2015. This potentially creates a sole-source appropriation. It is important for the State to receive competitive requests for proposals (RFPs) from all qualified organizations in order to protect Iowa taxpayers' interests and best serves the needs of refugees.

For the above reasons, I respectfully disapprove the designated items in accordance with Amendment IV of the Amendments of 1968 to the Constitution of the State of Iowa. All other items in House File 604 are hereby approved as of this date.

Sincerely,

TERRY E. BRANSTAD
Governor

HOUSE FILE 638

June 20, 2013

The Honorable Matt Schultz
Secretary of State of Iowa
State Capitol
Des Moines, Iowa 50319

Dear Mr. Secretary:

I hereby transmit House File 638, an Act relating to and making appropriations to state departments and agencies from the Rebuild Iowa Infrastructure Fund and the Technology Reinvestment Fund, providing for related matters, and including effective date provisions.

House File 638 is approved on this date with the following exceptions, which I hereby disapprove.

I am unable to approve the designated portion of the item designated as Section 1, subsection 1, lettered paragraph a. This item allocates funds for the moving of all employees housed in the Wallace Building to a new location, and for the repairs and maintenance of the Wallace Building. I made it clear that my top priority for the State Capitol Complex is the repair and remodeling of the State Historical Building. The \$1.8 million shall revert to the Rebuild Iowa Infrastructure Fund.

I am unable to approve Section 1, subsection 1, lettered paragraph b in its entirety. These items allocate funds in fiscal years 2014 and 2015 for the moving of all employees housed in the Wallace Building to a new location, and for the repairs and maintenance of the Wallace Building. Infrastructure investments must be made pursuant to a long-term strategic plan. I made it clear that my top priority for the State Capitol Complex is the repair and remodeling of the State Historical Building.

I am unable to approve Section 1, subsection 3, lettered paragraph b in its entirety. This item appropriates \$1 million for the River Enhancement Community Attraction and Tourism program. The Iowa Economic Development Authority (IEDA) did not request this item and it was not a part of the budget recommendation I submitted to the General Assembly.

I am unable to approve the item designated as Section 1, subsection 4 in its entirety. This item appropriates \$300,000 for the renovation and construction of certain nursing facilities. Currently, the State of Iowa reimburses nursing facilities for construction and renovation through the current Medicaid cost reporting and reimbursement rates. The Department of Human Services did not request this item. Additionally, nursing facilities are receiving a \$15,268,148 provider rate increase based on the cost reports submitted to the State, \$1 million more than I recommended as part of the budget recommendation I submitted to the General Assembly.

I am unable to approve the item designated as Division VIII in its entirety. This item requires the IEDA to conduct a study to determine the effectiveness of giving priority to projects that attract the highest number of visitors and highest match levels from the Community Attraction and Tourism (CAT) fund. The CAT program has been an important economic development tool for smaller communities throughout our state. This provision suggests a shift in the program's policy focus which I cannot support.

I am unable to approve Section 44 in its entirety. This item allocates \$800,000 for the moving of all employees housed in the Wallace Building to a new location, and for the repairs and maintenance of the Wallace Building. I made it clear that my top priority for the State Capitol Complex is the repair and remodeling of the State Historical Building. The \$800,000 shall revert to the Rebuild Iowa Infrastructure Fund.

For the above reasons, I respectfully disapprove the designated items in accordance with Amendment IV of the Amendments of 1968 to the Constitution of the State of Iowa. All other items in House File 638 are hereby approved as of this date.

Sincerely,

TERRY E. BRANSTAD
Governor

HOUSE FILE 648

June 20, 2013

The Honorable Matt Schultz
Secretary of State of Iowa
State Capitol
Des Moines, Iowa 50319

Dear Mr. Secretary:

I hereby transmit House File 648, an Act relating to state and local finances by making transfers and appropriations and including effective date and applicability provisions.

House File 648 is approved on this date with the following exceptions, which I hereby disapprove.

I am unable to approve the item designated as Division II in its entirety. This item provides supplemental appropriations from the General Fund to the Judicial Retirement and Peace Officer Retirement Funds. While these retirement plans have funding shortfalls, trying to make up for these shortfalls should not be borne only by taxpayers of the State. Iowa needs a comprehensive, long-term, sustainable plan for making up the shortfall in these retirement funds. The plan should include both the State and the participants of the plan as financial partners in bringing these funds to financial balance. The division also eliminates the annual standing appropriation of \$5,000,000 to the Peace Officer Retirement Fund. My disapproval of the division restores \$5,000,000 in funding starting in fiscal year 2014.

I am unable to approve the item designated as Section 9, paragraph 6, subparagraph c in its entirety. This item provides \$1,000,000 in maintenance funding for community colleges. I did not include this spending in my budget recommendation. Community colleges have received other increases and additional funding for the next fiscal year in other areas beyond my recommendations. Therefore, this funding is not approved.

I am unable to approve the item designated as Section 9, paragraph 10, subparagraph b in its entirety. This item provides \$50,000 to fund a new public safety training and facilities task force. This funding is no longer necessary due to the fact that the new task force was disapproved in Senate File 447.

I am unable to approve the item designated as Section 9, paragraph 10, subparagraph c in its entirety. This item provides \$150,000 to regional emergency response training centers, distributed on an equal basis. Providing funding to entities without guidance or oversight is not an efficient use of taxpayer funds.

I am unable to approve the item designated as Section 9, paragraph 11, subparagraph g in its entirety. This item spends \$3,000,000 to plan and design a new project, the University of Iowa Pharmacy Building Renovation. Early estimates reveal an anticipated cost of at least \$67,600,000. Until strategic plans and sustainable financing are secure, it is not appropriate to spend taxpayer money designing and planning the project. The Iowa Board of Regents should continue to engage in a long-term strategic planning process to review infrastructure needs in light of changes in educational technology. Technology and innovation should make it feasible to deliver high-quality education to students at a lower tuition and infrastructure cost, as delivery of educational services will require less physical presence on college campuses in the future.

I am unable to approve the item designated as Section 9, paragraph 11, subparagraph h in its entirety. This item spends \$2,500,000 to plan and design a new project, the Iowa State University Biosciences Building. Early estimates reveal an anticipated cost of at least \$42,500,000. Until strategic plans and sustainable financing are secure, it is not appropriate to spend taxpayer money designing and planning the project. The

Iowa Board of Regents should continue to engage in a long-term strategic planning process to review infrastructure needs in light of changes in educational technology. Technology and innovation should make it feasible to deliver high-quality education to students at a lower tuition and infrastructure cost, as delivery of educational services will require less physical presence on college campuses in the future.

I am unable to approve the item designated as Section 9, paragraph 11, subparagraph i in its entirety. This item spends \$1,500,000 to plan and design a new project, the University of Northern Iowa Schindler Education Center Renovation. Early estimates reveal an anticipated cost of at least \$31,600,000. Until strategic plans and sustainable financing are secure, it is not appropriate to spend taxpayer money designing and planning the project. The Iowa Board of Regents should continue to engage in a long-term strategic planning process to review infrastructure needs in light of changes in educational technology. Technology and innovation should make it feasible to deliver high-quality education to students at a lower tuition and infrastructure cost, as delivery of educational services will require less physical presence on college campuses in the future.

I am unable to approve the item designated as Section 9, paragraph 12 in its entirety. This item provides \$150,000 for the operation of a contract air traffic control tower in Dubuque. Earlier this year, concerns existed that federal sequestration of funds could withhold funds and affect operation of this control tower. However, federal funding was restored. The state funds are no longer needed.

I am unable to approve the item designated as Section 9, paragraph 14 in its entirety. This item provides \$300,000 for an entity to provide education and training for occupations in Iowa's renewable energy production industries and related educational opportunities. While I support renewable energy and the job opportunities associated with it, this spending provides state taxpayer dollars for a program pursuant to a federal grant with no state guidance or oversight. This is not the best use of state taxpayer funds. We have already provided \$15.8 million in fiscal year 2014 for workforce training through the Iowa Skilled Worker and Job Creation Fund, an increase of \$7.8 million over fiscal year 2013.

I am unable to approve the item designated as Section 10 in its entirety. This item transfers \$13,000,000 to the risk pool at the Department of Human Services for payment of mental health costs at the county level. Under the new Iowa Health and Wellness Plan, Iowans will have access to high quality mental health services. These services will be fully funded by federal dollars which greatly reduces the demand on county mental health funds. Counties are already receiving additional funds aiding the redesign of the mental health system, including \$11,628,317 in transition funds and \$29,820,478 in equalization funding, as well as the \$110,656,258 to be collected statewide in property taxes to support mental health services. The additional risk pool funding is not necessary at this time.

For the above reasons, I respectfully disapprove the designated items in accordance with Amendment IV of the Amendments of 1968 to the Constitution of the State of Iowa. All other items in House File 648 are hereby approved as of this date.

Sincerely,

TERRY E. BRANSTAD
Governor

SENATE FILE 396

June 20, 2013

The Honorable Matt Schultz
Secretary of State of Iowa
State Capitol
Des Moines, Iowa 50319

Dear Mr. Secretary:

I hereby transmit Senate File 396, an Act relating to government operations and efficiency and other related matters, and including effective date and applicability provisions.

Senate File 396 is approved on this date with the following exceptions, which I hereby disapprove.

I am unable to approve Sections 40, 42, and 43 in their entirety. These items require the director of the department of administrative services to purchase a new payroll system for the executive branch. From the beginning of my administration, I asked state agencies to work diligently to reduce administrative costs and reduce overhead costs. At my direction, many efficiency and cost-control measures are already being implemented by the executive branch departments. My administration is committed to reducing the size and cost of government by 15% through efficiencies and new technologies that allow for savings. I believe a mandate to purchase a payroll system at this time is inappropriate. The department may review the payroll system and determine the best way to proceed while protecting and serving the taxpayers of Iowa.

I am unable to approve Section 41 in its entirety. This item prohibits non-contract employees from bumping contract employees in the case of a reduction in force. In order to achieve increased efficiencies within state government, my administration is committed to finding areas where we can consolidate duplicative efforts. However, in doing so we must strive to ensure that various classifications of employees are treated fairly. The executive branch will continue to implement policies that will reduce the size and cost of government by 15% and this provision would be an impediment in achieving this goal.

For the above reasons, I respectfully disapprove the designated items in accordance with Amendment IV of the Amendments of 1968 to the Constitution of the State of Iowa. All other items in Senate File 396 are hereby approved as of this date.

Sincerely,

TERRY E. BRANSTAD
Governor

SENATE FILE 406

June 20, 2013

The Honorable Matt Schultz
Secretary of State of Iowa
State Capitol
Des Moines, Iowa 50319

Dear Mr. Secretary:

I hereby transmit Senate File 406, an Act relating to involuntary commitments for persons with substance-related disorders, mental illness, and intellectual disabilities, and providing for the creation of a mental health advocate division in the department of inspections and appeals and including effective date provisions.

Senate File 406 is approved on this date with the following exception, which I hereby disapprove.

I am unable to approve of the item designated as Divisions I and II in their entirety. This item establishes new positions of mental health advocates within the Iowa Department of Inspections and Appeals. Currently, these advocates work at the county level. In the newly redesigned mental health and disability services system, it is best for these positions to remain at the local level where services will be managed and delivered regionally. I look forward to continuing to work with the House and Senate on implementing Mental Health redesign in a manner that best serves Iowans and fits within my goals for efficient and effective state government.

For the above reasons, I respectfully disapprove the designated item in accordance with Amendment IV of the Amendments of 1968 to the Constitution of the State of Iowa. All other items in Senate File 406 are hereby approved as of this date.

Sincerely,

TERRY E. BRANSTAD
Governor

SENATE FILE 430

June 20, 2013

The Honorable Matt Schultz
Secretary of State of Iowa
State Capitol
Des Moines, Iowa 50319

Dear Mr. Secretary:

I hereby transmit Senate File 430, an Act relating to appropriations to the department of cultural affairs, the economic development authority, the department of workforce development, the Iowa finance authority, and the public employment relations board,

providing for other properly related matters, and including effective date and retroactive applicability provisions.

Senate File 430 is approved on this date with the following exceptions, which I hereby disapprove.

I am unable to approve the item designated as Section 1, subsection 2. This item creates carry-forward language which is unnecessary for the Department of Cultural Affairs for fiscal year 2014. The carry-forward language does not advance my goals of returning predictability and sustainability to government budgeting.

I am unable to approve the item designated as Section 16, subsection 2. This item creates carry-forward language which is unnecessary for the Department of Cultural Affairs for fiscal year 2015. The carry-forward language does not advance my goals of returning predictability and sustainability to government budgeting.

I am unable to approve the item designated as Section 43 in its entirety and the designated portion of Section 54. These items create carry-forward language which is unnecessary for the Department of Cultural Affairs for fiscal year 2013. The carry-forward language does not advance my goals of returning predictability and sustainability to government budgeting.

For the above reasons, I respectfully disapprove the designated items in accordance with Amendment IV of the Amendments of 1968 to the Constitution of the State of Iowa. All other items in Senate File 430 are hereby approved as of this date.

Sincerely,

TERRY E. BRANSTAD
Governor

SENATE FILE 446

June 20, 2013

The Honorable Matt Schultz
Secretary of State of Iowa
State Capitol
Des Moines, Iowa 50319

Dear Mr. Secretary:

I hereby transmit Senate File 446, an Act relating to appropriations for health and human services and including other related provisions and appropriations, providing penalties, and including effective, retroactive, and applicability date provisions.

Senate File 446 contains new language specifying the process for Iowa Medicaid reimbursement of an abortion procedure. This language applies to the remainder of this fiscal year, as well as fiscal year 2014 and 2015. This new legislative language represents a compromise between Democrats and Republicans in the legislature on the issue of whether taxpayer dollars should be used to reimburse hospitals or doctors for

abortions. The new legislative language does not allow or require a governor to approve any procedure in advance. The decision about whether to undergo an abortion procedure continues to remain with the mother and her physician. With this new language, the legislature has asked a governor to approve or disapprove a bill submitted by a provider for taxpayer-funded Medicaid reimbursement after the procedure is performed.

Senate File 446 is approved on this date with the following exceptions, which I hereby disapprove.

I am unable to approve the designated portion of the item designated as Section 2, subsection 1. This item creates two additional long-term care resident's advocates positions. As of today, there are eight long-term care resident's advocates, serving the needs of Iowa's vulnerable seniors. Currently, the Department on Aging is in the process of an aging system redesign and is thoroughly reviewing state services. It is important to ensure that all new positions are consistent with the redesign so that Iowa can best serve the needs of aging Iowans. The effect of this disapproval shall cause the \$200,000 contained in this item to revert to the General Fund.

I am unable to approve the designated portion of the item designated as Section 3, subsection 8, lettered paragraph e. This item provides \$28,644 for the costs of an emergency medical services task force that is disapproved. Due to the fact that the new task force is not created, the money is not needed. Iowa is fortunate to have many dedicated professional and volunteer emergency medical services personnel. These Iowans give their time to provide critical care in emergency situations as first responders. The Iowa Department of Public Health helps provide oversight, assistance and acts as a regulatory body for the profession to ensure Iowans statewide get a high level of care. The Department of Public Health will continue to work to improve our system. An additional task force, growing the size, scope and cost of government is not an effective use of taxpayer dollars at this time. The effect of this disapproval shall cause the \$28,644 contained in this item to revert to the General Fund.

I am unable to approve the designated portion of the item designated as Section 4, subsection 2, lettered paragraph d. This item creates a redundant, overly burdensome mandate requiring the Iowa Veterans' Home to make expenditure reports monthly to the Legislative Services Agency for fiscal year 2014. I strongly support transparency efforts that publicly disclose how departments spend their resources and this information is already available within the State's accounting and budgeting systems.

I am unable to approve the designated portion of the item designated as Section 12, subsection 19, lettered paragraph e. This item requires the Department of Human Services to report on cost containment strategies. The Department of Human Services, Department of Management and the Legislative Services Agency meet on a monthly basis to determine projections for the Medical Assistance appropriation. Information relating to cost containment strategies is shared during these meetings. While I strongly support transparency efforts that publicly disclose how departments spend their resources, this information is already available within the State's accounting and budgeting systems.

I am unable to approve the designated portion of the item designated as Section 12, subsection 20. This item allocates \$8,715,473 for the waiting list for medical assistance home and community based services waivers. The effect of this disapproval shall cause

the \$8,715,473 contained in this item to revert to the General Fund. Past history demonstrates that funding specifically earmarked to buy down the waiting list is not a successful long-term solution. Additionally, the Iowa Health and Wellness Plan will be implemented January 1, 2014. The Iowa Health and Wellness Plan will provide access for Iowans currently on the waiting list to high quality health care, including home and community based services.

I am unable to approve the designated portion of the item designated as Section 26, subsection 1. This item prohibits external approvals that are designed to ensure budget integrity, stability and predictability. Management must have the ability and flexibility to allocate resources where they are most effective and needed. In addition, this item creates a redundant, overly burdensome mandate requiring the department to report to the chairpersons and ranking members of the appropriations committees on a monthly basis. While I strongly support transparency efforts that publicly disclose how departments spend their resources, this information is already available within the State's accounting and budgeting systems.

I am unable to approve the designated portion of the item designated as Section 27, subsection 2. This item requires the Department of Human Services to report operational and program expenditures at least monthly to the Legislative Services Agency. While I strongly support transparency efforts that publicly disclose how departments spend their resources, this information is already available within the State's accounting and budgeting systems.

I am unable to approve the designated portion of the item designated as Section 27, subsection 5. This item transfers \$250,000 to the Department of Inspections and Appeals and creates two new FTEs to implement a new mental health advocate division within the Department of Inspections and Appeals. Currently, these advocates work at the county level. In the newly redesigned mental health and disability services system, it is best for these positions to remain at the local level where the services will be managed and delivered regionally. I look forward to continuing work with the General Assembly to implement the mental health and disability services redesign in a manner that best serves Iowans and serves our goals for an efficient and effective state government. The language creating a new mental health advocate division was an item that was disapproved in Senate File 406. The effect of this disapproval shall cause the \$250,000 contained in this item to revert to the General Fund.

I am unable to approve the designated portion of the item designated as Section 29, subsection 8. This item requires that all provider reimbursement rate increases in this section be used to increase the compensation and costs of employment for non-administrative staff. The Department of Human Services does not have the ability to monitor providers to determine compliance. In addition, it is not appropriate to direct provider increases in this manner. Providers are best equipped to manage their own budgets.

I am unable to approve the item designated as Section 49 in its entirety. This item amends the Iowa Code to require that any penalties imposed by the Director of the Iowa Department on Aging against a long-term care facility are automatically appropriated to the Office of the Long-Term Care Resident's Advocate. Currently, these funds are deposited in the General Fund. The Office of the Long-Term Care Resident's Advocate is funded by the General Fund. I oppose this change which uses

finances to automatically fund Office of the Long-Term Care Resident's Advocate because it sets a dangerous precedent and creates a conflict of interest.

I am unable to approve the designated portion of the item designated as Division X in its entirety. This item creates a new emergency medical services task force and report. Iowa is fortunate to have many dedicated professional and volunteer emergency medical services personnel. These Iowans give their time to provide critical care in emergency situations as first responders. The Iowa Department of Public Health helps provide oversight, assistance and acts as a regulatory body for the profession to ensure Iowans statewide receive a high level of care. The Department of Public Health will continue to work to improve our system. An additional task force, growing the size, scope and cost of government is not an effective use of taxpayer dollars at this time.

I am unable to approve the designated portion of the item designated as Section 83, paragraph 5, subparagraph b. This item causes funds deposited into the Autism Support Program Fund to not revert to the General Fund. It creates new, permanent carry-forward language which does not work to advance my goal of predictability and sustainability for government budgeting.

I am unable to approve the designated portion of the item designated as Section 84, paragraph 2. This item directs the Department of Human Services to enter into a sole-source contract without the benefit of a competitive bidding process. It is important to allow for a full review process and thoroughly plan new initiatives. In addition, competitively bid contracts ensure the best value for taxpayer dollars and that more people are served when this value is maximized.

I am unable to approve of the item designated as Division XIX in its entirety. This item creates a new committee to study how to provide care for people who are sexually aggressive, combative or have unmet psychiatric needs. My administration currently has a work group that is working together to propose constructive recommendations. The work group is open to public input. An additional committee is not needed at this time.

I am unable to approve of the item designated as the portion of Section 128 that amends 2011 Iowa Acts, chapter 63, section 36, subsection 4. This item would require a report to be given to the chairpersons and ranking members of the joint appropriations subcommittee on health and human services relating to changes in law or rules needed to implement telepharmacy on a state-wide basis. This report is not necessary due to the fact that this information is available upon request by the General Assembly.

I am unable to approve the designated portion of the item designated as Section 132, subsection 1. This item creates two new long-term care resident's advocates positions for fiscal year 2015. As of today, there are eight long-term care resident's advocates, serving the needs of Iowa's vulnerable seniors. Currently, the Department on Aging is in the process of an aging system redesign and is thoroughly reviewing state services. It is important to ensure that all new positions are consistent with the redesign so that Iowa can best serve the needs of aging Iowans. The effect of this disapproval shall cause the \$100,000 contained in this item to revert to the General Fund.

I am unable to approve the designated portion of the item designated as Section 134, subsection 2, lettered paragraph d. This item creates a redundant, overly burdensome

mandate requiring the Iowa Veterans' Home to make expenditure reports monthly to the Legislative Services Agency for fiscal year 2015. While I strongly support transparency efforts that publicly disclose how departments spend their resources, this information is already available within the State's accounting and budgeting systems.

I am unable to approve the designated portion of the item designated as Section 142, subsection 18, lettered paragraph d. This item requires the Department of Human Services to report on cost containment strategies for fiscal year 2015. The Department of Human Services, Department of Management and the Legislative Services Agency meet on a monthly basis to determine projections for the Medical Assistance appropriation. Information relating to cost containment strategies is shared during these meetings. While I strongly support transparency efforts that publicly disclose how departments spend their resources, this information is already available within the State's accounting and budgeting systems.

I am unable to approve the designated portion of the item designated as Section 156, subsection 1. This item prohibits external approvals that are designed to ensure budget integrity, stability and predictability. Management must have the ability and flexibility to allocate resources where they are most effective and needed. In addition, this item creates a redundant, overly burdensome mandate requiring the department to report to the chairpersons and ranking members of the appropriations committees on a monthly basis. While I strongly support transparency efforts that publicly disclose how departments spend their resources, this information is already available within the State's accounting and budgeting systems.

I am unable to approve the designated portion of the item designated as Section 157, subsection 2. This item requires the Department of Human Services to report operational and program expenditures at least monthly to the Legislative Services Agency for fiscal year 2015. While I strongly support transparency efforts that publicly disclose how departments spend their resources, this information is already available within the State's accounting and budgeting systems.

I am unable to approve the designated portion of the item designated as Section 157, subsection 5. This item transfers \$125,000 to the Department of Inspections and Appeals for two new FTEs to implement a new mental health advocate division within the Department of Inspections and Appeals. Currently, these advocates work at the county level. In the newly redesigned mental health and disability services system, it is best for these positions to remain at the local level where the services will be managed and delivered regionally. I look forward to continuing work with the General Assembly to implement the mental health and disability services redesign in a manner that best serves Iowans and serves our goals for an efficient and effective state government. The language creating a new mental health advocate division was an item that was disapproved in Senate File 406. The effect of this disapproval shall cause the \$125,000 contained in this item to revert to the General Fund.

For the above reasons, I respectfully disapprove the designated items in accordance with Amendment IV of the Amendments of 1968 to the Constitution of the State of Iowa. All other items in Senate File 446 are hereby approved as of this date.

Sincerely,

TERRY E. BRANSTAD
Governor

SENATE FILE 447

June 20, 2013

The Honorable Matt Schultz
Secretary of State of Iowa
State Capitol
Des Moines, Iowa 50319

Dear Mr. Secretary:

I hereby transmit Senate File 447, an Act relating to appropriations to the justice system and including effective dates.

Senate File 447 is approved on this date with the following exceptions, which I hereby disapprove.

I am unable to approve the designated portion of the item designated as Section 1, subsection 1, lettered paragraph b. This item unduly restricts the Department of Justice from closing facilities and transitioning to new, more effective community-based services for victims. The program must have the flexibility to provide services to victims in the most efficient and effective way possible.

I am unable to approve the designated portion of the item designated as Section 1, subsection 1, lettered paragraph b. This item creates carry-forward language which is unnecessary for the Department of Justice. The carry-forward language does not advance my goals of returning predictability and sustainability to government budgeting.

I am unable to approve the designated portion of the item designated as Section 3, subsection 1, lettered paragraph a. This item requires the Department of Corrections to submit a report to the legislature regarding plans for the Fort Madison Correctional Facility. Although I support transparency efforts, this requirement is redundant as this report was submitted on January 15, 2013 and is already available to the legislature.

I am unable to approve the item designated as Section 4, subsection 1, lettered paragraph a. This item contains policy language pertaining to the Department of Corrections entering into a new contract in excess of \$100,000 for privatized services during fiscal year 2014 without prior notification of the legislature and employee organizations. However, this item allows the department to renew existing contracts without notification. This item would prevent the department from obtaining services for inmates in an effective and efficient manner. This notification unnecessarily impedes on the department's management authority.

I am unable to approve the designated portion of the item designated as Section 19, subsection 1, lettered paragraph b. This item creates carry-forward language which is unnecessary for the Department of Justice. The carry-forward language does not advance my goals of returning predictability and sustainability to government budgeting.

I am unable to approve the designated portion of the item designated as Section 21, subsection 1, lettered paragraph a. This item requires the Department of Corrections to submit a report to the legislature regarding plans for the Fort Madison Correctional Facility. Although I support transparency efforts, this requirement is redundant as this report was submitted on January 15, 2013 and is already available to the legislature.

I am unable to approve the item designated as Division IV in its entirety. This item creates a task force to study the creation of a consolidated fire and police public safety training facility. Iowa is fortunate to have dedicated firefighters and police officers. These Iowans dedicate their lives to protecting the safety and welfare of Iowans. The Department of Public Safety and the Iowa Law Enforcement Academy will continue to work to improve our system. It is my administration's goal to reduce the size and cost of government by 15% and as such, I believe this issue can be reviewed without growing the size and cost of government.

I am unable to approve the item designated as Section 45 in its entirety. This item creates carry-forward language from the balance of the Cigarette Fire Safety Standard fund to the Victim Assistance Grants program. The carry-forward language does not advance my goals of returning predictability and sustainability to government budgeting.

I am unable to approve the item designated as Section 55 in its entirety. This item permanently increases the standing limited appropriation of \$1.2 million for the Consumer Education and Litigation Fund to \$2 million. Currently, any increase over the current standing limited appropriation is reviewed by the legislature and additional funds are provided annually based on need. Before this automatic increase is made permanent, further review by the legislature needs to be conducted.

For the above reasons, I respectfully disapprove the designated items in accordance with Amendment IV of the Amendments of 1968 to the Constitution of the State of Iowa. All other items in Senate File 447 are hereby approved as of this date.

Sincerely,

TERRY E. BRANSTAD
Governor

SENATE FILE 452

June 20, 2013

The Honorable Matt Schultz
Secretary of State of Iowa
State Capitol
Des Moines, Iowa 50319

Dear Mr. Secretary:

I hereby transmit Senate File 452, an Act relating to state and local finances by making appropriations, providing for fees, providing for legal responsibilities, providing

for certain employee benefits, and providing for properly related matters, and including penalties and effective date and retroactive and other applicability provisions.

Senate File 452 is approved on this date with the following exceptions, which I hereby disapprove.

I am unable to approve the item designated as Section 30 in its entirety. This item allocates \$200,000 for the chronic care consortium. The strategic planning work is duplicative of efforts already taking place within Medicaid. Additionally, the revenue from the Clinical Health Coach training program will eventually allow the Iowa Chronic Care Consortium Board to become a self-sustaining enterprise.

I am unable to approve the item designated as Section 31 in its entirety. This language restricts the Department from fulfilling its mission. It is not appropriate to direct departments to treat employees differently solely based on an employee's classification. Additionally, departments are best equipped to manage their own budgets. This does not affect the \$1.7 million appropriation approved in Senate File 447.

I am unable to approve the item designated as Section 32 in its entirety. This language unnecessarily restricts the Department from fulfilling its mission. It is not appropriate to direct departments to treat employees differently solely based on an employee's classification. Additionally, departments are best equipped to manage their own budgets. This does not affect the \$850,000 appropriation approved in Senate File 447.

I am unable to approve the item designated as Section 33 in its entirety. This language unnecessarily restricts the Department from fulfilling its mission. It is not appropriate to direct departments to treat employees differently solely based on an employee's classification. Additionally, departments are best equipped to manage their own budgets. This does not affect the \$2,571,309 appropriation approved in Senate File 447.

I am unable to approve the item designated as Section 34 in its entirety. This language unnecessarily restricts the Department from fulfilling its mission. It is not appropriate to direct departments to treat employees differently solely based on an employee's classification. Additionally, departments are best equipped to manage their own budgets. This does not affect the \$1,285,655 appropriation approved in Senate File 447.

I am unable to approve the item designated as Division XI in its entirety. This item increases the annual tax credit cap on the Historical Preservation and Cultural and Entertainment District Tax Credits. Currently, there is an Executive Order 80 Stakeholder group reviewing this tax credit program. It is my plan to approach Historical Preservation tax credits in a comprehensive and thoughtful manner. As such, I look forward to continuing to work with members of the House and Senate as this program is reviewed.

I am unable to approve the item designated as Division XXI in its entirety. This language is an attempt to provide financial relief to certain private providers of services to students related to compliance with special and general education billing requirements. The nature of the issue centers on what is and is not allowable as an educational expense in these facilities. This item would legalize what are currently non-permissive expenditures for educational funding to include a long list of expenditures that are non-educational, including expenditures related to administration, facilities, and mental health costs. This would cause an expansion of

allowable expenditures and many of these facilities were complying with current law and therefore not billing for these expenses; therefore, the State would see an increase in spending as a result of these provisions. Due to the fact many school districts already operate at a deficit related to education expenditures, this increase would be directly passed on to local property taxes.

I am unable to approve the designated portion of the item designated as Section 182. Currently, the State passes federal funds through to the counties. This item requires the State to cover any reduction of funds for the counties should the federal government fail to live up to its funding promises. The federal government has not passed a budget in more than four years and has amassed more than \$16 trillion in debt. I believe the federal financial picture is unsustainable in the long-term, and, therefore, obligating State taxpayer funds in such an unpredictable manner is not in the best interest of hardworking Iowa taxpayers.

For the above reasons, I respectfully disapprove the designated items in accordance with Amendment IV of the Amendments of 1968 to the Constitution of the State of Iowa. All other items in Senate File 452 are hereby approved as of this date.

Sincerely,

TERRY E. BRANSTAD
Governor

COMMUNICATIONS RECEIVED

The following communications were received and filed in the office of the Chief Clerk:

DEPARTMENT OF EDUCATION

Iowa Association of School Boards Report, pursuant to Iowa Code section 279.38.

Academic Incentives for Minorities Report, pursuant to Iowa Code section 260C.29 (3)(e).

Special education Federal Report, pursuant to Iowa Code section 256B.3.

ETHICS AND CAMPAIGN DISCLOSURE BOARD

ICN Savings Report, pursuant to Iowa Code section 8D.10.

State of Iowa

**JOURNAL
OF THE HOUSE**

**2013
REGULAR SESSION
EIGHTY-FIFTH
GENERAL ASSEMBLY**

**Convened – January 14, 2013
Adjourned – May 23, 2013**

Volume II

**TERRY E. BRANSTAD, Governor
KRAIG PAULSEN, Speaker of the House
PAM JOCHUM, President of the Senate**

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AMENDMENTS FILED

H-1001

- 1 Amend House File 110 as follows:
- 2 1. By striking page 3, line 34, through page 4,
- 3 line 17.
- 4 2. Title page, line 1, by striking <relating to
- 5 taxation by>
- 6 3. Title page, by striking lines 5 through 6
- 7 and inserting <credit of individual income tax, and
- 8 including effective date and>
- 9 4. By renumbering as necessary.

LONDON of Polk

H-1002

- 1 Amend House File 133 as follows:
- 2 1. Page 1, line 8, after <public> by inserting <and
- 3 which were in operation prior to the effective date of
- 4 this Act>

WINDSCHITL of Harrison

H-1003

- 1 Amend House File 119 as follows:
- 2 1. Page 5, after line 14 by inserting:
- 3 <Sec. ____ FUTURE REPEAL. This Act is repealed
- 4 effective July 1, 2015. On that date the Code editor
- 5 shall return the language in this Act to the language
- 6 appearing in the 2013 Code.>
- 7 2. Title page, line 2, after <court> by inserting
- 8 <, and providing for a future repeal>

HEATON of Henry

H-1004

- 1 Amend House File 160 as follows:
- 2 1. By striking page 1, line 1, through page 2, line
- 3 35, and inserting:
- 4 <Section 1. MENTAL HEALTH AND DISABILITY SERVICES
- 5 REDESIGN TRANSITION FUND.
- 6 1. There is transferred from the general fund of
- 7 the state to the department of human services for the
- 8 fiscal year beginning July 1, 2012, and ending June 30,
- 9 2013, the following amount, or so much thereof as is
- 10 necessary, to be used for the purposes designated:
- 11 To be credited to the mental health and disability

12 services redesign transition fund created in 2012 Iowa
 13 Acts, chapter 1120, section 23:

14 \$ 20,000,000

15 2. a. The moneys credited to the mental health and
 16 disability services redesign transition fund pursuant
 17 to subsection 1 are appropriated to the department
 18 of human services for allocation as provided in this
 19 lettered paragraph. The moneys shall be allocated to
 20 those counties identified by the department in scenario
 21 1 of the department's report on the transition fund
 22 submitted to the general assembly on December 4, 2012,
 23 pursuant to 2012 Iowa Acts, chapter 1120, section 23,
 24 to be used to continue or restore services as provided
 25 in the county applications in the award amounts
 26 determined by the department and listed under scenario
 27 1 in the report appendix. In addition, the moneys
 28 shall be allocated to the identified counties and to
 29 the other counties that applied for the transition
 30 fund, in the amounts necessary for the counties to
 31 carry forward from the fiscal year beginning July 1,
 32 2012, to the succeeding fiscal year, an ending balance
 33 of not less than 16.87 percent nor more than 25 percent
 34 of the amount each of the counties levied for the
 35 services fund created in section 331.424A for the
 36 fiscal year beginning July 1, 2012.

37 b. The allocations under this subsection shall be
 38 remitted to counties not later than two calendar weeks
 39 following the effective date of this division of this
 40 Act.

41 c. A county receiving an allocation under this
 42 subsection and any other county with an obligation for
 43 outstanding undisputed Medicaid billings from a prior
 44 fiscal year shall either remit any unpaid portion of
 45 the obligation to the state before the close of the
 46 fiscal year beginning July 1, 2012, or have developed a
 47 plan with the department for payment of the obligation
 48 over a defined period of time.>

49 2. By renumbering as necessary.

HEDDENS of Story

H-1005

1 Amend House File 158 as follows:

- 2 1. Page 1, line 8, after <kayaking_> by inserting
- 3 <tubing>
- 4 2. Page 1, line 17, after <kayaking_> by inserting
- 5 <tubing>
- 6 3. Page 1, line 20, after <kayaking_> by inserting
- 7 <tubing>
- 8 4. Page 1, line 26, after <kayaking_> by inserting
- 9 <tubing>

- 10 5. Title page, line 2, after <sledding> by
- 11 inserting <or tubing>
- 12 6. By renumbering as necessary.

HESS of Clay

H-1006

1 Amend House File 160 as follows:

2 1. By striking everything after the enacting clause

3 and inserting:

4 <Section 1. MENTAL HEALTH AND DISABILITY SERVICES

5 REDESIGN TRANSITION FUND.

6 1. There is transferred from the general fund of

7 the state to the department of human services for the

8 fiscal year beginning July 1, 2012, and ending June 30,

9 2013, the following amount, or so much thereof as is

10 necessary, to be used for the purposes designated:

11 To be credited to the mental health and disability

12 services redesign transition fund created in 2012 Iowa

13 Acts, chapter 1120, section 23:

14 \$ 20,000,000

15 2. a. The moneys credited to the mental health and

16 disability services redesign transition fund pursuant

17 to subsection 1 are appropriated to the department

18 of human services for allocation as provided in this

19 lettered paragraph. The moneys shall be allocated to

20 those counties identified by the department in scenario

21 1 of the department's report on the transition fund

22 submitted to the general assembly on December 4, 2012,

23 pursuant to 2012 Iowa Acts, chapter 1120, section 23,

24 to be used to continue or restore services as provided

25 in the county applications in the award amounts

26 determined by the department and listed under scenario

27 1 in the report appendix. In addition, the moneys

28 shall be allocated to the identified counties and to

29 the other counties that applied for the transition

30 fund, in the amounts necessary for the counties to

31 carry forward from the fiscal year beginning July 1,

32 2012, to the succeeding fiscal year, an ending balance

33 of not less than 16.87 percent nor more than 25 percent

34 of the amount each of the counties levied for the

35 services fund created in section 331.424A for the

36 fiscal year beginning July 1, 2012.

37 b. The allocations under this subsection shall be

38 remitted to counties not later than two calendar weeks

39 following the effective date of this Act.

40 c. A county receiving an allocation under this

41 subsection and any other county with an obligation for

42 outstanding undisputed Medicaid billings from a prior

43 fiscal year shall either remit any unpaid portion of

44 the obligation to the state before the close of the

45 fiscal year beginning July 1, 2012, or have developed a
 46 plan with the department for payment of the obligation
 47 over a defined period of time.

48 3. For purposes of an application for county
 49 formation of a mental health and disability services
 50 region submitted on or before April 1, 2013, in

Page 2

1 accordance with section 331.389, subsection 4, the
 2 director of human services may approve an application
 3 for a region that includes a county that is not
 4 contiguous with any of the other counties in the
 5 region, as otherwise required under section 331.389,
 6 subsection 3, paragraph "a", if the county that is not
 7 contiguous has had a formal relationship for two years
 8 or longer with one or more of the other counties in the
 9 region for provision of mental health and disability
 10 services.

11 Sec. 2. EFFECTIVE UPON ENACTMENT. This Act, being
 12 deemed of immediate importance, takes effect upon
 13 enactment.>

14 2. By renumbering as necessary.

HEDDENS of Story

H-1007

1 Amend House File 152 as follows:

2 1. Page 1, line 33, by striking <1> and inserting
 3 <2>

4 2. By renumbering, redesignating, and correcting
 5 internal references as necessary.

MAXWELL of Poweshiek

H-1008

1 Amend House File 160 as follows:

2 1. Page 2, after line 35 by inserting:
 3 <Sec. ____ Section 426B.3, subsection 4, as enacted
 4 by 2012 Iowa Acts, chapter 1120, section 137, is
 5 amended to read as follows:

6 4. a. For the fiscal years beginning July 1, 2013,
 7 and July 1, 2014, a county with a county population
 8 expenditure target amount that exceeds the amount of
 9 the county's base year expenditures for mental health
 10 and disabilities services shall receive an equalization
 11 payment for the difference.

12 b. For the following fiscal years a county with
 13 a county population expenditure target amount that
 14 is less than the amount of the county's base year

15 expenditures for mental health and disabilities
 16 services shall receive an equalization payment for the
 17 difference, as follows:

18 (1) For the fiscal year beginning July 1, 2013, the
 19 equalization payment shall be one hundred percent of
 20 the difference.

21 (2) For the fiscal year beginning July 1, 2014, the
 22 equalization payment shall be seventy-five percent of
 23 the difference.

24 ~~b. c.~~ The equalization payments determined in
 25 accordance with this subsection shall be made by the
 26 department of human services for each fiscal year as
 27 provided in appropriations made from the property tax
 28 relief fund for this purpose.>

29 2. By renumbering as necessary.

WOLFE of Clinton

H-1009

1 Amend House File 160 as follows:

2 1. Page 1, before line 1 by inserting:
 3 <Section 1. Section 331.424A, subsection 7, as
 4 enacted by 2012 Iowa Acts, chapter 1120, section 132,
 5 is amended to read as follows:

6 7. Notwithstanding subsection 5, for the fiscal
 7 years beginning July 1, 2013, and July 1, 2014, county
 8 revenues from taxes levied by the county and credited
 9 to the county services fund shall not exceed the lower
 10 of the following amounts:

11 a. The amount of the county's base year
 12 expenditures for mental health and disabilities
 13 services.

14 b. The amount equal to the product of the statewide
 15 per capita expenditure target for the fiscal year
 16 beginning July 1, 2013, multiplied by the county's
 17 general population for the same fiscal year. However,
 18 if the amount in paragraph "a" is greater than the
 19 amount in this paragraph and the board of supervisors
 20 adopts a resolution declaring that additional funding
 21 is necessary for the county to maintain the funding for
 22 the service populations or for the level of services
 23 specified in the county's approved management plan for
 24 the county's mental health, intellectual disability,
 25 and developmental disabilities services system under
 26 section 331.439, the amount in paragraph "a" shall
 27 apply.

28 Sec. ____ FISCAL YEAR 2013-2014 SERVICES FUND
 29 LEVIES. If this Act is enacted after a county has
 30 adopted the budget and certificate of taxes for the
 31 fiscal year beginning July 1, 2013, in accordance with
 32 section 331.434, the county may amend the budget to

33 increase expenditures of county revenues from taxes
 34 as authorized in section 331.424A, subsection 7, as
 35 enacted in this Act, and recertify taxes to reflect
 36 the increased amount to be credited to the county's
 37 services fund, as provided in section 331.424A,
 38 subsection 7, as enacted in this Act. A budget
 39 amendment and tax recertification undertaken pursuant
 40 to this section is not subject to the provisions of
 41 section 331.435 or 331.436 or any other provision
 42 in law authorizing a county to exceed or increase a
 43 property tax levy limit.>

44 2. Title page, line 3, after <2012,> by inserting

45 <and revising levy requirements for the services>

46 3. By renumbering as necessary.

WOLFE of Clinton

H-1010

1 Amend House File 160 as follows:

2 1. By striking everything after the enacting clause

3 and inserting:

4 <Section 1. CHILDREN'S HEALTH INSURANCE PROGRAM
 5 — CHILD ENROLLMENT CONTINGENCY FUND — MENTAL HEALTH
 6 AND DISABILITY SERVICES REDESIGN TRANSITION FUND — FY
 7 2012-2013.

8 1. Of the moneys received from the federal
 9 government through the child enrollment contingency
 10 fund established pursuant to section 103 of the federal
 11 Children's Health Insurance Program Reauthorization Act
 12 of 2009, Pub. L. No. 111-3, the following amount is
 13 transferred from such moneys to the department of human
 14 services for the fiscal year beginning July 1, 2012,
 15 and ending June 30, 2013, to be credited as follows:

16 To be credited to the mental health and disability
 17 services redesign transition fund created in 2012 Iowa
 18 Acts, chapter 1120, section 23:

19 \$ 11,628,317

20 2. The moneys credited to the mental health and
 21 disability services redesign transition fund pursuant
 22 to subsection 1 are appropriated to the department of
 23 human services for allocation to counties as follows:

24 a. To those counties identified by the department
 25 in scenario 1 of the department's report on the
 26 transition fund submitted to the general assembly on
 27 December 1, 2012, pursuant to 2012 Iowa Acts, chapter
 28 1120, section 23, to be used to continue or restore
 29 services as provided in the application and the
 30 department's determination of the award amount:

31 \$ 11,628,317

32 b. The allocations under this subsection shall be
 33 remitted to counties not later than two calendar weeks

34 following the effective date of this Act.
35 c. A county receiving an allocation under this
36 subsection shall remit to the department any unpaid
37 portion of the county's obligation for the nonfederal
38 share of undisputed medical assistance program billings
39 incurred in a fiscal year prior to FY 2012-2013. The
40 unpaid portion shall be remitted prior to June 30,
41 2013, from moneys available to the county that meet
42 federal match requirements for the medical assistance
43 program and for the child enrollment contingency fund
44 under federal Children's Health Insurance Program
45 Reauthorization Act of 2009. Such requirements include
46 but are not limited to those specified in 42 C.F.R. §
47 433.51 and 42 C.F.R. § 457.628 and a county receiving
48 an allocation under this subsection shall not use the
49 allocation in any way that supports or draws federal
50 match moneys.

Page 2

1 d. A county receiving an allocation under this
2 subsection shall enter into a formal agreement
3 with the department concerning the allocation and
4 shall comply with any audit requirements for the
5 county's expenditures relating to the allocation. The
6 department shall develop the audit requirements with
7 assistance from the office of the auditor of state.
8 The requirements shall provide for the county to bear
9 the costs of any federal audit of the county's use
10 of the allocation, including any federal repayment
11 or penalty determination resulting from the audit
12 findings. The audit requirements may be applied
13 on a selective or random basis so that the audit
14 requirements do not apply to all counties receiving an
15 allocation. Any costs relating to the performance of
16 nonfederal, state-only audit requirements established
17 by the department are the responsibility of the
18 department.

19 3. A county that applied for moneys from the
20 transition fund pursuant to 2012 Iowa Acts, chapter
21 1120, section 23, but was not identified in the
22 department's recommendation for an award in the report
23 on the transition fund shall enter into an agreement
24 with the department for remittance of any unpaid
25 portion of the county's obligation for the nonfederal
26 share of undisputed medical assistance program billings
27 incurred in a fiscal year prior to FY 2012-2013.
28 A county that did not apply for moneys from the
29 transition fund shall either remit any unpaid portion
30 of the county's obligation for such program billings by
31 the end of the fiscal year beginning July 1, 2012, or
32 shall enter into an agreement to do so. An agreement

33 under this subsection shall provide for remittance
 34 of any unpaid portion by the end of the fiscal year
 35 beginning July 1, 2013.
 36 4. For purposes of an application for county
 37 formation of a mental health and disability services
 38 region submitted on or before April 1, 2013, in
 39 accordance with section 331.389, subsection 4, the
 40 director of human services may approve an application
 41 for a region that includes a county that is not
 42 contiguous with any of the other counties in the
 43 region, as otherwise required under section 331.389,
 44 subsection 3, paragraph "a", if the county that is not
 45 contiguous has had a formal relationship for two years
 46 or longer with one or more of the other counties in the
 47 region for provision of mental health and disability
 48 services.

49 Sec. 2. EFFECTIVE UPON ENACTMENT. This Act, being
 50 deemed of immediate importance, takes effect upon

Page 3

1 enactment.>

SODERBERG of Plymouth

H-1011

1 Amend House File 159 as follows:

2 1. Page 1, line 6, by striking <White gas> and
 3 inserting <Light or medium petroleum distillates>

BRANDENBURG of Pottawattamie

H-1012

1 Amend the amendment, H-1010, to House File 160 as
 2 follows:

3 1. By striking page 1, line 4, through page 2, line
 4 35, and inserting:
 5 <Section 1. MENTAL HEALTH AND DISABILITY SERVICES
 6 REDESIGN TRANSITION FUND.

7 1. There is transferred from the general fund of
 8 the state to the department of human services for the
 9 fiscal year beginning July 1, 2012, and ending June 30,
 10 2013, the following amount, or so much thereof as is
 11 necessary, to be used for the purposes designated:

12 To be credited to the mental health and disability
 13 services redesign transition fund created in 2012 Iowa
 14 Acts, chapter 1120, section 23:

15 \$ 20,000,000

16 2. a. The moneys credited to the mental health and
 17 disability services redesign transition fund pursuant

18 to subsection 1 are appropriated to the department
19 of human services for allocation as provided in this
20 lettered paragraph. The moneys shall be allocated to
21 those counties identified by the department in scenario
22 1 of the department's report on the transition fund
23 submitted to the general assembly on December 4, 2012,
24 pursuant to 2012 Iowa Acts, chapter 1120, section 23,
25 to be used to continue or restore services as provided
26 in the county applications in the award amounts
27 determined by the department and listed under scenario
28 1 in the report appendix. In addition, the moneys
29 shall be allocated to the identified counties and to
30 the other counties that applied for the transition
31 fund, in the amounts necessary for the counties to
32 carry forward from the fiscal year beginning July 1,
33 2012, to the succeeding fiscal year, an ending balance
34 of not less than 16.87 percent nor more than 25 percent
35 of the amount each of the counties levied for the
36 services fund created in section 331.424A for the
37 fiscal year beginning July 1, 2012.

38 b. The allocations under this subsection shall be
39 remitted to counties not later than two calendar weeks
40 following the effective date of this division of this
41 Act.

42 c. A county receiving an allocation under this
43 subsection and any other county with an obligation for
44 outstanding undisputed Medicaid billings from a prior
45 fiscal year shall either remit any unpaid portion of
46 the obligation to the state before the close of the
47 fiscal year beginning July 1, 2012, or have developed a
48 plan with the department for payment of the obligation
49 over a defined period of time.

50 3. Representatives of the department of human

Page 2

1 services, Iowa state association of counties, and
2 legislative services agency shall continue to meet as
3 the redesign of mental health and disability services
4 proceeds in order to analyze and develop consensus
5 financial information concerning the revenues and
6 expenditures associated with the redesign. The
7 consensus information shall be provided to legislators,
8 executive branch officials, and other interested
9 parties as requested or to otherwise assist in decision
10 making.>

11 2. By renumbering as necessary.

H-1013

1 Amend the amendment, H-1010, to House File 160 as
2 follows:

3 1. By striking page 1, line 1, through page 3, line
4 1, and inserting:

5 <Amend House File 160 as follows:

6 1. By striking everything after the enacting clause
7 and inserting:

8 <Section 1. CHILDREN'S HEALTH INSURANCE PROGRAM
9 — CHILD ENROLLMENT CONTINGENCY FUND — MENTAL HEALTH
10 AND DISABILITY SERVICES REDESIGN TRANSITION FUND — FY
11 2012-2013.

12 1. Of the moneys received from the federal
13 government through the child enrollment contingency
14 fund established pursuant to section 103 of the federal
15 Children's Health Insurance Program Reauthorization Act
16 of 2009, Pub. L. No. 111-3, the following amount is
17 transferred from such moneys to the department of human
18 services for the fiscal year beginning July 1, 2012,
19 and ending June 30, 2013, to be credited as follows:

20 To be credited to the mental health and disability
21 services redesign transition fund created in 2012 Iowa
22 Acts, chapter 1120, section 23:

23 \$ 11,628,317

24 2. The moneys credited to the mental health and
25 disability services redesign transition fund pursuant
26 to subsection 1 are appropriated to the department of
27 human services for allocation to counties as follows:

28 a. To those counties identified by the department
29 in scenario 1 of the department's report on the
30 transition fund submitted to the general assembly on
31 December 1, 2012, pursuant to 2012 Iowa Acts, chapter
32 1120, section 23, to be used to continue or restore
33 services as provided in the application and the
34 department's determination of the award amount:
35 \$ 11,628,317

36 b. The allocations under this subsection shall be
37 remitted to counties not later than two calendar weeks
38 following the effective date of this Act.

39 c. A county receiving an allocation under this
40 subsection shall not use the allocation in a manner
41 that violates federal match requirements for the child
42 medical assistance program or for the child enrollment
43 contingency fund under federal Children's Health
44 Insurance Program Reauthorization Act of 2009. Such
45 requirements include but are not limited to those
46 specified in 42 C.F.R. § 433.51 and 42 C.F.R. §
47 457.628. A county receiving an allocation under this
48 subsection shall not use the allocation in any way that
49 supports or draws federal match moneys.

50 d. A county receiving an allocation under this

Page 2

1 subsection shall enter into a formal agreement
 2 with the department concerning the allocation and
 3 shall comply with any audit requirements for the
 4 county's expenditures relating to the allocation. The
 5 department shall develop the audit requirements with
 6 assistance from the office of the auditor of state.
 7 The requirements shall provide for the county to bear
 8 the costs of any federal audit of the county's use
 9 of the allocation, including any federal repayment
 10 or penalty determination resulting from the audit
 11 findings. The audit requirements may be applied
 12 on a selective or random basis so that the audit
 13 requirements do not apply to all counties receiving an
 14 allocation. Any costs relating to the performance of
 15 nonfederal, state-only audit requirements established
 16 by the department are the responsibility of the
 17 department.

18 3. For purposes of an application for county
 19 formation of a mental health and disability services
 20 region submitted on or before April 1, 2013, in
 21 accordance with section 331.389, subsection 4, the
 22 director of human services may approve an application
 23 for a region that includes a county that is not
 24 contiguous with any of the other counties in the
 25 region, as otherwise required under section 331.389,
 26 subsection 3, paragraph "a", if the county that is not
 27 contiguous has had a formal relationship for two years
 28 or longer with one or more of the other counties in the
 29 region for provision of mental health and disability
 30 services.

31 Sec. 2. EFFECTIVE UPON ENACTMENT. This Act, being
 32 deemed of immediate importance, takes effect upon
 33 enactment.>>

SODERBERG of Plymouth

H-1014

1 Amend House File 215 as follows:

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

3 <DIVISION ____

4 STATE SCHOOL FOUNDATION PROGRAM

5 Section 1. Section 257.2, subsection 9, Code 2013,
 6 is amended by adding the following new paragraph:
 7 NEW PARAGRAPH. d. Property tax replacement
 8 payments received under section 257.16B.

9 Sec. ____ Section 257.4, subsection 1, paragraph
 10 a, Code 2013, is amended by adding the following new
 11 subparagraph:

12 NEW SUBPARAGRAPH. (9) The amount of the school

13 district property tax replacement payment received by
14 the school district under section 257.16B.
15 Sec. ____ Section 257.4, subsection 1, paragraph b,
16 Code 2013, is amended to read as follows:
17 b. For the budget year beginning July 1, 2008, and
18 succeeding budget years, the department of management
19 shall annually determine an adjusted additional
20 property tax levy and a statewide maximum adjusted
21 additional property tax levy rate, not to exceed the
22 statewide average additional property tax levy rate,
23 calculated by dividing the total adjusted additional
24 property tax levy dollars statewide by the statewide
25 total net taxable valuation. For purposes of this
26 paragraph, the adjusted additional property tax levy
27 shall be that portion of the additional property
28 tax levy corresponding to the state cost per pupil
29 multiplied by a school district's weighted enrollment,
30 ~~and then multiplied by one hundred percent less the~~
31 ~~regular program foundation base per pupil percentage~~
32 ~~pursuant to section 257.1, and then reduced by the~~
33 ~~amount of property tax replacement received under~~
34 ~~section 257.16B.~~ The district shall receive adjusted
35 additional property tax levy aid in an amount equal
36 to the difference between the adjusted additional
37 property tax levy rate and the statewide maximum
38 adjusted additional property tax levy rate, as applied
39 per thousand dollars of assessed valuation on all
40 taxable property in the district. ~~The statewide~~
41 ~~maximum adjusted additional property tax levy rate~~
42 ~~shall be annually determined by the department~~
43 ~~taking into account amounts allocated pursuant to~~
44 ~~section 257.15, subsection 4.~~ The statewide maximum
45 adjusted additional property tax levy rate shall be
46 annually determined by the department taking into
47 account amounts allocated pursuant to section 257.15,
48 subsection 4, and the balance of the property tax
49 equity and relief fund created in section 257.16A at
50 the end of the calendar year.

Page 2

1 Sec. ____ Section 257.8, subsections 1 and 2, Code
2 2013, are amended to read as follows:
3 1. State percent of growth. ~~The state percent of~~
4 ~~growth for the budget year beginning July 1, 2010, is~~
5 ~~two percent.~~ The state percent of growth for the
6 budget year beginning July 1, 2012, is two percent.
7 The state percent of growth for the budget year
8 beginning July 1, 2013, is two percent. The state
9 percent of growth for the budget year beginning July
10 1, 2014, is two percent. The state percent of growth
11 for each subsequent budget year shall be established

12 by statute which shall be enacted within thirty days
 13 of the submission in the year preceding the base year
 14 of the governor's budget under section 8.21. The
 15 establishment of the state percent of growth for a
 16 budget year shall be the only subject matter of the
 17 bill which enacts the state percent of growth for a
 18 budget year.

19 2. Categorical state percent of growth. ~~The~~
 20 ~~categorical state percent of growth for the budget~~
 21 ~~year beginning July 1, 2010, is two percent. The~~
 22 categorical state percent of growth for the budget
 23 year beginning July 1, 2012, is two percent. ~~The~~
 24 ~~categorical state percent of growth for the budget~~
 25 ~~year beginning July 1, 2013, is two percent. The~~
 26 ~~categorical state percent of growth for the budget~~
 27 ~~year beginning July 1, 2014, is two percent. The~~
 28 categorical state percent of growth for each budget
 29 year shall be established by statute which shall
 30 be enacted within thirty days of the submission in
 31 the year preceding the base year of the governor's
 32 budget under section 8.21. The establishment of the
 33 categorical state percent of growth for a budget year
 34 shall be the only subject matter of the bill which
 35 enacts the categorical state percent of growth for a
 36 budget year. The categorical state percent of growth
 37 may include state percents of growth for the teacher
 38 salary supplement, the professional development
 39 supplement, and the early intervention supplement.

40 Sec. ____ Section 257.15, subsection 4, paragraph
 41 b, Code 2013, is amended to read as follows:
 42 b. After lowering all school district adjusted
 43 additional property tax levy rates to the statewide
 44 maximum adjusted additional property tax levy rate
 45 under paragraph "a", the department of management shall
 46 use any remaining funds at the end of the calendar
 47 year to further lower additional property taxes by
 48 increasing for the budget year beginning the following
 49 July 1, the state foundation base percentage. Moneys
 50 used pursuant to this paragraph shall supplant an equal

Page 3

1 amount of the appropriation made from the general fund
 2 of the state pursuant to section 257.16 that represents
 3 the increase in state foundation aid.

4 Sec. ____ NEW SECTION. 257.16B School district
 5 property tax replacement payments.

6 1. For each fiscal year beginning on or after July
 7 1, 2013, there is appropriated from the general fund
 8 of the state to the department of education an amount
 9 necessary to make all school district property tax
 10 replacement payments under this section, as calculated

11 in subsection 2, paragraph "c".

12 2. For each budget year beginning on or after July
13 1, 2013, the department of management shall calculate
14 for each school district all of the following:

15 a. The state cost per pupil for the budget year
16 beginning July 1, 2012, multiplied by one hundred
17 percent less the regular program foundation base per
18 pupil percentage pursuant to section 257.1.

19 b. The state cost per pupil for the budget year
20 multiplied by one hundred percent less the regular
21 program foundation base per pupil percentage pursuant
22 to section 257.1.

23 c. The amount of each school district's property
24 tax replacement payment. Each school district's
25 property tax replacement payment equals the school
26 district's weighted enrollment for the budget year
27 multiplied by the remainder of the amount calculated
28 for the school district under paragraph "b" minus
29 the amount calculated for the school district under
30 paragraph "a".

31 3. School district property tax replacement
32 payments under this section shall be paid by the
33 department of education at the same time and in the
34 same manner as foundation aid is paid and may be
35 included in the monthly payment of state aid under
36 section 257.16, subsection 2.

37 Sec. ____ CODE SECTION 257.8 —

38 IMPLEMENTATION. The requirements of section 257.8,
39 subsections 1 and 2, regarding the enactment of bills
40 establishing the regular program state percent of
41 growth and the categorical state percent of growth
42 within thirty days of the submission in the year
43 preceding the base year of the governor's budget and
44 regarding the subject matter limitation of such bills
45 do not apply to this division of this Act.

46 Sec. ____ EFFECTIVE UPON ENACTMENT. This division
47 of this Act, being deemed of immediate importance,
48 takes effect upon enactment.

49 DIVISION ____
50 SCHOOL DISTRICT FUNDING TERMINOLOGY

Page 4

1 Sec. ____ Section 256C.4, subsection 1, paragraph
2 f, Code 2013, is amended to read as follows:

3 f. The receipt of funding by a school district
4 for the purposes of this chapter, the need for
5 additional funding for the purposes of this chapter,
6 or the enrollment count of eligible students under
7 this chapter shall not be considered to be unusual
8 circumstances, create an unusual need for additional
9 funds, or qualify under any other circumstances that

10 may be used by the school budget review committee
 11 to grant supplemental aid to or establish modified
 12 ~~allowable growth supplemental state aid~~ for a school
 13 district under section 257.31.

14 Sec. ____ Section 257.2, subsection 1, Code 2013,
 15 is amended by striking the subsection.

16 Sec. ____ Section 257.2, subsection 12, Code 2013,
 17 is amended to read as follows:

18 12. "State percent of growth" means the percent
 19 of growth which is established by statute pursuant to
 20 section 257.8, and which is used in determining the
 21 ~~allowable growth supplemental state aid~~.

22 Sec. ____ Section 257.2, Code 2013, is amended by
 23 adding the following new subsection:

24 **NEW SUBSECTION.** 12A. "Supplemental state aid" means
 25 the amount by which state cost per pupil and district
 26 cost per pupil will increase from one budget year to
 27 the next.

28 Sec. ____ Section 257.6, subsection 1, paragraph
 29 a, subparagraph (5), Code 2013, is amended to read as
 30 follows:

31 (5) Resident pupils receiving competent private
 32 instruction from a licensed practitioner provided
 33 through a public school district pursuant to chapter
 34 299A shall be counted as three-tenths of one pupil.
 35 Revenues received by a school district attributed to
 36 a school district's weighted enrollment pursuant to
 37 this subparagraph shall be expended for the purpose
 38 for which the weighting was assigned under this
 39 subparagraph. If the school district determines that
 40 the expenditures associated with providing competent
 41 private instruction pursuant to chapter 299A are
 42 in excess of the revenue attributed to the school
 43 district's weighted enrollment for such instruction in
 44 accordance with this subparagraph, the school district
 45 may submit a request to the school budget review
 46 committee for modified ~~allowable growth supplemental~~
 47 ~~state aid~~ in accordance with section 257.31, subsection
 48 5, paragraph "n". A home school assistance program
 49 shall not provide moneys received pursuant to this
 50 subparagraph, nor resources paid for with moneys

Page 5

1 received pursuant to this subparagraph, to parents or
 2 students utilizing the program. Moneys received by a
 3 school district pursuant to this subparagraph shall be
 4 used as provided in section 299A.12.

5 Sec. ____ Section 257.8, subsections 3, 6, and 7,
 6 Code 2013, are amended to read as follows:

7 3. ~~Allowable growth~~ Supplemental state aid
 8 calculation. The department of management shall

9 calculate the regular program ~~allowable growth~~
10 ~~supplemental state aid~~ for a budget year by multiplying
11 the state percent of growth for the budget year by
12 the regular program state cost per pupil for the base
13 year and shall calculate the special education support
14 services ~~allowable growth supplemental state aid~~ for
15 the budget year by multiplying the state percent of
16 growth for the budget year by the special education
17 support services state cost per pupil for the base
18 year.

19 6. Combined ~~allowable growth supplemental state~~
20 ~~aid~~. The combined ~~allowable growth supplemental state~~
21 ~~aid~~ per pupil for each school district is the sum of
22 the regular program ~~allowable growth supplemental~~
23 ~~state aid~~ per pupil and the special education support
24 services ~~allowable growth supplemental state aid~~ per
25 pupil for the budget year, which may be modified as
26 follows:

27 a. By the school budget review committee under
28 section 257.31.

29 b. By the department of management under section
30 257.36.

31 7. Alternate ~~allowable growth supplemental state~~
32 ~~aid~~ — definitions. For budget years beginning July
33 1, 2000, and subsequent budget years, references
34 to the terms "~~allowable growth~~" "~~supplemental state~~
35 ~~aid~~", "regular program state cost per pupil", and
36 "regular program district cost per pupil" shall
37 mean those terms as calculated for those school
38 districts that calculated regular program ~~allowable~~
39 ~~growth supplemental state aid~~ for the school budget
40 year beginning July 1, 1999, with the additional
41 thirty-eight dollars specified in section 257.8,
42 subsection 4, Code 2013.

43 Sec. _____. Section 257.8, subsections 4 and 5, Code
44 2013, are amended by striking the subsections.

45 Sec. _____. Section 257.9, subsection 1, paragraph b,
46 Code 2013, is amended to read as follows:

47 b. The total calculated under this subsection shall
48 be divided by the total of the budget enrollments of
49 all school districts for the budget year beginning July
50 1, 1990, calculated under section 257.6, subsection

Page 6

1 4, if section 257.6, subsection 4, had been in effect
2 for that budget year. The regular program state
3 cost per pupil for the budget year beginning July 1,
4 1991, is the amount calculated by the department of
5 management under this subsection plus ~~an allowable~~
6 ~~growth a supplemental state aid~~ amount, as defined in
7 this division of this Act, that is equal to the state

8 percent of growth for the budget year multiplied by the
9 amount calculated by the department of management under
10 this subsection.

11 Sec. ____ Section 257.9, subsections 2, 4, 6, 7, 8,
12 9, and 10, Code 2013, are amended to read as follows:

13 2. Regular program state cost per pupil for
14 1992-1993 and succeeding years. For the budget year
15 beginning July 1, 1992, and succeeding budget years,
16 the regular program state cost per pupil for a budget
17 year is the regular program state cost per pupil for
18 the base year plus the regular program ~~allowable growth~~
19 supplemental state aid for the budget year.

20 4. Special education support services state cost
21 per pupil for 1992-1993 and succeeding years. For the
22 budget year beginning July 1, 1992, and succeeding
23 budget years, the special education support services
24 state cost per pupil for the budget year is the special
25 education support services state cost per pupil for the
26 base year plus the special education support services
27 ~~allowable growth~~ supplemental state aid for the budget
28 year.

29 6. Teacher salary supplement state cost per
30 pupil. For the budget year beginning July 1, 2009, for
31 the teacher salary supplement state cost per pupil, the
32 department of management shall add together the teacher
33 compensation allocation made to each district for the
34 fiscal year beginning July 1, 2008, pursuant to section
35 284.13, subsection 1, paragraph "h", Code 2009, and
36 the phase II allocation made to each district for the
37 fiscal year beginning July 1, 2008, pursuant to section
38 294A.9, Code 2009, and divide that sum by the statewide
39 total budget enrollment for the fiscal year beginning
40 July 1, 2009. The teacher salary supplement state
41 cost per pupil for the budget year beginning July 1,
42 2010, and succeeding budget years, shall be the amount
43 calculated by the department of management under this
44 subsection for the base year plus ~~an allowable growth~~
45 a supplemental state aid amount that is equal to the
46 teacher salary supplement categorical state percent of
47 growth, pursuant to section 257.8, subsection 2, for
48 the budget year, multiplied by the amount calculated
49 by the department of management under this subsection
50 for the base year.

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1 7. Professional development supplement state cost
2 per pupil. For the budget year beginning July 1, 2009,
3 for the professional development supplement state
4 cost per pupil, the department of management shall
5 add together the professional development allocation
6 made to each district for the fiscal year beginning

7 July 1, 2008, pursuant to section 284.13, subsection
8 1, paragraph "d", Code 2009, and divide that sum
9 by the statewide total budget enrollment for the
10 fiscal year beginning July 1, 2009. The professional
11 development supplement state cost per pupil for the
12 budget year beginning July 1, 2010, and succeeding
13 budget years, shall be the amount calculated by the
14 department of management under this subsection for
15 the base year plus ~~an allowable growth~~ a supplemental
16 state aid amount that is equal to the professional
17 development supplement categorical state percent of
18 growth, pursuant to section 257.8, subsection 2, for
19 the budget year, multiplied by the amount calculated
20 by the department of management under this subsection
21 for the base year.

22 8. Early intervention supplement state cost per
23 pupil. For the budget year beginning July 1, 2009,
24 for the early intervention supplement state cost per
25 pupil, the department of management shall add together
26 the early intervention allocation made to each district
27 for the fiscal year beginning July 1, 2008, pursuant
28 to section 256D.4, Code 2009, and divide that sum by
29 the statewide total budget enrollment for the fiscal
30 year beginning July 1, 2009. The early intervention
31 supplement state cost per pupil for the budget year
32 beginning July 1, 2010, and succeeding budget years,
33 shall be the amount calculated by the department of
34 management under this subsection for the base year plus
35 ~~an allowable growth~~ a supplemental state aid amount
36 that is equal to the early intervention supplement
37 categorical state percent of growth, pursuant to
38 section 257.8, subsection 2, for the budget year,
39 multiplied by the amount calculated by the department
40 of management under this subsection for the base year.

41 9. Area education agency teacher salary supplement
42 state cost per pupil. For the budget year beginning
43 July 1, 2009, for the area education agency teacher
44 salary supplement state cost per pupil, the department
45 of management shall add together the teacher
46 compensation allocation made to each area education
47 agency for the fiscal year beginning July 1, 2008,
48 pursuant to section 284.13, subsection 1, paragraph
49 "i", Code 2009, and the phase II allocation made
50 to each area education agency for the fiscal year

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1 beginning July 1, 2008, pursuant to section 294A.9,
2 Code 2009, and divide that sum by the statewide special
3 education support services weighted enrollment for
4 the fiscal year beginning July 1, 2009. The area
5 education agency teacher salary supplement state

6 cost per pupil for the budget year beginning July 1,
 7 2010, and succeeding budget years, shall be the amount
 8 calculated by the department of management under this
 9 subsection for the base year plus ~~an allowable growth~~
 10 a supplemental state aid amount that is equal to the
 11 teacher salary supplement categorical state percent of
 12 growth, pursuant to section 257.8, subsection 2, for
 13 the budget year, multiplied by the amount calculated
 14 by the department of management under this subsection
 15 for the base year.

16 10. Area education agency professional development
 17 supplement state cost per pupil. For the budget year
 18 beginning July 1, 2009, for the area education agency
 19 professional development supplement state cost per
 20 pupil, the department of management shall add together
 21 the professional development allocation made to each
 22 area education agency for the fiscal year beginning
 23 July 1, 2008, pursuant to section 284.13, subsection
 24 1, paragraph "d", Code 2009, and divide that sum by
 25 the statewide special education support services
 26 weighted enrollment for the fiscal year beginning
 27 July 1, 2009. The area education agency professional
 28 development supplement state cost per pupil for the
 29 budget year beginning July 1, 2010, and succeeding
 30 budget years, shall be the amount calculated by the
 31 department of management under this subsection for
 32 the base year plus ~~an allowable growth~~ a supplemental
 33 state aid amount that is equal to the professional
 34 development supplement categorical state percent of
 35 growth, pursuant to section 257.8, subsection 2, for
 36 the budget year, multiplied by the amount calculated
 37 by the department of management under this subsection
 38 for the base year.

39 Sec. ____ Section 257.10, subsection 1, Code 2013,
 40 is amended to read as follows:

41 1. Regular program district cost per pupil for
 42 1991-1992. For the budget year beginning July 1, 1991,
 43 in order to determine the regular program district
 44 cost per pupil for a district, the department of
 45 management shall divide the product of the regular
 46 program district cost per pupil of the district for
 47 the base year, as regular program district cost per
 48 pupil would have been calculated under section 442.9,
 49 Code 1989, multiplied by its budget enrollment for
 50 the base year as budget enrollment would have been

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1 calculated under section 442.4, Code 1989, plus the
 2 amount added to district cost pursuant to section
 3 442.21, Code 1989, for each school district, by the
 4 budget enrollment of the school district for the budget

5 year beginning July 1, 1990, calculated under section
6 257.6, subsection 4, as if section 257.6, subsection 4,
7 had been in effect for that budget year. The regular
8 program district cost per pupil for the budget year
9 beginning July 1, 1991, is the amount calculated by the
10 department of management under this subsection plus
11 the ~~allowable growth~~ supplemental state aid amount,
12 as defined in this division of this Act, calculated
13 for regular program state cost per pupil, except that
14 if the regular program district cost per pupil for
15 the budget year calculated under this subsection in
16 any school district exceeds one hundred ten percent
17 of the regular program state cost per pupil for the
18 budget year, the department of management shall reduce
19 the regular program district cost per pupil of that
20 district for the budget year to an amount equal to
21 one hundred ten percent of the regular program state
22 cost per pupil for the budget year, and if the regular
23 program district cost per pupil for the budget year
24 calculated under this subsection in any school district
25 is less than the regular program state cost per pupil
26 for the budget year, the department of management shall
27 increase the regular program district cost per pupil of
28 that district to an amount equal to the regular program
29 state cost per pupil for the budget year.

30 Sec. ____ Section 257.10, subsection 2, paragraph
31 a, Code 2013, is amended to read as follows:

32 a. For the budget year beginning July 1, 1992, and
33 succeeding budget years, the regular program district
34 cost per pupil for each school district for a budget
35 year is the regular program district cost per pupil for
36 the base year plus the regular program ~~allowable growth~~
37 supplemental state aid for the budget year except as
38 otherwise provided in this subsection.

39 Sec. ____ Section 257.10, subsection 4, paragraph
40 a, Code 2013, is amended to read as follows:

41 a. For the budget year beginning July 1, 1992, and
42 succeeding budget years, the special education support
43 services district cost per pupil for the budget year is
44 the special education support services district cost
45 per pupil for the base year plus the special education
46 support services ~~allowable growth~~ supplemental state
47 aid for the budget year.

48 Sec. ____ Section 257.10, subsection 5, Code 2013,
49 is amended to read as follows:

50 5. Combined district cost per pupil. The combined

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1 district cost per pupil for a school district is the
2 sum of the regular program district cost per pupil
3 and the special education support services district

4 cost per pupil. Combined district cost per pupil does
5 not include modified ~~allowable growth supplemental~~
6 ~~state aid~~ added for school districts that have a
7 negative balance of funds raised for special education
8 instruction programs, modified ~~allowable growth~~
9 ~~supplemental state aid~~ granted by the school budget
10 review committee for a single school year, or modified
11 ~~allowable growth supplemental state aid~~ added for
12 programs for dropout prevention.

13 Sec. ____ Section 257.10, subsection 9, paragraph
14 a, Code 2013, is amended to read as follows:

15 a. For the budget year beginning July 1, 2009,
16 the department of management shall add together the
17 teacher compensation allocation made to each district
18 for the fiscal year beginning July 1, 2008, pursuant
19 to section 284.13, subsection 1, paragraph "h", Code
20 2009, and the phase II allocation made to each district
21 for the fiscal year beginning July 1, 2008, pursuant
22 to section 294A.9, Code 2009, and divide that sum by
23 the district's budget enrollment in the fiscal year
24 beginning July 1, 2009, to determine the teacher salary
25 supplement district cost per pupil. For the budget
26 year beginning July 1, 2010, and succeeding budget
27 years, the teacher salary supplement district cost per
28 pupil for each school district for a budget year is
29 the teacher salary supplement program district cost
30 per pupil for the base year plus the teacher salary
31 supplement ~~state allowable growth supplemental state~~
32 ~~aid~~ amount for the budget year.

33 Sec. ____ Section 257.10, subsection 10, paragraph
34 a, Code 2013, is amended to read as follows:

35 a. For the budget year beginning July 1, 2009, the
36 department of management shall divide the professional
37 development allocation made to each district for the
38 fiscal year beginning July 1, 2008, pursuant to section
39 284.13, subsection 1, paragraph "d", Code 2009, by
40 the district's budget enrollment in the fiscal year
41 beginning July 1, 2009, to determine the professional
42 development supplement cost per pupil. For the
43 budget year beginning July 1, 2010, and succeeding
44 budget years, the professional development supplement
45 district cost per pupil for each school district for a
46 budget year is the professional development supplement
47 district cost per pupil for the base year plus the
48 professional development supplement ~~state allowable~~
49 ~~growth supplemental state aid~~ amount for the budget
50 year.

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1 Sec. ____ Section 257.10, subsection 11, paragraph
2 a, Code 2013, is amended to read as follows:

3 a. For the budget year beginning July 1, 2009,
4 the department of management shall divide the early
5 intervention allocation made to each district for the
6 fiscal year beginning July 1, 2008, pursuant to section
7 256D.4, Code 2009, by the district's budget enrollment
8 in the fiscal year beginning July 1, 2009, to determine
9 the early intervention supplement cost per pupil. For
10 the budget year beginning July 1, 2010, and succeeding
11 budget years, the early intervention supplement
12 district cost per pupil for each school district for
13 a budget year is the early intervention supplement
14 district cost per pupil for the base year plus the
15 early development supplement ~~state allowable growth~~
16 supplemental state aid amount for the budget year.
17 Sec. ____ Section 257.13, subsections 2 and 3, Code
18 2013, are amended to read as follows:

19 2. The board of directors of a school district that
20 wishes to receive an on-time funding budget adjustment
21 shall adopt a resolution to receive the adjustment and
22 notify the school budget review committee annually,
23 but not earlier than November 1, as determined by the
24 department of education. The school budget review
25 committee shall establish a modified ~~allowable growth~~
26 supplemental state aid in an amount determined pursuant
27 to subsection 1.

28 3. If the board of directors of a school district
29 determines that a need exists for additional funds
30 exceeding the authorized budget adjustment for on-time
31 funding pursuant to this section, a request for
32 modified ~~allowable growth~~ supplemental state aid based
33 upon increased enrollment may be submitted to the
34 school budget review committee as provided in section
35 257.31.

36 Sec. ____ Section 257.31, subsection 5, unnumbered
37 paragraph 1, Code 2013, is amended to read as follows:

38 If a district has unusual circumstances, creating
39 an unusual need for additional funds, including
40 but not limited to the circumstances enumerated in
41 paragraphs "a" through "n", the committee may grant
42 supplemental aid to the district from any funds
43 appropriated to the department of education for
44 the use of the school budget review committee for
45 the purposes of this subsection. The school budget
46 review committee shall review a school district's
47 unexpended fund balance prior to any decision regarding
48 unusual finance circumstances. Such aid shall be
49 miscellaneous income and shall not be included in
50 district cost. In addition to or as an alternative to

2 a modified ~~allowable growth~~ supplemental state aid
3 for the district by increasing its ~~allowable growth~~
4 supplemental state aid. The school budget review
5 committee shall review a school district's unspent
6 balance prior to any decision to increase modified
7 ~~allowable growth~~ supplemental state aid under this
8 subsection.

9 Sec. ____. Section 257.31, subsection 6, paragraph
10 a, Code 2013, is amended to read as follows:

11 a. The committee shall establish a modified
12 ~~allowable growth~~ supplemental state aid for a district
13 by increasing its ~~allowable growth~~ supplemental
14 state aid when the district submits evidence that it
15 requires additional funding for removal, management,
16 or abatement of environmental hazards due to a state
17 or federal requirement. Environmental hazards
18 shall include but are not limited to the presence of
19 asbestos, radon, or the presence of any other hazardous
20 material dangerous to health and safety.

21 Sec. ____. Section 257.31, subsection 7, paragraph
22 b, Code 2013, is amended to read as follows:

23 b. Other expenditures, including but not limited
24 to expenditures for salaries or recurring costs, are
25 not authorized under this subsection. Expenditures
26 authorized under this subsection shall not be included
27 in ~~allowable growth~~ supplemental state aid or district
28 cost, and the portion of the unexpended fund balance
29 which is authorized to be spent shall be regarded as if
30 it were miscellaneous income. Any part of the amount
31 not actually spent for the authorized purpose shall
32 revert to its former status as part of the unexpended
33 fund balance.

34 Sec. ____. Section 257.31, subsection 14, paragraph
35 b, subparagraph (3), Code 2013, is amended to read as
36 follows:

37 (3) A school district is only eligible to receive
38 supplemental aid payments during the budget year if
39 the school district certifies to the school budget
40 review committee that for the year following the
41 budget year it will notify the school budget review
42 committee to instruct the director of the department of
43 management to increase the district's ~~allowable growth~~
44 supplemental state aid and will fund the ~~allowable~~
45 growth supplemental state aid increase either by using
46 moneys from its unexpended fund balance to reduce the
47 district's property tax levy or by using cash reserve
48 moneys to equal the amount of the deficit that would
49 have been property taxes and any part of the state aid
50 portion of the deficit not received as supplemental aid

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1 under this subsection. The director of the department
2 of management shall make the necessary adjustments to
3 the school district's budget to provide the modified
4 ~~allowable growth~~ supplemental state aid and shall make
5 the supplemental aid payments.

6 Sec. ____ Section 257.32, subsection 1, paragraph
7 a, Code 2013, is amended to read as follows:

8 a. An area education agency budget review procedure
9 is established for the school budget review committee
10 created in section 257.30. The school budget review
11 committee, in addition to its duties under section
12 257.31, shall meet and hold hearings each year to
13 review unusual circumstances of area education
14 agencies, either upon the committee's motion or upon
15 the request of an area education agency. The committee
16 may grant supplemental aid to the area education agency
17 from funds appropriated to the department of education
18 for area education agency budget review purposes, or
19 an amount may be added to the area education agency
20 special education support services ~~allowable growth~~
21 supplemental state aid for districts in an area or
22 an additional amount may be added to district cost
23 for media services or educational services for all
24 districts in an area for the budget year either on a
25 temporary or permanent basis, or both.

26 Sec. ____ Section 257.37, subsections 1 and 3, Code
27 2013, are amended to read as follows:

28 1. For the budget year beginning July 1, 1991,
29 and succeeding budget years, the total amount funded
30 in each area for media services shall be computed as
31 provided in this subsection. For the budget year
32 beginning July 1, 1991, the total amount funded in
33 each area for media services in the base year shall
34 be divided by the enrollment served in the base year
35 to provide an area media services cost per pupil in
36 the base year, and the department of management shall
37 compute the state media services cost per pupil in the
38 base year which is equal to the average of the area
39 media services costs per pupil in the base year. For
40 the budget year beginning July 1, 1991, and succeeding
41 budget years, the department of management shall
42 compute the ~~allowable growth~~ supplemental state aid
43 for media services in the budget year by multiplying
44 the state media services cost per pupil in the base
45 year times the state percent of growth for the budget
46 year, and the total amount funded in each area for
47 media services cost in the budget year equals the
48 area media services cost per pupil in the base year
49 plus the ~~allowable growth~~ supplemental state aid for
50 media services in the budget year times the enrollment

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1 served in the budget year. Funds shall be paid to area
2 education agencies as provided in section 257.35.

3 3. For the budget year beginning July 1, 1991, and
4 succeeding budget years, the total amount funded in
5 each area for educational services shall be computed
6 as provided in this subsection. For the budget year
7 beginning July 1, 1991, the total amount funded in each
8 area for educational services in the base year shall
9 be divided by the enrollment served in the area in
10 the base year to provide an area educational services
11 cost per pupil in the base year, and the department
12 of management shall compute the state educational
13 services cost per pupil in the base year, which is
14 equal to the average of the area educational services
15 costs per pupil in the base year. For the budget
16 year beginning July 1, 1991, and succeeding budget
17 years, the department of management shall compute the
18 ~~allowable growth~~ supplemental state aid for educational
19 services by multiplying the state educational services
20 cost per pupil in the base year times the state percent
21 of growth for the budget year, and the total amount
22 funded in each area for educational services for the
23 budget year equals the area educational services cost
24 per pupil for the base year plus the ~~allowable growth~~
25 supplemental state aid for educational services in the
26 budget year times the enrollment served in the area in
27 the budget year. Funds shall be paid to area education
28 agencies as provided in section 257.35.

29 Sec. ____ Section 257.37A, subsection 1, paragraph
30 a, Code 2013, is amended to read as follows:

31 a. For the budget year beginning July 1, 2009,
32 the department of management shall add together the
33 teacher compensation allocation made to each area
34 education agency for the fiscal year beginning July
35 1, 2008, pursuant to section 284.13, subsection 1,
36 paragraph "i", Code 2009, and the phase II allocation
37 made to each area education agency for the fiscal year
38 beginning July 1, 2008, pursuant to section 294A.9,
39 Code 2009, and divide that sum by the special education
40 support services weighted enrollment in the fiscal
41 year beginning July 1, 2009, to determine the area
42 education agency teacher salary supplement cost per
43 pupil. For the budget year beginning July 1, 2010,
44 and succeeding budget years, the area education agency
45 teacher salary supplement district cost per pupil
46 for each area education agency for a budget year is
47 the area education agency teacher salary supplement
48 district cost per pupil for the base year plus the
49 area education agency teacher salary supplement ~~state~~
50 ~~allowable growth~~ supplemental state aid amount for the

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1 budget year.

2 Sec. ____ Section 257.37A, subsection 2, paragraph
3 a, Code 2013, is amended to read as follows:

4 a. For the budget year beginning July 1, 2009,
5 the department of management shall divide the area
6 education agency professional development supplement
7 made to each area education agency for the fiscal year
8 beginning July 1, 2008, pursuant to section 284.13,
9 subsection 1, paragraph "d", Code 2009, by the special
10 education support services weighted enrollment in
11 the fiscal year beginning July 1, 2009, to determine
12 the professional development supplement cost per
13 pupil. For the budget year beginning July 1, 2010,
14 and succeeding budget years, the area education agency
15 professional development supplement district cost per
16 pupil for each area education agency for a budget year
17 is the area education agency professional development
18 supplement district cost per pupil for the base year
19 plus the area education agency professional development
20 supplement ~~state allowable growth~~ supplemental state
21 aid amount for the budget year.

22 Sec. ____ Section 257.38, subsection 1, unnumbered
23 paragraph 1, Code 2013, is amended to read as follows:

24 Boards of school districts, individually or jointly
25 with boards of other school districts, requesting
26 to use modified ~~allowable growth~~ supplemental state
27 aid for programs for returning dropouts and dropout
28 prevention, shall submit comprehensive program plans
29 for the programs and budget costs, including annual
30 requests for modified ~~allowable growth~~ supplemental
31 state aid for funding the programs, to the department
32 of education as a component of the comprehensive school
33 improvement plan submitted to the department pursuant
34 to section 256.7, subsection 21. The program plans
35 shall include:

36 Sec. ____ Section 257.38, subsection 2, Code 2013,
37 is amended to read as follows:

38 2. Program plans shall identify the parts of the
39 plan that will be implemented first upon approval
40 of the request. If a district is requesting to use
41 modified ~~allowable growth~~ supplemental state aid
42 to finance the program, the school district shall
43 not identify more than five percent of its budget
44 enrollment for the budget year as returning dropouts
45 and potential dropouts.

46 Sec. ____ Section 257.40, Code 2013, is amended to
47 read as follows:

48 257.40 Approval of programs for returning dropouts
49 and dropout prevention — annual report.

50 1. The board of directors of a school district

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1 requesting to use modified ~~allowable growth~~
2 supplemental state aid for programs for returning
3 dropouts and dropout prevention shall submit requests
4 for modified at-risk ~~allowable growth~~ supplemental
5 state aid, including budget costs, to the department
6 not later than December 15 of the year preceding the
7 budget year during which the program will be offered.
8 The department shall review the request and shall prior
9 to January 15 either grant approval for the request
10 or return the request for approval with comments of
11 the department included. An unapproved request for a
12 program may be resubmitted with modifications to the
13 department not later than February 1. Not later than
14 February 15, the department shall notify the department
15 of management and the school budget review committee of
16 the names of the school districts for which programs
17 using modified ~~allowable growth~~ supplemental state aid
18 for funding have been approved and the approved budget
19 of each program listed separately for each school
20 district having an approved request.

21 2. Beginning January 15, 2007, the department shall
22 submit an annual report to the chairpersons and ranking
23 members of the senate and house education committees
24 that includes the ways school districts in the previous
25 school year used modified ~~allowable growth~~ supplemental
26 state aid approved under subsection 1; identifies,
27 by grade level, age, and district size, the students
28 in the dropout and dropout prevention programs for
29 which the department approves a request; describes
30 school district progress toward increasing student
31 achievement and attendance for the students in the
32 programs; and describes how the school districts are
33 using the revenues from the modified ~~allowable growth~~
34 supplemental state aid to improve student achievement
35 among minority subgroups.

36 Sec. ____ Section 257.41, subsections 1 and 3, Code
37 2013, are amended to read as follows:

38 1. Budget. The budget of an approved program for
39 returning dropouts and dropout prevention for a school
40 district, after subtracting funds received from other
41 sources for that purpose, shall be funded annually on
42 a basis of one-fourth or more from the district cost
43 of the school district and up to three-fourths by an
44 increase in ~~allowable growth~~ supplemental state aid as
45 defined in section 257.8. Annually, the department of
46 management shall establish a modified ~~allowable growth~~
47 supplemental state aid for each such school district
48 equal to the difference between the approved budget
49 for the program for returning dropouts and dropout
50 prevention for that district and the sum of the amount

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1 funded from the district cost of the school district
2 plus funds received from other sources.
3 3. Limitation. For the fiscal year beginning
4 July 1, 2013, and each succeeding fiscal year, the
5 ratio of the amount of modified ~~allowable growth~~
6 supplemental state aid established by the department
7 of management compared to the school district's total
8 regular program district cost shall not exceed two and
9 one-half percent. However, if the school district's
10 highest such ratio so determined for any fiscal year
11 beginning on or after July 1, 2009, but before July 1,
12 2013, exceeded two and one-half percent, the ratio may
13 exceed two and one-half percent but shall not exceed
14 the highest such ratio established during that period.

15 Sec. ____ Section 257.46, subsection 2, Code 2013,
16 is amended to read as follows:

17 2. The remaining portion of the budget shall be
18 funded by the thirty-eight dollar increase in ~~allowable~~
19 growth supplemental state aid, as defined in this
20 division of this Act, for the school budget year
21 beginning July 1, 1999, multiplied by a district's
22 budget enrollment. The thirty-eight dollar increase
23 for the school budget year beginning July 1, 1999,
24 shall increase in subsequent years by each year's state
25 percent of growth. School districts shall annually
26 report the amount expended for a gifted and talented
27 program to the department of education. The proportion
28 of a school district's budget which corresponds to
29 the thirty-eight dollar increase in ~~allowable growth~~
30 supplemental state aid, as defined in this division of
31 this Act, for the school budget year beginning July 1,
32 1999, added to the amount in subsection 1, shall be
33 utilized exclusively for a school district's gifted and
34 talented program.

35 Sec. ____ Section 273.23, subsection 8, Code 2013,
36 is amended to read as follows:

37 8. For the school year beginning on the effective
38 date of an area education agency reorganization as
39 provided in this subchapter, the special education
40 support services cost per pupil shall be based upon
41 the combined base year budgets for special education
42 support services of the area education agencies that
43 reorganized to form the newly formed area education
44 agency, divided by the total of the weighted enrollment
45 for special education support services in the
46 reorganized area education agency for the base year
47 plus the ~~allowable growth supplemental state aid~~ amount
48 per pupil for special education support services for
49 the budget year as calculated in section 257.8.

50 Sec. ____ Section 280.4, subsection 3, Code 2013,

Page 18

- 1 is amended to read as follows:
 2 3. In order to provide funds for the excess costs
 3 of instruction of limited English proficient students
 4 above the costs of instruction of pupils in a regular
 5 curriculum, students identified as limited English
 6 proficient shall be assigned an additional weighting
 7 of twenty-two hundredths, and that weighting shall
 8 be included in the weighted enrollment of the school
 9 district of residence for a period not exceeding four
 10 years. However, the school budget review committee may
 11 grant supplemental aid or modified ~~allowable growth~~
 12 supplemental state aid to a school district to continue
 13 funding a program for students after the expiration of
 14 the four-year period.
 15 Sec. ____ APPLICABILITY. This division of this Act
 16 applies to school budget years beginning on or after
 17 July 1, 2014.>
 18 2. Page 23, line 22, by striking <an allowable
 19 growth> and inserting <a supplemental state aid>
 20 3. Page 24, line 21, by striking <state allowable
 21 growth> and inserting <supplemental state aid>
 22 4. Page 36, line 17, by striking <allowable growth>
 23 and inserting <supplemental state aid>
 24 5. By renumbering, redesignating, and correcting
 25 internal references as necessary.

SODERBERG of Plymouth

H-1015

- 1 Amend House File 215 as follows:
 2 1. Page 10, line 15, by striking <an> and inserting
 3 <a>
 4 2. Page 46, by striking lines 17 through 25.
 5 3. By renumbering as necessary.

JORGENSEN of Woodbury

H-1016

- 1 Amend House File 215 as follows:
 2 1. Page 48, after line 20 by inserting:
 3 <DIVISION ____
 4 INDEPENDENT ACCREDITATION OF NONPUBLIC SCHOOLS
 5 Sec. ____ Section 256.11, Code 2013, is amended by
 6 adding the following new subsection:
 7 NEW SUBSECTION. 16. a. Notwithstanding
 8 subsections 1 through 12, a nonpublic school may be
 9 accredited by an approved independent accrediting
 10 agency instead of by the state board as provided in

11 this subsection. The state board shall maintain a list
12 of approved independent accrediting agencies comprised
13 of at least six regional or national nonprofit,
14 nongovernmental agencies recognized as reliable
15 authorities concerning the quality of education offered
16 by a school and shall publish the list of independent
17 accrediting agencies on the department's internet site.
18 The list shall include accrediting agencies that, as
19 of January 1, 2013, accredited a nonpublic school in
20 this state that was concurrently accredited under
21 this section; and any agency that has a formalized
22 partnership agreement with another agency on the list
23 and has member schools in this state as of January 1,
24 2013.

25 b. A nonpublic school that participates in the
26 accreditation process offered by an independent
27 accrediting agency on the approved list published
28 pursuant to paragraph "a" shall be deemed to meet the
29 education standards of this section. However, such a
30 school shall comply with statutory health and safety
31 requirements for school facilities.

32 c. If the state board takes preliminary action to
33 remove an agency from the approved list published on
34 the department's internet site pursuant to paragraph
35 "a", the department shall, at least one year prior to
36 removing the agency from the approved list, notify the
37 nonpublic schools participating in the accreditation
38 process offered by the agency of the state board's
39 intent to remove the accrediting agency from its
40 approved list of independent accrediting agencies.
41 The notice shall also be posted on the department's
42 internet site and shall contain the proposed date
43 of removal. The nonpublic school shall attain
44 accreditation under this subsection or subsections 1
45 through 12 not later than one year following the date
46 on which the state board removes the agency from its
47 list of independent accrediting agencies.

48 DIVISION ____

49 DRIVER EDUCATION BY TEACHING PARENT

50 Sec. ____ NEW SECTION. 321.178A Driver education

Page 2

1 — teaching parent.

2 1. Teaching parent. As an alternative to the
3 driver education requirements under section 321.178,
4 a teaching parent may instruct a student in a driver
5 education course that meets the requirements of this
6 section and provide evidence that the requirements
7 under this section have been met.

8 2. Definitions. For purposes of this section:

9 a. "Approved course" means driver education

10 curriculum approved by the department pursuant to rules
11 adopted under chapter 17A. An approved course shall,
12 at a minimum, meet the requirements of subsection 3
13 and be appropriate for teaching-parent-directed driver
14 education and related street or highway instruction.
15 Driver education materials that meet or exceed
16 standards established by the department for an approved
17 course in driver education for a public or private
18 school shall be approved unless otherwise determined by
19 the department. The list of approved courses shall be
20 posted on the department's internet site.

21 b. "Student" means a person between the ages of
22 fourteen and twenty-one years who is within the custody
23 and control of the teaching parent and who satisfies
24 preliminary licensing requirements of the department.

25 c. "Teaching parent" means a parent, guardian,
26 or legal custodian of a student who is currently
27 providing competent private instruction to the student
28 pursuant to section 299A.2 or 299A.3 and who provided
29 such instruction to the student during the previous
30 year; who has a valid driver's license, other than a
31 motorized bicycle license or a temporary restricted
32 license, that permits unaccompanied driving; and
33 who has maintained a clear driving record for a
34 previous two years. For purposes of this paragraph,
35 "clear driving record" means the individual has not
36 been identified as a candidate for suspension or
37 revocation of a driver's license under the habitual
38 violator or habitual offender provisions of the
39 department's regulations; is not subject to a driver's
40 license suspension, revocation, denial, cancellation,
41 disqualification, or bar; and has no record of a
42 conviction for a moving traffic violation determined to
43 be the cause of a motor vehicle accident.

44 3. Course of instruction.

45 a. An approved course administered by a teaching
46 parent shall consist of but not be limited to the
47 following:

48 (1) Thirty clock hours of classroom instruction.

49 (2) Forty hours of street or highway driving
50 including four hours of driving after sunset and before

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1 sunrise while accompanied by the teaching parent.

2 (3) Four hours of classroom instruction concerning
3 substance abuse.

4 (4) A minimum of twenty minutes of instruction
5 concerning railroad crossing safety.

6 (5) Instruction relating to becoming an organ
7 donor under the revised uniform anatomical gift Act as
8 provided in chapter 142C.

9 (6) Instruction providing an awareness about
10 sharing the road with bicycles and motorcycles.
11 b. The content of the course of instruction
12 required under this subsection shall be equivalent
13 to that required under section 321.178. However,
14 reference and study materials, physical classroom
15 requirements, and extra vehicle safety equipment
16 required for instruction under section 321.178 shall
17 not be required for the course of instruction provided
18 under this section.

19 4. Course completion and certification. Upon
20 application by a student for an intermediate license,
21 the teaching parent shall provide evidence showing
22 the student's completion of an approved course and
23 substantial compliance with the requirements of
24 subsection 3 by affidavit signed by the teaching
25 parent on a form to be provided by the department. The
26 evidence shall include all of the following:

27 a. Documentation that the instructor is a teaching
28 parent as defined in subsection 2.

29 b. Documentation that the student is receiving
30 competent private instruction under section 299A.2
31 or the name of the school district within which the
32 student is receiving instruction under section 299A.3.

33 c. The name of the approved course completed by the
34 student.

35 d. An affidavit attesting to satisfactory
36 completion of course work and street or highway driving
37 instruction.

38 e. Copies of written tests completed by the
39 student.

40 f. A statement of the number of classroom hours of
41 instruction.

42 g. A log of completed street or highway driving
43 instruction including the dates when the lessons were
44 conducted, the student's and the teaching parent's name
45 and initials noted next to each entry, notes on driving
46 activities including a list of driving deficiencies and
47 improvements, and the duration of the driving time for
48 each session.

49 5. Intermediate license. Any student who
50 successfully completes an approved course as

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1 provided in this section, passes a driving test to
2 be administered by the department, and is otherwise
3 qualified under section 321.180B, subsection 2, shall
4 be eligible for an intermediate license pursuant
5 to section 321.180B. Twenty of the forty hours of
6 street or highway driving instruction required under
7 subsection 3, paragraph "a", subparagraph (2), may be

8 used to satisfy the requirement of section 321.180B,
9 subsection 2.

10 6. Full license. A student must comply with
11 section 321.180B, subsection 4, to be eligible for a
12 full driver's license pursuant to section 321.180B.

13 Sec. ____ Section 321.180B, subsection 2, paragraph
14 a, Code 2013, is amended to read as follows:

15 a. The department ~~may~~ shall issue an intermediate
16 driver's license to a person sixteen or seventeen years
17 of age who possesses an instruction permit issued
18 under subsection 1 or a comparable instruction permit
19 issued by another state for a minimum of six months
20 immediately preceding application, and who presents an
21 affidavit signed by a parent, guardian, or custodian
22 on a form to be provided by the department that the
23 permittee has accumulated a total of twenty hours of
24 street or highway driving of which two hours were
25 conducted after sunset and before sunrise and the
26 street or highway driving was with the permittee's
27 parent, guardian, custodian, instructor, a person
28 certified by the department, or a person at least
29 twenty-five years of age who had written permission
30 from a parent, guardian, or custodian to accompany
31 the permittee, and whose driving privileges have not
32 been suspended, revoked, or barred under this chapter
33 or chapter 321J during, and who has been accident
34 and violation free continuously for, the six-month
35 period immediately preceding the application for an
36 intermediate license. An applicant for an intermediate
37 license must meet the requirements of section
38 321.186, including satisfactory completion of driver
39 education as required in section 321.178 or 321.178A,
40 and payment of the required license fee before an
41 intermediate license will be issued. A person issued
42 an intermediate license must limit the number of
43 passengers in the motor vehicle when the intermediate
44 licensee is operating the motor vehicle to the number
45 of passenger safety belts.>

46 2. Title page, line 5, before <making> by inserting
47 <concerning driver education by a teaching parent;>

48 3. By renumbering as necessary.

DOLECHECK of Ringgold

H-1017

1 Amend House File 215 as follows:

2 1. Page 48, after line 20 by inserting:

3 <DIVISION ____

4 SCHOOLS IN NEED OF ASSISTANCE GRANT PROGRAM AND FUNDING

5 Sec. ____ NEW SECTION. 256.24 Schools in need of
6 assistance grant program.

7 1. The department shall establish a schools in
8 need of assistance grant program to award funds to
9 not more than ten school districts annually to create
10 pilot projects designed to meet the needs of students
11 who are not proficient in reading or mathematics and
12 to involve the students' parents in supporting project
13 activities. Pilot project activities may include but
14 are not limited to establishing a longer school day,
15 longer school calendar, summer school, or intensive
16 reading and mathematics programs for such students.

17 2. The department shall develop grant application,
18 selection, and evaluation criteria. The priorities
19 for the grant funds shall include providing project
20 services on a voluntary basis to students deemed at
21 risk of not succeeding in reading or mathematics.
22 The department shall make every reasonable effort to
23 equitably distribute grant funds geographically among
24 rural and urban areas.

25 3. Each pilot project shall be conducted for a
26 minimum of one year, but may be conducted for multiple
27 school years as proposed by the applicant and approved
28 by the department.

29 4. The department shall submit progress reports
30 analyzing the status and preliminary findings of
31 the projects to the state board, the governor, and
32 the general assembly by January 15 annually. The
33 department shall summarize the projects' findings,
34 including student achievement results, and submit the
35 summary and any recommendations in a final report to
36 the state board, the governor, and the general assembly
37 by January 15, 2019.

38 5. This section is repealed effective June 30,
39 2018.

40 Sec. ____ Section 257.11, Code 2013, is amended by
41 adding the following new subsection:

42 NEW SUBSECTION. 7A. Schools in need of assistance
43 competitive grant program. Pupils who are eligible for
44 free and reduced price meals under the federal National
45 School Lunch Act and the federal Child Nutrition Act of
46 1966, 42 U.S.C. § 1751-1785, and who are enrolled in
47 a school district that is approved to create a pilot
48 project pursuant to section 256.24 shall receive a
49 supplemental weighting of one-tenth of one pupil. This
50 subsection is repealed effective June 30, 2018.>

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1 2. By renumbering as necessary.

H-1018

1 Amend House File 215 as follows:

2 1. Page 48, after line 20 by inserting:

3 <DIVISION ____

4 EDUCATION SAVINGS GRANT PROGRAM

5 Sec. ____ Section 256.7, Code 2013, is amended by

6 adding the following new subsection:

7 NEW SUBSECTION. 34. Adopt rules relating to
8 applications for an education savings grant pursuant
9 to section 257.11B, including application processing
10 timelines and information required to be submitted by a
11 parent or guardian.

12 Sec. ____ NEW SECTION. 257.11B Education savings
13 grant program.

14 1. Pupils eligible to enroll in grades kindergarten
15 through twelve and attending an accredited nonpublic
16 school or receiving competent private instruction
17 under chapter 299A shall be eligible to receive an
18 education savings grant in the manner provided in this
19 section for school years beginning on or after July 1,
20 2014. Education savings grants shall be available for
21 disbursement to parents and guardians for the payment
22 of qualified education expenses as provided in this
23 section.

24 2. a. (1) By January 31 preceding the school year
25 for which the education savings grant is requested, the
26 parent or guardian of the pupil requesting to receive
27 an education savings grant shall submit an application
28 to the department of education, on application forms
29 developed by the department, indicating that the
30 parent or guardian intends to enroll the pupil in
31 an accredited nonpublic school or provide competent
32 private instruction for the pupil under chapter 299A.

33 (2) In addition to such information deemed
34 appropriate by the department of education, the
35 application shall require certification from the
36 accredited nonpublic school of the pupil's enrollment
37 for the following school year or a statement indicating
38 the parent or guardian's intent to provide or arrange
39 for competent private instruction for the pupil for the
40 following school year.

41 b. By March 1 preceding the school year for
42 which the education savings grant is requested, the
43 department of education shall notify the department
44 of management of the number of pupils in each school
45 district designated for the following school year
46 to receive an education savings grant and the amount
47 of the education savings grant for each pupil. The
48 department of education shall also notify the parent
49 or guardian of such pupils who are approved to receive
50 an education savings grant.

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1 c. Education savings grants shall only be approved
2 for one school year and applications must be submitted
3 under paragraph "a" for education savings grants in
4 subsequent school years.

5 3. a. The department of management shall assign
6 each pupil an education savings grant in an amount
7 equal to the statewide average state foundation aid per
8 pupil in the same school year.

9 b. The department of management shall on July
10 1 following the determination of the amount of the
11 education savings grant for each approved pupil
12 transfer such amounts to the pupil's account in
13 the education savings grant fund established under
14 subsection 4. Such amount shall be available for
15 disbursement to the pupil's parent or guardian for the
16 payment of qualified educational expenses incurred by
17 such persons for the pupil during that school year.

18 4. An education savings grant fund is created in
19 the state treasury under the control of the department
20 of management consisting of moneys appropriated to
21 the department for the purpose of providing education
22 savings grants under this section. For the fiscal
23 year commencing July 1, 2014, and each succeeding
24 fiscal year, there is appropriated from the general
25 fund of the state to the department of management to
26 be credited to the fund the amount necessary to pay
27 all education savings grants approved for that fiscal
28 year. The director of the department of management has
29 all powers necessary to carry out and effectuate the
30 purposes, objectives, and provisions of this section
31 pertaining to the fund, including the power to do all
32 of the following:

33 a. Make and enter into contracts necessary for the
34 administration of the fund.

35 b. Procure insurance against any loss in connection
36 with the assets of the fund.

37 c. Make disbursements from a pupil's account within
38 the fund to the pupil's parents or guardians for the
39 payment or reimbursement of qualified educational
40 expenses.

41 d. Conduct audits or other review necessary to
42 properly administer the program.

43 e. Adopt rules pursuant to chapter 17A for the
44 administration of the fund and accounts within the
45 fund.

46 5. a. For each pupil approved for an education
47 savings grant, the department shall establish an
48 account for that pupil in the education savings grant
49 fund. The amount of the pupil's education savings
50 grant determined under subsection 3 shall be deposited

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1 into the pupil's account on July 1 and such amount
2 shall be immediately available for disbursement to
3 parents and guardians upon filing and approval of
4 claims from the pupil's account for qualified education
5 expenses incurred by the parent or guardian for the
6 pupil during that fiscal year.

7 b. A parent or guardian of a pupil may on forms
8 prescribed by the department of management submit
9 claims for disbursements of moneys within the account.
10 The department may by rule designate the appropriate
11 supporting documentation necessary for the disbursement
12 of moneys in an account including but not limited
13 to invoices of amounts due and receipts of amounts
14 paid for qualified education expenses. An accredited
15 nonpublic school or other entity that accepts payment
16 from a parent or guardian using funds from a pupil's
17 account in the education savings grant fund shall not
18 refund, rebate, or share any portion of such payment
19 with the parent, guardian, or pupil.

20 c. Moneys remaining in a pupil's account
21 upon conclusion of the fiscal year and following
22 disbursement of all claims submitted by the parent or
23 guardian before conclusion of the fiscal year shall
24 remain in the pupil's account within the education
25 savings grant fund for disbursement for qualified
26 educational expenses in future fiscal years or for
27 disbursement under subsection 8.

28 6. For purposes of this section, "qualified
29 educational expense" includes tuition and fees at an
30 accredited nonpublic school, textbooks, payment to a
31 licensed or accredited tutor, curriculum materials,
32 tuition or fees for nonpublic online education
33 programs, education materials and services for pupils
34 with disabilities, standardized test fees, fees
35 required by the department, and other expenses incurred
36 by the parent or guardian that are directly related to
37 the education of the pupil at an accredited nonpublic
38 school, including a nonpublic school accredited by
39 AdvancED or an organization with reciprocity with
40 AdvancED, the association of christian schools
41 international, christian schools international,
42 the national lutheran school accreditation, or the
43 independent schools association of the central states,
44 or directly related to providing competent private
45 instruction for the pupil under chapter 299A. The cost
46 of one computer or other portable computing device
47 shall be allowed as a qualified educational expense for
48 a pupil if such a purchase has not been claimed for
49 that pupil in either of the two immediately preceding
50 fiscal years. "Qualified educational expenses" do not

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1 include transportation costs for the pupil, the cost of
2 food or refreshments consumed by the pupil, or the cost
3 of disposable materials including but not limited to
4 paper, notebooks, pencils, pens, and art supplies.

5 7. A person who makes a false claim for the purpose
6 of obtaining an education savings grant provided for
7 in this section or who knowingly receives the grant
8 or receives a disbursement from an account within the
9 education savings grant fund without being legally
10 entitled to it is guilty of a fraudulent practice.

11 The false claim for an education savings grant or a
12 disbursement from an account shall be disallowed and
13 if amounts from the grant have been disbursed from
14 the applicable account in the education savings grant
15 fund, the department of management shall initiate
16 legal proceedings to recover such amounts. A parent
17 or guardian who violates this subsection is prohibited
18 from participating in the education savings grant
19 program in the future.

20 8. For each pupil with a positive balance in the
21 pupil's account in the education savings grant fund
22 upon graduation from high school, the department
23 of management shall maintain such account in the
24 fund until the pupil is twenty-five years of age.
25 Following graduation from high school until the pupil
26 is twenty-five years of age, moneys in the pupil's
27 account may be used for higher education costs, as
28 defined in section 12D.1, subsection 2. Disbursements
29 from a pupil's account for higher education costs shall
30 be claimed by and disbursed to the pupil. Claims and
31 disbursements for higher education costs under this
32 subsection shall be made in the same manner as claims
33 and disbursements for qualified educational expenses
34 under subsection 5. Moneys in a pupil's account
35 when the pupil turns twenty-five years of age shall
36 be transferred by the department for deposit in the
37 general fund of the state.

38 9. This section shall not be construed to authorize
39 this state or any political subdivision of this
40 state to exercise authority over any accredited
41 nonpublic school or pupil receiving competent private
42 instruction under chapter 299A or construed to require
43 an accredited nonpublic school to modify its admissions
44 or educational program in order to receive payment from
45 a parent or guardian using funds from a pupil's account
46 in the education savings grant fund. An accredited
47 nonpublic school or other entity that accepts payment
48 from a parent or guardian using funds from a pupil's
49 account in the education savings grant fund is not
50 an agent of this state or other political subdivision

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1 of this state. Rules adopted by the department to
 2 implement this section that impose an undue burden on
 3 an accredited nonpublic school are invalid.
 4 Sec. ____ APPLICABILITY. This division of this
 5 Act applies to school budget years and fiscal years
 6 beginning on or after July 1, 2014.>
 7 2. By renumbering as necessary.

FORRISTALL of Pottawattamie

H-1019

1 Amend House File 215 as follows:
 2 1. Page 48, after line 20 by inserting:
 3 <DIVISION ____
 4 SCHOOL DISTRICT EXERCISE OF POWERS
 5 Sec. ____ NEW SECTION. 274.3 Exercise of powers
 6 — construction.
 7 1. The board of directors of a school district
 8 shall operate, control, and supervise all public
 9 schools located within its district boundaries and may
 10 exercise any broad and implied power related to the
 11 operation, control, and supervision of those public
 12 schools except as expressly prohibited or prescribed by
 13 the Constitution of the State of Iowa or by statute.
 14 2. Notwithstanding subsection 1, the board of
 15 directors of a school district shall not have power to
 16 levy any tax unless expressly authorized by the general
 17 assembly.
 18 3. This section shall not apply to a research and
 19 development school as defined in section 256G.2 or to
 20 a laboratory school as defined in section 265.1. The
 21 board of directors of a school district in which such a
 22 research and development school or laboratory school
 23 is located shall not exercise over such a school any
 24 powers granted to the board by subsection 1.
 25 4. This chapter, chapter 257 and chapters 275
 26 through 301, and other statutes relating to the
 27 boards of directors of school districts and to school
 28 districts shall be liberally construed to effectuate
 29 the purposes of subsection 1.>
 30 2. By renumbering as necessary.

BYRNES of Mitchell

H-1020

1 Amend House File 215 as follows:
 2 1. Page 46, by striking lines 17 through 25.
 3 2. Page 48, after line 20 by inserting:

4 <DIVISION ____

5 PRIVATE INSTRUCTION EXEMPTION

6 Sec. ____ Section 299.4, subsection 1, Code 2013,
7 is amended to read as follows:

8 1. The parent, guardian, or legal custodian of a
9 child who is of compulsory attendance age, who places
10 the child under competent private instruction under
11 either section 299A.2 or 299A.3, not in an accredited
12 school or a home school assistance program operated by
13 a school district or accredited nonpublic school, shall
14 furnish a report in duplicate on forms provided by the
15 public school district, to the district by the earliest
16 starting date specified in section 279.10, subsection
17 1. The secretary shall retain and file one copy and
18 forward the other copy to the district's area education
19 agency. The report shall state the name and age of the
20 child, the period of time during which the child has
21 been or will be under competent private instruction
22 for the year, an outline of the course of study, texts
23 used, and the name and address of the instructor. The
24 parent, guardian, or legal custodian of a child, who is
25 placing the child under competent private instruction
26 for the first time, shall also provide the district
27 with evidence that the child has had the immunizations
28 required under section 139A.8, and, if the child is
29 elementary school age, a blood lead test in accordance
30 with section 135.105D. The term "outline of course of
31 study" shall include subjects covered, lesson plans,
32 and time spent on the areas of study.

33 Sec. ____ Section 299A.1, unnumbered paragraph 2,
34 Code 2013, is amended to read as follows:

35 For purposes of this chapter, "competent private
36 instruction" means private instruction provided on a
37 daily basis for at least one hundred forty-eight days
38 during a school year, to be met by attendance for at
39 least thirty-seven days each school quarter, by or
40 under the supervision of a licensed practitioner in the
41 manner provided under section 299A.2, or other person
42 under section 299A.3, which results in the student
43 making adequate progress.

44 Sec. ____ Section 299A.3, unnumbered paragraph 1,
45 Code 2013, is amended to read as follows:

46 A parent, guardian, or legal custodian of a child of
47 compulsory attendance age providing competent private
48 instruction to the child shall may meet all of the
49 following requirements:>

50 3. Title page, line 5, before <making> by inserting

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- 1 <providing for private instruction for students;>
 2 4. By renumbering as necessary.

WINDSCHITL of Harrison

H-1021

- 1 Amend House File 215 as follows:
 2 1. Page 48, after line 20 by inserting:
 3 <DIVISION ____
 4 INDEPENDENT PRIVATE INSTRUCTION
 5 Sec. ____ Section 261E.8, subsection 2, Code 2013,
 6 is amended to read as follows:
 7 2. Students from accredited nonpublic schools and
 8 students receiving competent private instruction or
 9 independent private instruction under chapter 299A may
 10 access the program through the school district in which
 11 the accredited nonpublic school or private institution
 12 is located.
 13 Sec. ____ Section 299.1, subsection 1, Code 2013,
 14 is amended to read as follows:
 15 1. Except as provided in section 299.2, the parent,
 16 guardian, or legal or actual custodian of a child
 17 who is of compulsory attendance age, shall cause the
 18 child to attend some public school, or an accredited
 19 nonpublic school, or place the child under competent
 20 private instruction or independent private instruction
 21 in accordance with the provisions of chapter 299A,
 22 during a school year, as defined under section 279.10.
 23 Sec. ____ Section 299.1B, Code 2013, is amended to
 24 read as follows:
 25 299.1B Failure to attend — driver's license.
 26 A person who is of compulsory attendance age who
 27 does not meet the requirements for an exception under
 28 section 299.2, who does not attend a public school, or
 29 an accredited nonpublic school, who is not receiving
 30 competent private instruction or independent private
 31 instruction in accordance with the provisions of
 32 chapter 299A, and who does not attend an alternative
 33 school, or adult education classes, shall not receive
 34 an intermediate or full driver's license until age
 35 eighteen.
 36 Sec. ____ Section 299.6A, subsection 1, Code 2013,
 37 is amended to read as follows:
 38 1. In lieu of a criminal proceeding under section
 39 299.6, a county attorney may bring a civil action
 40 against a parent, guardian, or legal or actual
 41 custodian of a child who is of compulsory attendance
 42 age, has not completed educational requirements, and
 43 is truant, if the parent, guardian, or legal or actual
 44 custodian has failed to cause the child to attend a

45 public school, or an accredited nonpublic school, or
46 placed the child under competent private instruction or
47 independent private instruction in the manner provided
48 in this chapter. If the court finds that the parent,
49 guardian, or legal or actual custodian has failed to
50 cause the child to attend as required in this section,

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1 the court shall assess a civil penalty of not less than
2 one hundred but not more than one thousand dollars for
3 each violation established.

4 Sec. ____ Section 299.8, Code 2013, is amended to
5 read as follows:

6 299.8 "Truant" defined.

7 Any child of compulsory attendance age who fails
8 to attend school as provided in this chapter, or as
9 required by the school board's or school governing
10 body's attendance policy, or who fails to attend
11 competent private instruction or independent private
12 instruction under chapter 299A, without reasonable
13 excuse for the absence, shall be deemed to be a truant.
14 A finding that a child is truant, however, shall not
15 by itself mean that the child is a child in need of
16 assistance within the meaning of chapter 232 and shall
17 not be the sole basis for a child in need of assistance
18 petition.

19 Sec. ____ Section 299.11, unnumbered paragraph 1,
20 Code 2013, is amended to read as follows:

21 The truancy officer may take into custody without
22 warrant any apparently truant child and place the
23 child in the charge of the school principal, or the
24 principal's designee, designated by the board of
25 directors of the school district in which the child
26 resides, or in the charge of any nonpublic school or
27 any authority providing competent private instruction
28 or independent private instruction as defined in
29 section 299A.1, designated by the parent, guardian, or
30 legal or actual custodian; but if it is other than a
31 public school, the instruction and maintenance of the
32 child shall be without expense to the school district.
33 If a child is taken into custody under this section,
34 the truancy officer shall make every reasonable attempt
35 to immediately notify the parent, guardian, or legal or
36 actual custodian of the child's location.

37 Sec. ____ Section 299.12, subsection 2, Code 2013,
38 is amended to read as follows:

39 2. This section is not applicable to a child
40 who is receiving competent private instruction or
41 independent private instruction in accordance with the
42 requirements of chapter 299A. If a child is not in
43 compliance with the attendance requirements established

44 under section 299.1, and has not completed educational
 45 requirements through the sixth grade, and the school
 46 has used every means available to assure the child
 47 does attend, the school truancy officer shall contact
 48 the child's parent, guardian, or legal or actual
 49 custodian to participate in an attendance cooperation
 50 meeting. The parties to the attendance cooperation

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1 meeting may include the child and shall include the
 2 child's parent, guardian, or legal or actual custodian
 3 and the school truancy officer. The school truancy
 4 officer contacting the participants in the attendance
 5 cooperation meeting may invite other school officials,
 6 a designee of the juvenile court, the county attorney
 7 or the county attorney's designee, or other persons
 8 deemed appropriate to participate in the attendance
 9 cooperation meeting.

10 Sec. _____. Section 299A.1, Code 2013, is amended to
 11 read as follows:

12 299A.1 ~~Private~~ Competent private instruction and
 13 independent private instruction.

14 1. The parent, guardian, or legal custodian of
 15 a child of compulsory attendance age who places the
 16 child under private instruction shall provide, unless
 17 otherwise exempted, competent private instruction or
 18 independent private instruction in accordance with this
 19 chapter. A parent, guardian, or legal custodian of
 20 a child of compulsory attendance age who places the
 21 child under private instruction which is not competent
 22 private instruction or independent private instruction,
 23 or otherwise fails to comply with the requirements of
 24 this chapter, is subject to the provisions of sections
 25 299.1 through 299.4 and the penalties provided in
 26 section 299.6.

27 2. For purposes of this chapter, ~~"competent and~~
 28 chapter 299:

29 a. "Competent private instruction" means private
 30 instruction provided on a daily basis for at least
 31 one hundred forty-eight days during a school year, to
 32 be met by attendance for at least thirty-seven days
 33 each school quarter, by or under the supervision of
 34 a licensed practitioner in the manner provided under
 35 section 299A.2, or other person under section 299A.3,
 36 which results in the student making adequate progress.

37 ~~For purposes of this chapter and chapter 299,~~
 38 ~~"private instruction"~~

39 b. "Independent private instruction" means
 40 instruction that meets the following criteria:

41 (1) Is not accredited.

42 (2) Enrolls not more than four unrelated students.

- 43 (3) Does not charge tuition, fees, or other
44 remuneration for instruction.
45 (4) Provides private or religious-based instruction
46 as its primary purpose.
47 (5) Provides enrolled students with instruction in
48 mathematics, reading and language arts, science, and
49 social studies.
50 (6) Provides, upon written request from the

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- 1 superintendent of the school district in which the
2 independent private instruction is provided, or from
3 the director of the department of education, a report
4 identifying the primary instructor, location, name of
5 the authority responsible for the independent private
6 instruction, and the names of the students enrolled.
7 (7) Is not a nonpublic school and does not provide
8 competent private instruction as defined in this
9 subsection.
10 (8) Is exempt from all state statutes and
11 administrative rules applicable to a school, a school
12 board, or a school district, except as otherwise
13 provided in chapter 299 and this chapter.
14 c. "Private instruction" means instruction using a
15 plan and a course of study in a setting other than a
16 public or organized accredited nonpublic school.
17 Sec. ____ Section 299A.11, Code 2013, is amended to
18 read as follows:
19 299A.11 Student records confidential.
20 Notwithstanding any provision of law or rule to the
21 contrary, personal information in records regarding
22 a child receiving competent private instruction or
23 independent private instruction pursuant to this
24 chapter, which are maintained, created, collected,
25 or assembled by or for a state agency, shall be kept
26 confidential in the same manner as personal information
27 in student records maintained, created, collected, or
28 assembled by or for a school corporation or educational
29 institution in accordance with section 22.7, subsection
30 1.
31 Sec. ____ Section 321.178, subsection 1, paragraph
32 c, Code 2013, is amended to read as follows:
33 c. Every public school district in Iowa shall offer
34 or make available to all students residing in the
35 school district, or Iowa students attending a nonpublic
36 school or receiving competent private instruction
37 or independent private instruction as defined in
38 section 299A.1, in the district, an approved course
39 in driver education. The receiving district shall
40 be the school district responsible for making driver
41 education available to a student participating in

42 open enrollment under section 282.18. The courses may
 43 be offered at sites other than at the public school,
 44 including nonpublic school facilities within the public
 45 school districts. An approved course offered during
 46 the summer months, on Saturdays, after regular school
 47 hours during the regular terms or partly in one term
 48 or summer vacation period and partly in the succeeding
 49 term or summer vacation period, as the case may be,
 50 shall satisfy the requirements of this section to the

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1 same extent as an approved course offered during the
 2 regular school hours of the school term. A student who
 3 successfully completes and obtains certification in
 4 an approved course in driver education or an approved
 5 course in motorcycle education may, upon proof of such
 6 fact, be excused from any field test which the student
 7 would otherwise be required to take in demonstrating
 8 the student's ability to operate a motor vehicle. A
 9 student shall not be excused from any field test if a
 10 parent, guardian, or instructor requests that a test be
 11 administered. A final field test prior to a student's
 12 completion of an approved course shall be administered
 13 by a person qualified as a classroom driver education
 14 instructor and certified to provide street and highway
 15 driving instruction. A person qualified as a classroom
 16 driver education instructor but not certified to
 17 provide street and highway driving instruction may
 18 administer the final field test if accompanied by
 19 another person qualified to provide street and highway
 20 driving instruction.>
 21 2. Title page, line 5, after <schools;> by
 22 inserting <providing for independent private
 23 instruction for students;>
 24 3. By renumbering as necessary.

DOLECHECK of Ringgold

H-1022

1 Amend House File 215 as follows:
 2 1. Page 48, after line 20 by inserting:
 3 <DIVISION ____
 4 DRIVER EDUCATION BY TEACHING PARENT
 5 Sec. ____ NEW SECTION. 321.178A Driver education
 6 — teaching parent.
 7 1. Teaching parent. As an alternative to the
 8 driver education requirements under section 321.178,
 9 a teaching parent may instruct a student in a driver
 10 education course that meets the requirements of this
 11 section and provide evidence that the requirements

12 under this section have been met.

13 2. Definitions. For purposes of this section:

14 a. "Approved course" means driver education
15 curriculum approved by the department pursuant to rules
16 adopted under chapter 17A. An approved course shall,
17 at a minimum, meet the requirements of subsection 3
18 and be appropriate for teaching-parent-directed driver
19 education and related street or highway instruction.
20 Driver education materials that meet or exceed
21 standards established by the department for an approved
22 course in driver education for a public or private
23 school shall be approved unless otherwise determined by
24 the department. The list of approved courses shall be
25 posted on the department's internet site.

26 b. "Student" means a person between the ages of
27 fourteen and twenty-one years who is within the custody
28 and control of the teaching parent and who satisfies
29 preliminary licensing requirements of the department.

30 c. "Teaching parent" means a parent, guardian,
31 or legal custodian of a student who is currently
32 providing competent private instruction to the student
33 pursuant to section 299A.2 or 299A.3 and who provided
34 such instruction to the student during the previous
35 year; who has a valid driver's license, other than a
36 motorized bicycle license or a temporary restricted
37 license, that permits unaccompanied driving; and
38 who has maintained a clear driving record for the
39 previous two years. For purposes of this paragraph,
40 "clear driving record" means the individual has not
41 been identified as a candidate for suspension or
42 revocation of a driver's license under the habitual
43 violator or habitual offender provisions of the
44 department's regulations; is not subject to a driver's
45 license suspension, revocation, denial, cancellation,
46 disqualification, or bar; and has no record of a
47 conviction for a moving traffic violation determined to
48 be the cause of a motor vehicle accident.

49 3. Course of instruction.

50 a. An approved course administered by a teaching

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1 parent shall consist of but not be limited to the
2 following:

3 (1) Thirty clock hours of classroom instruction.

4 (2) Forty hours of street or highway driving
5 including four hours of driving after sunset and before
6 sunrise while accompanied by the teaching parent.

7 (3) Four hours of classroom instruction concerning
8 substance abuse.

9 (4) A minimum of twenty minutes of instruction
10 concerning railroad crossing safety.

11 (5) Instruction relating to becoming an organ
12 donor under the revised uniform anatomical gift Act as
13 provided in chapter 142C.

14 (6) Instruction providing an awareness about
15 sharing the road with bicycles and motorcycles.
16 b. The content of the course of instruction
17 required under this subsection shall be equivalent
18 to that required under section 321.178. However,
19 reference and study materials, physical classroom
20 requirements, and extra vehicle safety equipment
21 required for instruction under section 321.178 shall
22 not be required for the course of instruction provided
23 under this section.

24 4. Course completion and certification. Upon
25 application by a student for an intermediate license,
26 the teaching parent shall provide evidence showing
27 the student's completion of an approved course and
28 substantial compliance with the requirements of
29 subsection 3 by affidavit signed by the teaching
30 parent on a form to be provided by the department. The
31 evidence shall include all of the following:

32 a. Documentation that the instructor is a teaching
33 parent as defined in subsection 2.

34 b. Documentation that the student is receiving
35 competent private instruction under section 299A.2
36 or the name of the school district within which the
37 student is receiving instruction under section 299A.3.

38 c. The name of the approved course completed by the
39 student.

40 d. An affidavit attesting to satisfactory
41 completion of course work and street or highway driving
42 instruction.

43 e. Copies of written tests completed by the
44 student.

45 f. A statement of the number of classroom hours of
46 instruction.

47 g. A log of completed street or highway driving
48 instruction including the dates when the lessons were
49 conducted, the student's and the teaching parent's name
50 and initials noted next to each entry, notes on driving

Page 3

1 activities including a list of driving deficiencies and
2 improvements, and the duration of the driving time for
3 each session.

4 5. Intermediate license. Any student who
5 successfully completes an approved course as
6 provided in this section, passes a driving test to
7 be administered by the department, and is otherwise
8 qualified under section 321.180B, subsection 2, shall
9 be eligible for an intermediate license pursuant

10 to section 321.180B. Twenty of the forty hours of
11 street or highway driving instruction required under
12 subsection 3, paragraph "a", subparagraph (2), may be
13 used to satisfy the requirement of section 321.180B,
14 subsection 2.

15 6. Full license. A student must comply with
16 section 321.180B, subsection 4, to be eligible for a
17 full driver's license pursuant to section 321.180B.

18 Sec. ____ Section 321.180B, subsection 2, paragraph
19 a, Code 2013, is amended to read as follows:

20 a. The department ~~may~~ shall issue an intermediate
21 driver's license to a person sixteen or seventeen years
22 of age who possesses an instruction permit issued
23 under subsection 1 or a comparable instruction permit
24 issued by another state for a minimum of six months
25 immediately preceding application, and who presents an
26 affidavit signed by a parent, guardian, or custodian
27 on a form to be provided by the department that the
28 permittee has accumulated a total of twenty hours of
29 street or highway driving of which two hours were
30 conducted after sunset and before sunrise and the
31 street or highway driving was with the permittee's
32 parent, guardian, custodian, instructor, a person
33 certified by the department, or a person at least
34 twenty-five years of age who had written permission
35 from a parent, guardian, or custodian to accompany
36 the permittee, and whose driving privileges have not
37 been suspended, revoked, or barred under this chapter
38 or chapter 321J during, and who has been accident
39 and violation free continuously for, the six-month
40 period immediately preceding the application for an
41 intermediate license. An applicant for an intermediate
42 license must meet the requirements of section
43 321.186, including satisfactory completion of driver
44 education as required in section 321.178 or 321.178A,
45 and payment of the required license fee before an
46 intermediate license will be issued. A person issued
47 an intermediate license must limit the number of
48 passengers in the motor vehicle when the intermediate
49 licensee is operating the motor vehicle to the number
50 of passenger safety belts.>

Page 4

- 1 2. Title page, line 5, before <making> by inserting
- 2 <concerning driver education by a teaching parent;>
- 3 3. By renumbering as necessary.

H-1023

1 Amend House File 215 as follows:

2 1. Page 25, line 10, by striking <thirty-two> and
3 inserting <forty-five>

4 2. Page 36, after line 17 by inserting:
5 <(8) (a) Notwithstanding subparagraph (5),
6 for the fiscal year beginning July 1, 2014, and the
7 fiscal year beginning July 1, 2015, in distributing
8 the moneys allocated to the department pursuant to
9 subparagraph (1), subparagraph divisions (b) and (c),
10 to school districts, the department shall give first
11 priority to school districts that have not received
12 approval to implement a framework or comparable system
13 as provided in this section in order to bring the
14 salaries of teachers employed by those districts up
15 to the minimum salary for an Iowa teacher established
16 pursuant to section 284.15, subsection 2, paragraph
17 "a", subparagraph (1). A school district that has
18 not received approval to implement a framework or
19 comparable system as provided in section 284.15 shall
20 certify to the department of education by October 1 the
21 names of all teachers employed by the district whose
22 regular compensation is less than forty-five thousand
23 dollars per year for the respective school year and
24 the amounts needed as minimum salary supplements. The
25 minimum salary supplement for each eligible teacher is
26 the total of the difference between forty-five thousand
27 dollars and the teacher's regular compensation plus
28 the amount required to pay the employer's share of
29 contributions under the federal social security and
30 Iowa public employees' retirement system, or under a
31 pension and annuity retirement system established under
32 chapter 294, on the additional salary moneys. The
33 school district shall report the salaries of teachers
34 employed on a less than full-time equivalent basis, and
35 the amount of the minimum salary supplement shall be
36 prorated.

37 (b) Moneys remaining after distribution pursuant
38 to subparagraph division (a) shall be distributed as
39 provided in subparagraph (5).

40 (c) This subparagraph is repealed July 1, 2016.>

41 3. Page 38, line 3, by striking <The> and inserting
42 <Beginning July 1, 2014, the>

43 4. Page 38, line 8, by striking <thirty-two> and
44 inserting <forty-five>

45 5. By renumbering as necessary.

H-1024

1 Amend House File 215 as follows:

- 2 1. Page 25, line 10, by striking <thirty-two> and
3 inserting <thirty-five>
- 4 2. Page 36, after line 17 by inserting:
5 <(8) (a) Notwithstanding subparagraph (5),
6 for the fiscal year beginning July 1, 2014, and the
7 fiscal year beginning July 1, 2015, in distributing
8 the moneys allocated to the department pursuant to
9 subparagraph (1), subparagraph divisions (b) and (c),
10 to school districts, the department shall give first
11 priority to school districts that have not received
12 approval to implement a framework or comparable system
13 as provided in this section in order to bring the
14 salaries of teachers employed by those districts up
15 to the minimum salary for an Iowa teacher established
16 pursuant to section 284.15, subsection 2, paragraph
17 "a", subparagraph (1). A school district that has
18 not received approval to implement a framework or
19 comparable system as provided in section 284.15 shall
20 certify to the department of education by October 1 the
21 names of all teachers employed by the district whose
22 regular compensation is less than thirty-five thousand
23 dollars per year for the respective school year and
24 the amounts needed as minimum salary supplements. The
25 minimum salary supplement for each eligible teacher
26 is the total of the difference between thirty-five
27 thousand dollars and the teacher's regular compensation
28 plus the amount required to pay the employer's share
29 of contributions under the federal social security and
30 Iowa public employees' retirement system, or under a
31 pension and annuity retirement system established under
32 chapter 294, on the additional salary moneys. The
33 school district shall report the salaries of teachers
34 employed on a less than full-time equivalent basis, and
35 the amount of the minimum salary supplement shall be
36 prorated.
- 37 (b) Moneys remaining after distribution pursuant
38 to subparagraph division (a) shall be distributed as
39 provided in subparagraph (5).
- 40 (c) This subparagraph is repealed July 1, 2016.>
- 41 3. Page 38, line 3, by striking <The> and inserting
42 <Beginning July 1, 2014, the>
- 43 4. Page 38, line 8, by striking <thirty-two> and
44 inserting <thirty-five>
- 45 5. By renumbering as necessary.

H-1025

1 Amend House File 215 as follows:

- 2 1. Page 25, line 10, by striking <thirty-two> and
3 inserting <forty>
4 2. Page 36, after line 17 by inserting:
5 <(8) (a) Notwithstanding subparagraph (5),
6 for the fiscal year beginning July 1, 2014, and the
7 fiscal year beginning July 1, 2015, in distributing
8 the moneys allocated to the department pursuant to
9 subparagraph (1), subparagraph divisions (b) and (c),
10 to school districts, the department shall give first
11 priority to school districts that have not received
12 approval to implement a framework or comparable system
13 as provided in this section in order to bring the
14 salaries of teachers employed by those districts up
15 to the minimum salary for an Iowa teacher established
16 pursuant to section 284.15, subsection 2, paragraph
17 "a", subparagraph (1). A school district that has
18 not received approval to implement a framework or
19 comparable system as provided in section 284.15 shall
20 certify to the department of education by October 1
21 the names of all teachers employed by the district
22 whose regular compensation is less than forty thousand
23 dollars per year for the respective school year and
24 the amounts needed as minimum salary supplements. The
25 minimum salary supplement for each eligible teacher
26 is the total of the difference between forty thousand
27 dollars and the teacher's regular compensation plus
28 the amount required to pay the employer's share of
29 contributions under the federal social security and
30 Iowa public employees' retirement system, or under a
31 pension and annuity retirement system established under
32 chapter 294, on the additional salary moneys. The
33 school district shall report the salaries of teachers
34 employed on a less than full-time equivalent basis, and
35 the amount of the minimum salary supplement shall be
36 prorated.
37 (b) Moneys remaining after distribution pursuant
38 to subparagraph division (a) shall be distributed as
39 provided in subparagraph (5).
40 (c) This subparagraph is repealed July 1, 2016.>
41 3. Page 38, line 3, by striking <The> and inserting
42 <Beginning July 1, 2014, the>
43 4. Page 38, line 8, by striking <thirty-two> and
44 inserting <forty>
45 5. By renumbering as necessary.

H-1026

1 Amend House File 215 as follows:

2 1. Page 48, after line 20 by inserting:

3 <DIVISION ____
4 IOWA EARLY INTERVENTION BLOCK GRANT PROGRAM —
5 EXTENSION

6 <Sec. ____ Section 256D.9, Code 2013, is amended to
7 read as follows:

8 256D.9 Future repeal.

9 This chapter is repealed effective July 1, 2013

10 2018.

11 Sec. ____ EFFECTIVE UPON ENACTMENT. This division
12 of this Act, being deemed of immediate importance,
13 takes effect upon enactment.>

14 2. By renumbering as necessary.

STECKMAN of Cerro Gordo

H-1027

1 Amend House File 215 as follows:

2 1. Page 21, line 28, after <MATTERS> by inserting
3 <— ALLOWABLE GROWTH>

4 2. Page 22, by striking line 27 and inserting:

5 <Sec. ____ Section 257.8, subsections 1 and 2, Code
6 2013, are amended>

7 3. Page 22, after line 28 by inserting:

8 <1. State percent of growth. ~~The state percent~~
9 ~~of growth for the budget year beginning July 1, 2010,~~
10 ~~is two percent.~~ The state percent of growth for the
11 budget year beginning July 1, 2012, is two percent.
12 ~~The state percent of growth for the budget year~~
13 ~~beginning July 1, 2013, is four percent. The state~~
14 ~~percent of growth for the budget year beginning July~~
15 ~~1, 2014, is four percent.~~ The state percent of growth
16 for each subsequent budget year shall be established
17 by statute which shall be enacted within thirty days
18 of the submission in the year preceding the base year
19 of the governor's budget under section 8.21. The
20 establishment of the state percent of growth for a
21 budget year shall be the only subject matter of the
22 bill which enacts the state percent of growth for a
23 budget year.>

24 4. By striking page 22, line 29, through page 23,
25 line 6, and inserting:

26 <2. Categorical state percent of growth. ~~The~~
27 ~~categorical state percent of growth for the budget~~
28 ~~year beginning July 1, 2010, is two percent.~~ The
29 categorical state percent of growth for the budget
30 year beginning July 1, 2012, is two percent. ~~The~~
31 ~~categorical state percent of growth for the budget~~
32 ~~year beginning July 1, 2013, is four percent. The~~

33 categorical state percent of growth for the budget
 34 year beginning July 1, 2014, is four percent. The
 35 categorical state percent of growth for each budget
 36 year shall be established by statute which shall
 37 be enacted within thirty days of the submission in
 38 the year preceding the base year of the governor's
 39 budget under section 8.21. The establishment of the
 40 categorical state percent of growth for a budget year
 41 shall be the only subject matter of the bill which
 42 enacts the categorical state percent of growth for a
 43 budget year. The categorical state percent of growth
 44 may include state percents of growth for the teacher
 45 salary supplement, the>
 46 5. Page 46, after line 25 by inserting:
 47 <Sec. ____ CODE SECTION 257.8 — IMPLEMENTATION.
 48 The requirements of section 257.8 regarding enactment
 49 of the regular program state percent of growth and
 50 categorical state percent of growth within thirty days

Page 2

1 of the submission in the year preceding the base year
 2 of the governor's budget and the requirements that the
 3 subject matter of each bill establishing the state
 4 percent of growth or the categorical state percent
 5 of growth be the only subject matter of the bill do
 6 not apply to the section of this division of this Act
 7 amending section 257.8.>
 8 6. Page 46, after line 30 by inserting:
 9 <Sec. ____ EFFECTIVE UPON ENACTMENT. The section
 10 of this division of this Act amending section 257.8,
 11 being deemed of immediate importance, takes effect upon
 12 enactment.>
 13 7. Page 46, after line 35 by inserting:
 14 <Sec. ____ APPLICABILITY. The section of this
 15 division of this Act amending section 257.8 is
 16 applicable for computing state aid under the state
 17 school foundation program for the school budget year
 18 beginning July 1, 2013, and for the school budget year
 19 beginning July 1, 2014.>
 20 8. By renumbering as necessary.

STECKMAN of Cerro Gordo
 STAED of Linn

H-1028

1 Amend House File 215 as follows:
 2 1. Page 47, after line 2 by inserting:
 3 <Sec. ____ COMPETENCY-BASED EDUCATION TASK
 4 FORCE RECOMMENDATIONS — APPROPRIATION. There is
 5 appropriated from the general fund of the state to the

6 department of education for the fiscal year beginning
7 July 1, 2013, and ending June 30, 2014, the following
8 amount, or so much thereof as is necessary, to be used
9 for the purposes designated:

10 For purposes of accomplishing the recommendations of
11 the competency-based education task force established
12 pursuant to 2012 Iowa Acts, chapter 1119, section 2,
13 relating to the development of model competencies
14 and the creation of professional development for
15 pre-service and in-service for practitioners:

16 \$ 200,000

17 The competency-based education task force shall
18 select area education agencies with which it will
19 collaborate to develop model competencies and
20 professional development for pre-service and in-service
21 practitioners. Moneys appropriated in this section
22 shall be transferred to the area education agencies
23 selected for collaboration by the task force. Of the
24 moneys appropriated in this section, not more than
25 \$100,000 shall be used for the development of model
26 competencies and not more than \$100,000 shall be
27 used for the creation of professional development for
28 pre-service and in-service practitioners.>

29 2. Page 47, after line 8 by inserting:

30 <Sec. __. COMPETENCY-BASED EDUCATION TASK FORCE —
31 SPRING 2013. The competency-based education task force
32 is encouraged to complete by June 1, 2013, its efforts
33 relating to the development of a common language and
34 vision for competency-based education and a shared
35 operational definition of competency; conducting a
36 review of current policies, administrative rules, and
37 education and para-educational practices that may block
38 optimal implementation of competency-based education;
39 and establishing a team collaboration with higher
40 education institutions to support smooth transitions
41 for students with competency-based educational
42 experiences in high school, to facilitate entrance
43 into postsecondary institutions, and to work toward
44 instituting training for pre-service practitioners in
45 competency-based environments.>

46 3. Page 47, by striking lines 9 through 11 and
47 inserting:

48 <Sec. __. EFFECTIVE UPON ENACTMENT. The following
49 provision or provisions of this division of this Act,
50 being deemed of immediate importance, take effect upon

Page 2

1 enactment:

2 1. The section of this Act amending 2012 Iowa Acts,
3 chapter 1119.

4 2. The section of this Act relating to the spring

5 2013 efforts of the competency-based education task
 6 force.>
 7 4. By renumbering as necessary.

WINCKLER of Scott

H-1029

1 Amend House File 215 as follows:
 2 1. By striking page 4, line 12, through page 6,
 3 line 1.
 4 2. Page 6, before line 2 by inserting:
 5 <Sec. ____ Section 261.112, Code 2013, is amended
 6 to read as follows:
 7 261.112 Teacher shortage loan forgiveness program.
 8 1. A teacher shortage loan forgiveness program is
 9 established to provide loan forgiveness to eligible
 10 teachers. ~~The program shall~~ be administered by the
 11 commission. A teacher is eligible for the program if
 12 the teacher is practicing in Iowa in a ~~teacher shortage~~
 13 high-demand area as designated by the department of
 14 education pursuant to subsection 2.
 15 2. For purposes of this section, ~~"teacher";~~
 16 a. "Department" means the department of education.
 17 b. "High-demand area" includes but is not limited
 18 to the fields of science, technology, engineering,
 19 mathematics, special education, English as a second
 20 language instruction, and other high-demand areas
 21 identified by the department.
 22 c. "Teacher" means an individual holding a
 23 practitioner's license issued under chapter 272,
 24 who is employed in a nonadministrative position in
 25 a ~~designated shortage~~ high-demand area by a school
 26 district or area education agency pursuant to a
 27 contract issued by a board of directors under section
 28 279.13.
 29 ~~2. 3.~~ 3. The director of the department of education
 30 shall annually designate the geographic or subject
 31 areas experiencing teacher shortages. The director
 32 shall periodically conduct a survey of school
 33 districts, accredited nonpublic schools, and approved
 34 practitioner preparation programs to determine current
 35 shortage high-demand areas. Based on the results of
 36 the survey and any other criteria established by the
 37 department, the director shall annually designate
 38 high-demand areas for the purposes of this section and
 39 notify the commission of the areas designated.
 40 ~~3. 4.~~ Each applicant for loan forgiveness shall,
 41 in accordance with the rules of the commission, do the
 42 following:
 43 a. Complete and file an application for teacher
 44 shortage loan forgiveness. The individual shall

45 be responsible for the prompt submission of any
46 information required by the commission.
47 b. File a new application and submit information
48 as required by the commission annually on the basis of
49 which the applicant's eligibility for the renewed loan
50 forgiveness will be evaluated and determined.

Page 2

1 c. Complete and return on a form approved by the
2 commission an affidavit of practice verifying that the
3 applicant is a teacher in ~~an eligible teacher shortage~~
4 a high-demand area.

5 5. The commission shall give priority to eligible
6 applicants who graduated from an Iowa high school.

7 ~~4. 6. The annual amount of teacher an eligible~~
8 ~~teacher's shortage loan forgiveness shall not exceed~~
9 ~~the resident tuition rate established for institutions~~
10 ~~of higher learning governed by the state board of~~
11 ~~regents for the first year following the teacher's~~
12 ~~graduation from an approved practitioner preparation~~
13 ~~program, or twenty percent of the teacher's total~~
14 ~~federally guaranteed Stafford loan amount under the~~
15 ~~federal family education loan program or the federal~~
16 ~~direct loan program, including principal and interest,~~
17 ~~whichever amount is less. A teacher shall be eligible~~
18 ~~for the loan forgiveness program for not more than five~~
19 ~~years. However, practice by an eligible teacher in a~~
20 ~~teacher shortage area pursuant to subsection 1 must be~~
21 ~~completed within ten years following graduation from~~
22 ~~the approved practitioner preparation program.~~

23 7. Each year, prior to signing agreements with
24 eligible applicants for the program, the commission
25 shall encumber funding necessary to fulfill remaining
26 obligations to teachers previously awarded loan
27 forgiveness under the program. The commission shall
28 establish criteria for awarding loan forgiveness if
29 awards for all new eligible applicants cannot be funded
30 after fulfilling such remaining obligations.

31 8. A teacher receiving loan forgiveness under the
32 program shall notify the commission of the teacher's
33 employment status within thirty days following
34 termination of the teacher's employment as a teacher
35 practicing in a high-demand area, unless the teacher
36 is pursuing the procedures provided by sections 279.15
37 through 279.18.

38 5. 9. A teacher shortage loan forgiveness
39 repayment fund is created in the state treasury for
40 deposit of moneys appropriated to or received by the
41 commission for use under the program. Notwithstanding
42 section 8.33, moneys deposited in the fund shall not
43 revert to any fund of the state at the end of any

44 fiscal year but shall remain in the loan forgiveness
 45 repayment fund and be continuously available for loan
 46 forgiveness under the program. Notwithstanding section
 47 12C.7, subsection 2, interest or earnings on moneys
 48 deposited in the fund shall be credited to the fund.
 49 ~~6- 10.~~ The commission shall submit in a report to
 50 the general assembly by January 1, annually, the number

Page 3

1 of individuals who received loan forgiveness pursuant
 2 to this section, which ~~shortage~~ high-demand areas the
 3 teachers taught in, the amount paid to each program
 4 participant, and other information identified by the
 5 commission as indicators of outcomes from the program.
 6 ~~7- 11.~~ The commission shall adopt rules pursuant
 7 to chapter 17A to administer this section.>
 8 3. Page 6, by striking lines 19 and 20 and
 9 inserting <aid commission for deposit in the teacher
 10 shortage loan forgiveness repayment fund created by
 11 section 261.112, subsection 9.>
 12 4. Page 7, by striking lines 10 and 11 and
 13 inserting <aid commission for deposit in the teacher
 14 shortage loan forgiveness repayment fund created by
 15 section 261.112, subsection 9.>
 16 5. Page 7, by striking lines 19 through 32.
 17 6. By renumbering as necessary.

WINCKLER of Scott

H-1030

1 Amend House File 215 as follows:
 2 1. Page 12, by striking lines 23 and 24 and
 3 inserting:
 4 <(18) The Iowa state education association.>
 5 2. Page 20, line 13, by striking <a certified
 6 employee> and inserting <the largest statewide>
 7 3. By renumbering as necessary.

HANSON of Jefferson

H-1031

1 Amend House File 215 as follows:
 2 1. Page 26, line 16, by striking <1, 7,> and
 3 inserting <1>
 4 2. By striking page 26, line 32, through page 27,
 5 line 4.
 6 3. By renumbering as necessary.

WINCKLER of Scott

H-1032

1 Amend House File 215 as follows:

2 1. Page 13, after line 23 by inserting:

3 <Sec. ____ IOWA COMMON CORE STANDARDS
4 IMPLEMENTATION PLAN – WORKGROUP. The department
5 of education and the area education agencies shall
6 collaborate to establish an Iowa common core standards
7 implementation plan workgroup to develop the scope and
8 sequence of the implementation of the Iowa core for
9 English language arts and mathematics. The workgroup
10 shall submit its findings and recommendations to the
11 state board of education, the governor, and the general
12 assembly by January 15, 2014.

13 Sec. ____ EFFECTIVE UPON ENACTMENT. The following
14 provision or provisions of this division of this Act,
15 being deemed of immediate importance, take effect upon
16 enactment:

17 1. The section of this Act providing for the
18 establishment of the Iowa common core standards
19 implementation plan workgroup.>

20 2. By renumbering as necessary.

WINCKLER of Scott

H-1033

1 Amend House File 215 as follows:

2 1. Page 1, by striking lines 2 through 33 and
3 inserting:

4 <IOWA LEARNING ONLINE INITIATIVE — APPROPRIATIONS

5 Section 1. Section 256.7, subsection 32, paragraph
6 a, Code 2013, is amended to read as follows:

7 a. Adopt rules for online learning in accordance
8 with sections 256.41, ~~256.42~~, and 256.43, and criteria
9 for waivers granted pursuant to section ~~256.42~~ 273.28.

10 Sec. ____ NEW SECTION. 273.28 Iowa learning online
11 initiative.

12 1. An Iowa learning online initiative is
13 established to be administered by the area education
14 agencies to partner with school districts and
15 accredited nonpublic schools to provide distance
16 education to high school students statewide. The area
17 education agencies shall utilize a variety of content
18 repositories, including those maintained by the public
19 broadcasting division, in administering the initiative.

20 2. The initiative shall include an online learning
21 program model designed to prepare teachers to meet the
22 needs of students in an online learning environment,
23 including but not limited to building community
24 interaction and support, developing strategies for
25 working with virtual students, and assessing virtual

26 students.

27 3. Coursework offered under the initiative
28 shall be taught by a teacher licensed
29 under chapter 272 who has completed an
30 online-learning-for-Iowa-educators-professional-
31 development project offered by area education agencies,
32 a teacher preservice program, or comparable coursework.

33 4. Each participating school district and
34 accredited nonpublic school shall submit its online
35 curricula to its area education agency for review.
36 Each participating school district and accredited
37 nonpublic school shall include in its comprehensive
38 school improvement plan submitted pursuant to section
39 256.7, subsection 21, a list and description of the
40 online coursework offered by the district.

41 5. Under the initiative, students must be enrolled
42 in a participating school district or accredited
43 nonpublic school, which is responsible for recording
44 grades received for initiative coursework in a
45 student's permanent record, awarding high school credit
46 for initiative coursework, and issuing high school
47 diplomas to students enrolled in the district or school
48 who participate and complete coursework under the
49 initiative. Each participating school shall identify a
50 site coordinator to serve as a student advocate and as

Page 2

1 a liaison between the initiative staff and teachers and
2 the school district or accredited nonpublic school.

3 6. Coursework offered under the initiative shall
4 be rigorous and high quality, and the area education
5 agencies shall annually evaluate the quality of the
6 courses, ensure that coursework is aligned with the
7 state's core curriculum and core content requirements
8 and standards, as well as national standards of
9 quality for online courses issued by an internationally
10 recognized association for kindergarten through grade
11 twelve online learning.

12 7. The department may waive for one year the
13 provisions of section 256.11, subsection 5, which
14 require that specified subjects be offered and taught
15 by professional staff of a school district or school,
16 if the school district or school makes every reasonable
17 and good faith effort to employ a teacher licensed
18 under chapter 272 for such a subject, and the school
19 district or school proves to the satisfaction of the
20 department that the school district or school is unable
21 to employ such a teacher. The specified subject shall
22 be provided by the initiative.

23 8. There is appropriated from the general fund of
24 the state to the department, for the following fiscal

25 years, the following amounts, to be transferred to the
 26 area education agencies to be used for administering
 27 this section:

28 a. For the fiscal year beginning July 1, 2013,
 29 and ending June 30, 2014, the sum of one million five
 30 hundred thousand dollars.

31 b. For the fiscal year beginning July 1, 2014,
 32 and ending June 30, 2015, the sum of one million five
 33 hundred thousand dollars.

34 c. For the fiscal year beginning July 1, 2015,
 35 and ending June 30, 2016, the sum of one million five
 36 hundred thousand dollars.

37 Sec. 2. REPEAL. Section 256.42, Code 2013, is
 38 repealed.>

39 2. By renumbering as necessary.

MASCHER of Johnson

H-1034

1 Amend House File 215 as follows:

2 1. Page 48, after line 20 by inserting:

3 <DIVISION ____
 4 SPECIFIC CRITERIA FOR TEACHER PREPARATION

5 Sec. ____ Section 256.16, subsection 1, paragraph
 6 a, subparagraph (2), Code 2013, is amended to read as
 7 follows:

8 (2) Administer, ~~prior to a student's completion of~~
 9 ~~the practitioner preparation program and subject to~~
 10 ~~the director's approval,~~ subject assessments designed
 11 by a nationally recognized testing service that
 12 measure pedagogy and knowledge of at least one subject
 13 area; or, a valid and reliable ~~subject-area specific~~
 14 discipline-specific, performance-based assessment for
 15 preservice teacher candidates, centered on student
 16 learning. A The student may select either the subject
 17 assessments or the performance-based assessment,
 18 but shall not successfully complete graduate from
 19 the program unless the student achieves scores
 20 above the twenty-fifth percentile nationally on the
 21 successfully passes either of the assessments, subject
 22 or performance-based, administered pursuant to this
 23 subparagraph.

24 Sec. ____ Section 256.16, subsection 1, Code 2013,
 25 is amended by adding the following new paragraph:
 26 NEW PARAGRAPH. d. Work with the board of
 27 educational examiners to develop valid and reliable
 28 pathways to licensure by subject area which a student
 29 enrolled in the program may elect to pursue.

30 Sec. ____ Section 256.16, Code 2013, is amended by
 31 adding the following new subsection:

32 NEW SUBSECTION. 3. a. A council on pathways

33 to licensure is established, administratively
34 attached to the board of educational examiners, to
35 identify appropriate levels of proficiency in each
36 licensure pathway developed pursuant to subsection 1,
37 paragraph "d" and to periodically review the levels of
38 proficiency in each licensure pathway. The council
39 shall consist of the director of the department
40 of education, or the director's designee, and the
41 remaining members shall be appointed by the executive
42 director of the board of educational examiners as
43 follows:

44 (1) Three members who shall represent accredited
45 private institutions offering practitioner preparation
46 programs approved pursuant to section 256.7, subsection
47 3.

48 (2) Three members who shall represent institutions
49 of higher learning governed by the state board of
50 regents offering practitioner preparation programs

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1 approved pursuant to section 256.7, subsection 3.
2 b. Members appointed pursuant to paragraph "a",
3 subparagraphs (1) and (2) shall serve staggered
4 four-year terms. A vacancy shall be filled in the same
5 manner as the original appointment and shall be for the
6 remainder of the unexpired term of the vacancy. The
7 council shall elect a chairperson and vice chairperson.
8 The council shall meet regularly as determined by
9 the council, upon the call of the chairperson, or
10 upon the call of a majority of the members. Members
11 shall be reimbursed for actual and necessary expenses
12 incurred in performance of their duties. The board of
13 educational examiners shall provide staff assistance
14 and administrative support to the council.

15 c. The council shall assist the board of
16 educational examiners and the state board in resolving
17 issues which are directly related to pathways to
18 licensure and practitioner preparation programs. The
19 council shall formulate recommendations on any issue
20 referred to it by the board of educational examiners or
21 the state board and shall submit its recommendations
22 to both boards within any specified time periods. The
23 council shall submit an annual report with its findings
24 and recommendations, including any recommendations for
25 changes in law or policy, to the board of educational
26 examiners, the state board, the governor, and the
27 general assembly by January 15.

28 Sec. ____ COUNCIL ON PATHWAYS TO LICENSURE —
29 INITIAL RECOMMENDATIONS — INITIAL MEMBERSHIP TERMS.

30 1. Notwithstanding section 256.16, subsection 3,
31 paragraph "c", the council on pathways to licensure

32 shall submit an initial report, including its findings
 33 and recommendations for changes in law or policy, by
 34 November 15, 2013, to the state board of education,
 35 the board of educational examiners, the governor, and
 36 general assembly, and shall submit its first annual
 37 report to the state board of education, the board
 38 of educational examiners, the governor, and general
 39 assembly by January 15, 2015.

40 2. Initial appointments to the council on pathways
 41 to licensure made pursuant to section 256.16,
 42 subsection 3, paragraph "a", subparagraphs (1) and (2)
 43 shall be for terms as follows: Two members shall be
 44 appointed for two-year terms, two members shall be
 45 appointed for three-year terms, and two members shall
 46 be appointed for four-year terms.>

47 2. By renumbering as necessary.

WINCKLER of Scott

H-1035

1 Amend House File 215 as follows:

2 1. By striking page 13, line 24, through page 21,
 3 line 26.

4 2. By renumbering as necessary.

MASCHER of Johnson

H-1036

1 Amend House File 215 as follows:

2 1. Page 29, by striking lines 27 through 28 and
 3 inserting: <educational programs and assess student
 4 learning, or to engage in peer review pursuant to
 5 section 284.8, subsection 1. ~~The~~>

6 2. By striking page 30, line 28, through page 31,
 7 line 11, and inserting <parents, students, and other
 8 teachers. The first and second year of review shall be
 9 conducted by a peer group of teachers. The peer group
 10 shall review all of the peer group members. Peer group
 11 reviews shall be formative and shall be conducted on
 12 an informal, collaborative basis that is focused on
 13 assisting each peer group member in achieving the goals
 14 of the teacher's individual professional development
 15 plan. Peer group reviews shall not be the basis for
 16 recommending that a teacher participate in an intensive
 17 assistance program, and shall not be used to determine
 18 the compensation, promotion, layoff, or termination
 19 of a teacher, or any other determination affecting a
 20 teacher's employment status. However, as a result of a
 21 peer group review, a teacher may elect to participate
 22 in an intensive assistance program. Members of the

23 peer group shall be reviewed every third year by
 24 at least one evaluator certified in accordance with
 25 section 284.10.>
 26 3. By renumbering as necessary.

MASCHER of Johnson

H-1037

1 Amend House File 215 as follows:
 2 1. By striking page 45, line 16, through page 46,
 3 line 16.
 4 2. By renumbering as necessary.

MASCHER of Johnson

H-1038

1 Amend House File 215 as follows:
 2 1. Page 48, after line 20 by inserting:
 3 <DIVISION ____
 4 FOREIGN LANGUAGE REQUIREMENT
 5 Sec. ____ Section 256.11, subsection 3, Code 2013,
 6 is amended to read as follows:
 7 3. The following areas shall be taught in grades
 8 one through six: English-language arts, social
 9 studies, mathematics, science, health, age-appropriate
 10 and research-based human growth and development,
 11 physical education, traffic safety, music, and
 12 visual art. The health curriculum shall include the
 13 characteristics of communicable diseases including
 14 acquired immune deficiency syndrome. At least one
 15 foreign language shall be taught in grades one through
 16 six in school districts. The state board as part
 17 of accreditation standards shall adopt curriculum
 18 definitions for implementing the elementary program.
 19 Sec. ____ FOREIGN LANGUAGE FOR ELEMENTARY STUDENTS
 20 — SCHOOL DISTRICT PLAN. The board of directors of
 21 each school district shall develop and implement a plan
 22 to teach at least one foreign language in grades one
 23 through six by the school year beginning July 1, 2015.
 24 Sec. ____ STATE MANDATE FUNDING SPECIFIED. In
 25 accordance with section 25B.2, subsection 3, the state
 26 cost of requiring compliance with any state mandate
 27 included in this division of this Act shall be paid
 28 by a school district from state school foundation
 29 aid received by the school district under section
 30 257.16. This specification of the payment of the
 31 state cost shall be deemed to meet all of the state
 32 funding-related requirements of section 25B.2,
 33 subsection 3, and no additional state funding shall be
 34 necessary for the full implementation of this division

35 of this Act by and enforcement of this division of this
 36 Act against all affected school districts.

37 Sec. ____ EFFECTIVE DATE. The following provision
 38 or provisions of this division of this Act take effect
 39 July 1, 2015:

40 1. The section of this Act amending section 256.11,
 41 subsection 3.>

42 2. By renumbering as necessary.

ABDUL-SAMAD of Polk

H-1039

1 Amend House File 215 as follows:

2 1. Page 48, after line 20 by inserting:

3 <DIVISION ____

4 STATEWIDE PRESCHOOL PROGRAM FOR FOUR-YEAR-OLD CHILDREN

5 — PARTICIPATION AND EXPANSION

6 Sec. ____ Section 256C.5, subsection 2, Code 2013,
 7 is amended to read as follows:

8 2. Preschool foundation aid district amount.

9 a. For the initial school year for which a school
 10 district approved to participate in the preschool
 11 program receives that approval and implements the
 12 preschool program, the funding for the preschool
 13 foundation aid payable to that school district shall
 14 be paid from the appropriation made for that school
 15 year in section ~~256C.6, Code 2011~~ 256C.7, or in another
 16 appropriation made for purposes of this chapter. For
 17 that school year, the preschool foundation aid payable
 18 to the school district is the product of the regular
 19 program state cost per pupil for the school year
 20 multiplied by sixty percent of the school district's
 21 eligible student enrollment on the date in the school
 22 year determined by rule.

23 b. For budget years subsequent to the initial
 24 school year for which a school district approved
 25 to participate in the preschool program receives
 26 that initial approval and implements the preschool
 27 program, the funding for the preschool foundation aid
 28 payable to that school district shall be paid from the
 29 appropriation made in section 257.16. Continuation
 30 of a school district's participation in the preschool
 31 program for a second or subsequent budget year is
 32 subject to the approval of the department based upon
 33 the school district's compliance with accountability
 34 provisions and the department's on-site review of the
 35 school district's implementation of the preschool
 36 program.

37 c. (1) For the initial school year for which a
 38 school district previously approved to participate in
 39 the preschool program receives expansion funding, the

40 funding for the expansion funding preschool foundation
41 aid payable to that school district shall be paid
42 from the appropriation made for that school year in
43 section 256C.7, or in another appropriation made for
44 purposes of this chapter. For that school year, the
45 expansion funding preschool foundation aid payable
46 to the school district is the product of the regular
47 program state cost per pupil for the school year
48 multiplied by fifty percent of the school district's
49 enrollment of additional eligible students for whom the
50 school district applied and who were approved by the

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1 department in accordance with section 256C.7 in the
2 district's approved local program on the date in the
3 school year determined by rule.

4 (2) For budget years subsequent to the initial
5 school year for which a school district approved to
6 participate in the preschool program receives expansion
7 funding, the funding for the preschool foundation aid
8 payable for the number of eligible students initially
9 paid for by the expansion funding provided to that
10 school district shall be paid from the appropriation
11 made in section 257.16.

12 Sec. __. NEW SECTION. 256C.7 Phase-in and
13 expansion — appropriations.

14 1. Phase-in. For the initial fiscal year in
15 which a school district participates in the preschool
16 program pursuant to an appropriation provided in
17 subsection 3, the department shall apply a modified
18 set of the requirements of the provisions of this
19 chapter relating to preschool program implementation,
20 preschool enrollment reporting, and distribution of
21 funding as necessary to begin the distribution in that
22 fiscal year and additional program implementation in
23 the next fiscal year. For each month after September
24 1, in the initial fiscal year that a school district
25 approved to participate in the preschool program
26 begins programming, the department shall reduce the
27 preschool foundation aid payable to the school district
28 by one-tenth of the amount that would otherwise have
29 been payable to the school district for the full school
30 year.

31 2. Expansion funding. If the anticipated
32 enrollment count of the eligible students enrolled in
33 the approved local program implemented by a school
34 district exceeds the enrollment count used to calculate
35 the preschool budget enrollment for the district's
36 approved local program for that budget year, the school
37 district may apply to the department for approval of
38 expansion funding to cover the additional enrollment.

39 If the actual additional enrollment is less than
40 anticipated, the preschool foundation aid payable to
41 the school district in the subsequent budget year shall
42 be offset by the excess amount. The expansion funding
43 shall be paid from the appropriation made in subsection
44 3.

45 3. Appropriations. There is appropriated from
46 the general fund of the state to the department of
47 education for the designated fiscal years the following
48 amounts, or so much thereof as is necessary, to be used
49 for the initial year and expansion funding preschool
50 foundation aid payments to school districts approved

Page 3

1 to participate in the preschool program and for
2 administrative costs:

3 a. For the fiscal year beginning July 1, 2013,
4 and ending June 30, 2014, twelve million five hundred
5 thousand dollars.

6 b. For the fiscal year beginning July 1, 2014,
7 and ending June 30, 2015, twelve million five hundred
8 thousand dollars.

9 c. For the fiscal year beginning July 1, 2015,
10 and ending June 30, 2016, twelve million five hundred
11 thousand dollars.

12 d. For the fiscal year beginning July 1, 2016,
13 and ending June 30, 2017, twelve million five hundred
14 thousand dollars.

15 4. Insufficient funding. For the fiscal years in
16 the fiscal period beginning July 1, 2013, and ending
17 June 30, 2017, if the number of requests from school
18 districts for initial participation in the preschool
19 program and for expansion funding exceeds the funding
20 made available for the preschool program under this
21 section, the department shall utilize all of the
22 following selection criteria in selecting the school
23 districts that will be approved to participate in the
24 preschool program:

25 a. Priority shall be given to school districts that
26 do not have existing preschool programming within the
27 school district boundaries ahead of applications for
28 expansion funding.

29 b. Priority shall be given to school districts that
30 have a high percentage of children in poverty and such
31 children shall receive first priority for the programs.

32 c. Consideration shall be given to the size
33 of school districts in large, medium, and small
34 categories in order for there to be equitable statewide
35 distribution of preschool program services.

36 d. Consideration shall be given to school districts
37 with established, high-quality, community partnerships

38 for the delivery of preschool programming that are
 39 seeking to expand access.
 40 5. Repeal. This section is repealed July 1, 2017.>
 41 2. By renumbering as necessary.

STECKMAN of Cerro Gordo
 STAED of Linn

H-1040

1 Amend House File 215 as follows:
 2 1. Page 14, line 6, after <agency.> by inserting
 3 <The evaluation requirements for teachers and
 4 administrators shall also include but not be limited
 5 to a plan for the implementation of professional
 6 development for teachers and administrators.>
 7 2. Page 19, line 20, after <administrators.> by
 8 inserting <The council shall also develop a statewide
 9 survey to be distributed to and completed by school
 10 districts, area education agencies, regents educational
 11 institutions, libraries, administrators, teachers, and
 12 parents to assist in evaluating the effectiveness of
 13 the department of education and the director of the
 14 department of education relating to but not limited to
 15 the following criteria: communication, implementation
 16 of new model core teaching standards, and maintaining a
 17 high standard for clear and transparent rules for all
 18 areas under the direction of the department and the
 19 director.>

WOOD of Scott

H-1041

1 Amend House File 215 as follows:
 2 1. Page 47, after line 11 by inserting:
 3 <DIVISION ____
 4 STAFFING RATIOS FOR GUIDANCE COUNSELORS, LIBRARIANS,
 5 AND NURSES
 6 Sec. ____ Section 256.11A, Code 2013, is amended by
 7 striking the section and inserting in lieu thereof the
 8 following:
 9 256.11A Staffing ratios for guidance counselors,
 10 librarians, and nurses.
 11 The department, in collaboration with area education
 12 agencies, the board of educational examiners, and
 13 approved practitioner preparation programs, and
 14 other appropriate stakeholders, shall require school
 15 districts, notwithstanding section 256.11, subsections
 16 9, 9A, and 9B, to implement the recommendations of
 17 nationally recognized experts and organizations for
 18 student-to-school-counselor ratios, student-to-school

19 nurse ratios, and student-to-school librarian ratios.
20 School districts may apply to the department for
21 reimbursement for the additional costs of implementing
22 the recommendations in accordance with this section.
23 The expenses of implementing the recommendations
24 pursuant to this section shall be paid from the funds
25 appropriated annually to the department.>
26 2. By renumbering as necessary.

MASCHER of Johnson

H-1042

1 Amend House File 215 as follows:
2 1. Page 39, line 12, by striking <site-based review
3 council> and inserting <teacher advisory committee>
4 2. Page 39, line 13, by striking <3> and inserting
5 <4>
6 3. Page 39, line 29, by striking <site-based review
7 council> and inserting <teacher advisory committee>
8 4. Page 40, lines 16 and 17, by striking
9 <site-based review council> and inserting <teacher
10 advisory committee>
11 5. Page 40, line 18, by striking <council> and
12 inserting <committee>
13 6. Page 41, by striking lines 16 through 35, and
14 inserting:
15 <4. a. Each school district attendance center
16 shall convene a teacher advisory committee composed
17 of an odd number of teachers who shall be appointed
18 by a majority vote of the teaching staff employed by
19 the school district to work at the attendance center
20 full-time. The committee shall review each application
21 submitted to the committee by a classroom teacher who
22 wishes to become a model, mentor, or lead teacher.
23 Applications selected by a simple majority vote of the
24 committee members shall be submitted by the committee
25 to the administrators of the attendance center.
26 Applicants shall be reviewed by the administrators
27 of the attendance center who shall, by a simple
28 majority final vote, determine whether to approve the
29 application. Any applicant who receives at least two
30 final votes is eligible for appointment as a model,
31 mentor, or lead teacher. If multiple applicants are
32 determined to be eligible, the eligible applicants
33 shall be interviewed by a team consisting of a member
34 of the teacher advisory committee; an administrator who
35 previously reviewed the application and voted on the
36 application; and the attendance center's principal,
37 who shall consider the advice of the teacher on the
38 interview team.>

39 7. Page 42, line 1, by striking <c.> and inserting
40 b.>

MASCHER of Johnson

H-1043

1 Amend House File 215 as follows:

2 1. Page 8, lines 19 and 20, by striking <prior to
3 advancement to the next grade> and inserting <at the
4 conclusion of the academic year>

5 2. Page 14, line 4, by striking <three levels> and
6 inserting <four tiers>

7 3. Page 15, by striking lines 21 through 23 and
8 inserting <for changes in policy or statute. If
9 implementation of the Iowa teaching standards developed
10 pursuant to subparagraph (1) require a change in
11 policy or statute, the change shall not be made without
12 statutory approval.>

13 4. Page 18, by striking lines 14 and 15 and
14 inserting <standards specified in section 284.3,
15 subsection 1, paragraphs "a" through "h", the criteria
16 for the Iowa teaching standards>

17 5. Page 20, by striking line 3 and inserting:
18 <f. A means to differentiate teacher performance
19 into four tiers.>

20 6. Page 25, line 11, by striking <or>

21 7. Page 25, line 12, after <classroom> by inserting
22 <; for coverage of a classroom when an initial or
23 career teacher is observing or co-teaching with a
24 mentor, model, or lead teacher; for professional
25 development time to learn best practices associated
26 with the career pathways leadership process; for time
27 beyond the contract for additional instructional or
28 professional development days; and for other costs
29 associated with an alternative teacher leadership
30 proposal submitted by a district and approved by the
31 department of education with the goals of improving
32 instruction and elevating the quality of teaching and
33 student learning>

34 8. Page 39, line 13, by striking <3> and inserting
35 <4>

36 9. Page 43, after line 5 by inserting:

37 <__. A school district that meets the requirements
38 of section 284.7 is exempt from the provisions of
39 subsections 1 through 5 until July 1, 2016, or until
40 the school district receives approval to implement
41 the framework or comparable system in accordance with
42 subsection 7.>

43 10. Page 45, by striking line 22 and inserting <at
44 an overall school performance grade and report card
45 for each attendance center. This information must be

46 posted on the department of education's internet site
47 with information for each attendance center listed
48 separately.>

49 11. Page 45, line 31, by striking <classify> and
50 inserting <grade>

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1 12. Page 45, by striking lines 32 through 34 and
2 inserting <into six different performance categories:
3 exceptional, A+; high performing, A; commendable, B;
4 acceptable, C; needs improvement, D; and priority, D-.

5 The categories may be used to define support>

6 13. By renumbering as necessary.

JORGENSEN of Woodbury

H-1044

1 Amend House File 215 as follows:

2 1. By striking page 6, line 2, through page 7, line
3 18.

4 2. Page 13, by striking lines 15 through 23.

5 3. Page 21, by striking lines 11 through 26.

6 4. Page 46, after line 16 by inserting:

7 <Sec. ____ SUPPLEMENTAL ASSISTANCE FOR HIGH-NEED

8 SCHOOLS. There is appropriated from the general fund

9 of the state to the department of education for the

10 following fiscal years, the following amounts, or

11 so much thereof as is necessary, to be used for the

12 purposes designated:

13 For purposes of implementing the supplemental
14 assistance for high-need schools provisions of section
15 284.11:

16 FY 2013-2014

17 \$ 3,700,000

18 FY 2014-2015

19 \$ 6,500,000

20 Moneys received by a school district pursuant to
21 this subsection shall supplement, not supplant, moneys
22 allocated pursuant to section 284.13, subsection 1,
23 paragraph "00e".>

24 5. By renumbering as necessary.

KAJTZOVIC of Black Hawk

H-1045

1 Amend House File 215 as follows:

2 1. Page 48, after line 20 by inserting:

3 <DIVISION ____

4 SPECIFIC CRITERIA FOR TEACHER PREPARATION

5 Sec. ____ Section 256.16, subsection 1, paragraph
6 a, subparagraph (2), Code 2013, is amended to read as
7 follows:

8 (2) Administer, ~~prior to a student's completion of~~
9 ~~the practitioner preparation program and subject to~~
10 ~~the director's approval~~, subject assessments designed
11 by a nationally recognized testing service that
12 measure pedagogy and knowledge of at least one subject
13 area; or, a valid and reliable ~~subject-area specific~~
14 discipline-specific, performance-based assessment for
15 preservice teacher candidates, centered on student
16 learning. ~~A The student shall not successfully~~
17 ~~complete the program unless the student achieves scores~~
18 ~~above the twenty-fifth percentile nationally on the~~
19 ~~assessments administered pursuant to this subparagraph~~
20 may select either the subject assessments or the
21 performance-based assessment.

22 Sec. ____ Section 256.16, subsection 1, Code 2013,
23 is amended by adding the following new paragraph:
24 NEW PARAGRAPH. d. Work with the board of
25 educational examiners to develop valid and reliable
26 pathways to licensure by subject area which a student
27 enrolled in the program may elect to pursue.

28 Sec. ____ Section 256.16, Code 2013, is amended by
29 adding the following new subsection:

30 NEW SUBSECTION. 3. a. A council on pathways
31 to licensure is established, administratively
32 attached to the board of educational examiners, to
33 identify appropriate levels of proficiency in each
34 licensure pathway developed pursuant to subsection 1,
35 paragraph "d" and to periodically review the levels of
36 proficiency in each licensure pathway. The council
37 shall consist of the director of the department
38 of education, or the director's designee, and the
39 remaining members shall be appointed by the executive
40 director of the board of educational examiners as
41 follows:

42 (1) Three members who shall represent accredited
43 private institutions offering practitioner preparation
44 programs approved pursuant to section 256.7, subsection
45 3.

46 (2) Three members who shall represent institutions
47 of higher learning governed by the state board of
48 regents offering practitioner preparation programs
49 approved pursuant to section 256.7, subsection 3.

50 b. Members appointed pursuant to paragraph "a",

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1 subparagraphs (1) and (2) shall serve staggered
2 four-year terms. A vacancy shall be filled in the same
3 manner as the original appointment and shall be for the

4 remainder of the unexpired term of the vacancy. The
 5 council shall elect a chairperson and vice chairperson.
 6 The council shall meet regularly as determined by
 7 the council, upon the call of the chairperson, or
 8 upon the call of a majority of the members. Members
 9 shall be reimbursed for actual and necessary expenses
 10 incurred in performance of their duties. The board of
 11 educational examiners shall provide staff assistance
 12 and administrative support to the council.

13 c. The council shall assist the board of
 14 educational examiners and the state board in resolving
 15 issues which are directly related to pathways to
 16 licensure and practitioner preparation programs. The
 17 council shall formulate recommendations on any issue
 18 referred to it by the board of educational examiners or
 19 the state board and shall submit its recommendations
 20 to both boards within any specified time periods. The
 21 council shall submit an annual report with its findings
 22 and recommendations, including any recommendations for
 23 changes in law or policy, to the board of educational
 24 examiners, the state board, the governor, and the
 25 general assembly by January 15.

26 Sec. ____ COUNCIL ON PATHWAYS TO LICENSURE —
 27 INITIAL RECOMMENDATIONS — INITIAL MEMBERSHIP TERMS.

28 1. Notwithstanding section 256.16, subsection 3,
 29 paragraph "c", the council on pathways to licensure
 30 shall submit an initial report, including its findings
 31 and recommendations for changes in law or policy, by
 32 November 15, 2013, to the state board of education,
 33 the board of educational examiners, the governor, and
 34 general assembly, and shall submit its first annual
 35 report to the state board of education, the board
 36 of educational examiners, the governor, and general
 37 assembly by January 15, 2015.

38 2. Initial appointments to the council on pathways
 39 to licensure made pursuant to section 256.16,
 40 subsection 3, paragraph "a", subparagraphs (1) and (2)
 41 shall be for terms as follows: Two members shall be
 42 appointed for two-year terms, two members shall be
 43 appointed for three-year terms, and two members shall
 44 be appointed for four-year terms.>

45 2. By renumbering as necessary.

WINCKLER of Scott

H-1046

1 Amend House File 209 as follows:

2 1. Page 1, by striking lines 10 through 16 and
 3 inserting <the complaint shall be dismissed. The
 4 Not more than five days following the dismissal
 5 determination, the complainant and the subject of the

6 complaint shall be sent by certified mail a copy of
 7 the complaint and a notice of dismissal stating the
 8 reason or reasons for the dismissal. ~~If a copy of the~~
 9 ~~complaint was sent to the subject of the complaint,~~
 10 ~~a copy of the notice shall be sent to the subject of~~
 11 ~~the complaint.~~ Not more than five days following the
 12 dismissal determination, a copy of the complaint and
 13 the notice of dismissal shall also be sent to every
 14 board member by ordinary or electronic mail. If the
 15 board chairperson determines>
 16 2. Page 1, line 26, after <investigation.> by
 17 inserting <The notice of dismissal shall include
 18 a statement regarding the filing period for
 19 reconsideration of legal sufficiency of the complaint.>

STECKMAN of Cerro Gordo

H-1047

1 Amend the amendment, H-1014, to House File 215, as
 2 follows:
 3 1. Page 2, line 8, by striking <two> and inserting
 4 <four>
 5 2. Page 2, line 10, by striking <two> and inserting
 6 <four>
 7 3. Page 2, line 25, by striking <two> and inserting
 8 <four>
 9 4. Page 2, line 27, by striking <two> and inserting
 10 <four>

STECKMAN of Cerro Gordo

H-1048

1 Amend the amendment, H-1014, to House File 215 as
 2 follows:
 3 1. Page 1, after line 4 by inserting:
 4 <Sec. ____ Section 8.57E, subsection 2, Code 2013,
 5 is amended to read as follows:
 6 2. Moneys in the taxpayers trust fund shall only be
 7 used pursuant to appropriations or transfers made by
 8 the general assembly for tax relief.>
 9 2. Page 3, after line 3 by inserting:
 10 <Sec. ____ Section 257.16A, Code 2013, is amended
 11 by adding the following new subsection:
 12 NEW SUBSECTION. 1A. For each fiscal year beginning
 13 on or after July 1, 2013, and after the transfer
 14 in section 257.16B, there is transferred from the
 15 taxpayers trust fund created in section 8.57E to the
 16 fund an amount necessary to lower all school district
 17 adjusted additional property tax levy rates to the
 18 statewide maximum adjusted additional property tax

19 levy rate pursuant to section 257.15, subsection 4,
20 after taking into account amounts allocated pursuant to
21 section 257.15, subsection 4, and amounts deposited in
22 the fund under section 423F.2, subsection 3.>

23 3. Page 3, by striking lines 6 through 36 and
24 inserting:

25 <1. a. A school district property tax replacement
26 fund is created in the state treasury under the
27 authority of the department of education. For each
28 fiscal year beginning on or after July 1, 2013, there
29 is transferred from the taxpayers trust fund created in
30 section 8.57E to the fund an amount necessary to make
31 all school district property tax replacement payments
32 under this section.

33 b. There is appropriated annually all moneys in
34 the fund to the department of education for purposes
35 of providing replacement payments to school districts
36 pursuant to this section.

37 2. For each budget year beginning on or after July
38 1, 2013, the amount of money in the school district
39 property tax replacement fund shall be used to provide
40 school district replacement payments to each school
41 district in the state as calculated in subsection 3,
42 paragraph "c", and subsection 4, if applicable.

43 3. For each budget year beginning on or after July
44 1, 2013, the department of management shall calculate
45 for each school district all of the following:

46 a. The state cost per pupil for the budget year
47 beginning July 1, 2012, multiplied by one hundred
48 percent less the regular program foundation base per
49 pupil percentage pursuant to section 257.1.

50 b. The state cost per pupil for the budget year

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1 beginning July 1, 2013, multiplied by one hundred
2 percent less the regular program foundation base per
3 pupil percentage pursuant to section 257.1.

4 c. The amount of each school district's property
5 tax replacement payment. Each school district's
6 property tax replacement payment equals the school
7 district's weighted enrollment for the budget year
8 multiplied by the remainder of the amount calculated
9 for the school district under paragraph "b" minus
10 the amount calculated for the school district under
11 paragraph "a".

12 4. If an amount appropriated for a fiscal year is
13 insufficient to pay all school district replacement
14 payments for the budget year, the director of the
15 department of management shall prorate the amount of
16 each school district's property tax replacement payment
17 and notify the director of the department of education

18 of such prorated amounts.

19 5. School district replacement payments under this
20 section shall be paid by the department of education at
21 the same time and in the same manner as foundation aid
22 is paid and may be included in the monthly payment of
23 state aid under section 257.16, subsection 2.

24 6. Notwithstanding section 12C.7, subsection 2,
25 interest or earnings on moneys deposited in the fund
26 shall be credited to the fund. Moneys in the fund are
27 not subject to the provisions of section 8.33 and shall
28 not be transferred, used, obligated, appropriated,
29 or otherwise encumbered except as provided in this
30 section.>

31 4. Page 18, after line 23 by inserting:

32 <___. Title page, line 6, after <appropriations> by
33 inserting <and transfers>>

34 5. By renumbering as necessary.

WOOD of Scott
HALL of Woodbury

H-1049

1 Amend the amendment, H-1016, to House File 215, as
2 follows:

3 1. By striking page 1, line 48, through page 4,
4 line 47.

5 2. By renumbering as necessary.

DOLECHECK of Ringgold

H-1050

1 Amend the amendment, H-1033, to House File 215 as
2 follows:

3 1. Page 2, after line 38 by inserting:

4 <___. By striking page 13, line 24, through page
5 21, line 26.

6 ___. Page 29, by striking lines 27 through 28 and
7 inserting <educational programs and assess student
8 learning, or to engage in peer review pursuant to
9 section 284.8, subsection 1. ~~The~~>

10 ___. By striking page 30, line 28, through page 31,
11 line 11, and inserting <parents, students, and other
12 teachers. The first and second year of review shall be
13 conducted by a peer group of teachers. The peer group
14 shall review all of the peer group members. Peer group
15 reviews shall be formative and shall be conducted on
16 an informal, collaborative basis that is focused on
17 assisting each peer group member in achieving the goals
18 of the teacher's individual professional development
19 plan. Peer group reviews shall not be the basis for

20 recommending that a teacher participate in an intensive
21 assistance program, and shall not be used to determine
22 the compensation, promotion, layoff, or termination
23 of a teacher, or any other determination affecting a
24 teacher's employment status. However, as a result of a
25 peer group review, a teacher may elect to participate
26 in an intensive assistance program. Members of the
27 peer group shall be reviewed every third year by
28 at least one evaluator certified in accordance with
29 section 284.10.>

30 _____. Page 39, line 12, by striking <site-based
31 review council> and inserting <teacher advisory
32 committee>

33 _____. Page 39, line 13, by striking <3> and
34 inserting <4>

35 _____. Page 39, line 29, by striking <site-based
36 review council> and inserting <teacher advisory
37 committee>

38 _____. Page 40, lines 16 and 17, by striking
39 <site-based review council> and inserting <teacher
40 advisory committee>

41 _____. Page 40, line 18, by striking <council> and
42 inserting <committee>

43 _____. Page 41, by striking lines 16 through 35, and
44 inserting:

45 <4. a. Each school district attendance center
46 shall convene a teacher advisory committee composed
47 of an odd number of teachers who shall be appointed
48 by a majority vote of the teaching staff employed by
49 the school district to work at the attendance center
50 full-time. The committee shall review each application

Page 2

1 submitted to the committee by a classroom teacher who
2 wishes to become a model, mentor, or lead teacher.
3 Applications selected by a simple majority vote of the
4 committee members shall be submitted by the committee
5 to the administrators of the attendance center.
6 Applicants shall be reviewed by the administrators
7 of the attendance center who shall, by a simple
8 majority final vote, determine whether to approve the
9 application. Any applicant who receives at least two
10 final votes is eligible for appointment as a model,
11 mentor, or lead teacher. If multiple applicants are
12 determined to be eligible, the eligible applicants
13 shall be interviewed by a team consisting of a member
14 of the teacher advisory committee; an administrator who
15 previously reviewed the application and voted on the
16 application; and the attendance center's principal,
17 who shall consider the advice of the teacher on the
18 interview team.>

- 19 ____ Page 42, line 1, by striking <c.> and
 20 inserting <b.>
 21 ____ By striking page 45, line 16, through page 46,
 22 line 16.>
 23 2. By renumbering as necessary.

MASCHER of Johnson

H-1051

- 1 Amend the amendment, H-1043, to House File 215, as
 2 follows:
 3 1. Page 1, by striking lines 2 through 4 and
 4 inserting:
 5 ____ Page 8, by striking line 7 and inserting
 6 <employment in Iowa.
 7 (1) Annually, the department shall report>
 8 ____ Page 8, line 11, by striking <this paragraph>
 9 and inserting <~~this paragraph~~ the indicators>
 10 ____ Page 8, by striking lines 14 through 22
 11 and inserting <administered by the same assessment
 12 provider.
 13 (2) Notwithstanding subparagraph (1), for the
 14 school year beginning July 1, 2014, and each succeeding
 15 school year, the rules shall provide that all students
 16 enrolled in school districts in grades three through
 17 eleven shall, within forty-five days of the end of the
 18 school year, be administered an assessment that at a
 19 minimum assesses the indicators identified in this
 20 paragraph "b"; is aligned with the Iowa common core
 21 standards in both content and rigor; is developed by a
 22 consortium in which the state of Iowa is a participant;
 23 accurately describes student achievement and
 24 ____ Page 8, line 26, before <The> by inserting:
 25 <(3) The director shall establish a task force
 26 to review and assist with the final development
 27 and implementation of the assessment specified in
 28 subparagraph (2). The task force members shall include
 29 but not be limited to teachers, school administrators,
 30 business leaders, representatives of state agencies,
 31 and members of the general public. This subparagraph
 32 is repealed July 1, 2015.
 33 (4)>
 34 ____ Page 8, line 29, after <paragraph> by
 35 inserting <"b" >>
 36 2. Page 1, by striking lines 26 through 28 and
 37 inserting <with the career pathways leadership process;
 38 and for other costs>
 39 3. Page 1, line 39, by striking <until July 1,
 40 2016, or>
 41 4. Page 1, by striking lines 49 and 50 and
 42 inserting:

43 _____. Page 45, line 29, by striking <index> and
 44 inserting <grade>
 45 _____. Page 45, by striking line 31 and inserting
 46 <grade may also be used as one measure to rank and
 47 classify schools>>
 48 5. Page 2, after line 5 by inserting:
 49 <____. Page 46, line 7, by striking <index> and
 50 inserting <grade>>

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1 6. By renumbering as necessary.

JORGENSEN of Woodbury

H-1052

1 Amend the amendment, H-1043, to House File 215 as
 2 follows:
 3 1. Page 2, after line 5 by inserting:
 4 <____. Page 48, after line 20 by inserting:
 5 <DIVISION ____
 6 TRANSPORTATION ASSISTANCE AID
 7 Sec. ____ Section 257.31, subsection 17, paragraph
 8 a, Code 2013, is amended to read as follows:
 9 a. If a district's average transportation costs
 10 per pupil exceed the state average transportation
 11 costs per pupil determined under paragraph "c" by ~~one~~
 12 ~~hundred fifty~~ seventy percent, the committee may grant
 13 transportation assistance aid to the district. Such
 14 aid shall be miscellaneous income and shall not be
 15 included in district cost.
 16 Sec. ____ APPLICABILITY. This division of this Act
 17 applies to school budget years beginning on or after
 18 July 1, 2014.>>
 19 2. By renumbering as necessary.

DOLECHECK of Ringgold

H-1053

1 Amend House File 311 as follows:
 2 1. Page 1, by striking line 8.

KELLEY of Jasper

H-1054

1 Amend House File 211 as follows:
 2 1. Page 1, line 11, after <state.> by inserting
 3 <"In-state construction contract" does not include any
 4 agreement between this state and any other state.>

- 5 2. Page 1, after line 19 by inserting:
 6 <3. Notwithstanding any contractual provision to
 7 the contrary, the laws of this state shall apply to
 8 every in-state construction contract.>
 9 3. Page 1, line 20, by striking <3.> and inserting
 10 <4.>
 11 4. Page 1, after line 22 by inserting:
 12 <Sec. ___. EFFECTIVE DATE. This Act takes effect
 13 January 1, 2014.>
 14 5. Title page, line 2, after <law> by inserting
 15 <and including effective date provisions>
 16 6. By renumbering as necessary.

KAUFMANN of Cedar

H-1055

- 1 Amend House File 245 as follows:
 2 1. Page 1, before line 1 by inserting:
 3 <Section 1. Section 101B.5, subsection 5, Code
 4 2013, is amended to read as follows:
 5 5. For each cigarette listed in a certification, a
 6 manufacturer shall pay a fee of one hundred dollars to
 7 the department. The department shall deposit all fees
 8 received pursuant to this subsection with the treasurer
 9 of state for credit to the general fund of the state.
 10 Sec. ___. Section 101B.8, Code 2013, is amended by
 11 adding the following new subsection:
 12 NEW SUBSECTION. 10. The department shall deposit
 13 any moneys received from civil penalties assessed
 14 pursuant to this section with the treasurer of state
 15 for credit to the general fund of the state.>
 16 2. By renumbering as necessary.

WORTHAN of Buena Vista

H-1056

- 1 Amend House File 417 as follows:
 2 1. By striking page 57, line 29, through page 58,
 3 line 14.
 4 2. By renumbering, redesignating, and correcting
 5 internal references as necessary.

COMMITTEE ON JUDICIARY

H-1057

- 1 Amend House File 219 as follows:
 2 1. Page 4, by striking lines 20 through 29.
 3 2. Page 5, by striking lines 5 through 8 and
 4 inserting <the agricultural land consents to

5 condemnation or unless the municipality determines that
6 the land is necessary or useful for>

7 3. By striking page 6, line 35, through page 7,
8 line 2, and inserting:

9 <Sec. ____ APPLICABILITY. Except as otherwise
10 provided in this Act, this Act applies to projects or
11 condemnation proceedings pending or commenced on or
12 after the effective date of this Act.

13 Sec. ____ RETROACTIVE APPLICABILITY. The following
14 provision or provisions of this Act apply retroactively
15 to projects or condemnation proceedings pending or
16 commenced on or after February 15, 2013:

17 1. The section of this Act amending section 6A.22.

18 2. The section of this Act enacting section
19 6B.56B.>

20 4. Title page, line 2, by striking <date and> and
21 inserting <date, retroactive applicability, and other>

22 5. By renumbering as necessary.

COMMITTEE ON JUDICIARY

H-1058

1 Amend House File 311 as follows:

2 1. Page 1, by striking line 8.

3 2. Page 1, lines 9 and 10, by striking <two
4 newspapers> and inserting <two newspapers one
5 newspaper>

SCHULTZ of Crawford

H-1059

1 Amend House File 352 as follows:

2 1. Page 1, line 7, by striking <and parent-teacher
3 conferences>

4 2. Page 1, by striking lines 8 and 9 and inserting
5 <passing time between classes. Time and time spent
6 on parent-teacher conferences ~~shall be considered~~
7 instructional time. A school>

STECKMAN of Cerro Gordo

H-1060

1 Amend House File 307 as follows:

2 1. Page 6, by striking lines 29 through 32 and
3 inserting <~~adjutant general~~ governor>

HAGENOW of Polk

H-1061

1 Amend the amendment, H-1057, to House File 219 as
2 follows:

- 3 1. Page 1, after line 6 by inserting:
4 <__. Page 6, after line 32 by inserting:
5 <Sec. __. <SEVERABILITY. If the provisions of
6 this Act that provide for retroactive applicability or
7 the application thereof to any person or circumstance
8 are held invalid, the invalidity shall not affect
9 other provisions or applications of this Act which
10 can be given effect without the invalid provision or
11 application, and to this end the provisions of this Act
12 are severable as provided in section 4.12.>>
13 2. Page 1, line 13, by striking <The> and inserting
14 <Notwithstanding any provision of law to the contrary,
15 the>
16 3. By renumbering as necessary.

KAUFMANN of Cedar

H-1062

1 Amend the amendment, H-1057, to House File 219 as
2 follows:

- 3 1. Page 1, after line 6 by inserting:
4 <__. Page 6, after line 32 by inserting:
5 <Sec. __. <SEVERABILITY. If any provision of this
6 Act is held invalid, the invalidity shall not affect
7 other provisions or applications of this Act which can
8 be given effect without the invalid provision, and to
9 this end the provisions of this Act are severable as
10 provided in section 4.12.>>
11 2. Page 1, line 13, by striking <The> and inserting
12 <Notwithstanding any provision of law to the contrary,
13 the>
14 3. By renumbering as necessary.

KAUFMANN of Cedar

H-1063

1 Amend the amendment, H-1058, to House File 311 as
2 follows:

- 3 1. Page 1, after line 5 by inserting:
4 <__. Page 3, after line 25 by inserting:
5 <Sec. __. Section 466B.3, subsection 4, Code 2013,
6 is amended to read as follows:
7 4. Membership.
8 a. The voting members of the council shall consist
9 of the following members:
10 a- (1) The director of the department of natural

11 resources or the director's designee.
12 ~~b.~~ (2) The director of the soil conservation
13 division of the department of agriculture and land
14 stewardship or the director's designee.
15 ~~e.~~ (3) The director of the department of public
16 health or the director's designee.
17 ~~d.~~ (4) The administrator of the homeland security
18 and emergency management division of the department of
19 public defense or the administrator's designee.
20 ~~e.~~ (5) The dean of the college of agriculture and
21 life sciences at Iowa state university or the dean's
22 designee.
23 ~~f.~~ (6) The dean of the college of public health at
24 the university of Iowa or the dean's designee.
25 ~~g.~~ (7) The dean of the college of natural sciences
26 at the university of northern Iowa or the dean's
27 designee.
28 ~~h.~~ (8) The director of the department of
29 transportation or the director's designee.
30 ~~i.~~ (9) The director of the economic development
31 authority or the director's designee.
32 ~~j.~~ (10) The executive director of the Iowa finance
33 authority or the executive director's designee.
34 ~~k.~~ (11) The secretary of agriculture, who shall be
35 the chairperson, or the secretary's designee. As the
36 chairperson, and in order to further the coordination
37 efforts of the council, the secretary may invite
38 representatives from any other public agency, private
39 organization, business, citizen group, or nonprofit
40 entity to give public input at council meetings,
41 provided the entity has an interest in the coordinated
42 management of land resources, soil conservation, flood
43 mitigation, or water quality. The secretary shall also
44 invite and solicit advice from the following:
45 (1) (a) The director of the Iowa water science
46 center of the United States geological survey or the
47 director's designee.
48 (2) (b) The state conservationist from the Iowa
49 office of the United States department of agriculture's
50 natural resources conservation service or the state

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1 conservationist's designee.
2 (3) (c) The executive director for Iowa from the
3 United States department of agriculture's farm services
4 agency or the executive director's designee.
5 (4) (d) The state director for Iowa from the
6 United States department of agriculture's office of
7 rural development or the state director's designee.
8 (5) (e) The director of region seven of the
9 United States environmental protection agency or the

10 director's designee.

11 ~~(f)~~ (f) The corps commander from the United States
12 army corps of engineers' Rock Island district or the
13 commander's designee.

14 (g) The director of the center for agricultural
15 and rural development at Iowa state university or the
16 director's designee.

17 ~~1.~~ (12) The dean of the college of engineering at
18 the university of Iowa or the dean's designee.

19 (13) The executive director of conservation
20 districts of Iowa or the executive director's designee.

21 b. The nonvoting members of the council shall
22 include all of the following:

23 (1) Two members of the senate. One senator shall
24 be appointed by the majority leader of the senate and
25 one senator shall be appointed by the minority leader
26 of the senate.

27 (2) Two members of the house of representatives.
28 One member shall be appointed by the speaker of the
29 house of representatives and one member shall be
30 appointed by the minority leader of the house of
31 representatives.

32 Sec. ____ Section 466B.3, subsection 6, Code 2013,
33 is amended by adding the following new paragraph:

34 NEW PARAGRAPH. d. In coordination with the
35 department of natural resources and the department of
36 agriculture and land stewardship, the council shall
37 review, amend, and approve the state nutrient reduction
38 strategy. In reviewing and approving the strategy, the
39 council shall ensure that all concerns raised by the
40 United States environmental protection agency regarding
41 the strategy are addressed. The department of natural
42 resources and the department of land stewardship shall
43 include in the final strategy any changes recommended
44 by the council. In coordination with the department of
45 natural resources and the department of agriculture and
46 land stewardship, the council shall provide oversight
47 of the implementation of the strategy.

48 Sec. ____ Section 466B.31, subsection 1, Code 2013,
49 is amended to read as follows:

50 1. A watershed planning advisory council is

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1 established for purposes of assembling a diverse
2 group of stakeholders to review research and make
3 recommendations to and collaborate with various
4 state entities regarding methods to protect water
5 resources in the state, assure an adequate supply of
6 water, mitigate and prevent floods, and coordinate
7 the management of those resources in a sustainable,
8 fiscally responsible, and environmentally responsible

9 manner. The advisory council may seek input from
 10 councils of governments or other organizations in the
 11 development of its recommendations. The advisory
 12 council shall meet once a year and at other times as
 13 deemed necessary to meet the requirements of this
 14 section. The advisory council may appoint a task
 15 force to assist the advisory council in completing its
 16 duties.

17 Sec. _____. Section 466B.31, subsection 2, paragraph
 18 a, subparagraph (12), Code 2013, is amended by striking
 19 the subparagraph.

20 Sec. _____. Section 466B.31, subsection 2, paragraph
 21 a, Code 2013, is amended by adding the following new
 22 subparagraphs:

23 NEW SUBPARAGRAPH. (20) One member selected by the
 24 women, food, and agriculture network.

25 NEW SUBPARAGRAPH. (21) One member selected by the
 26 midwest office of the environmental working group.

27 NEW SUBPARAGRAPH. (22) One member selected by
 28 practical farmers of Iowa.

29 NEW SUBPARAGRAPH. (23) One member selected by the
 30 Iowa farmers union.

31 NEW SUBPARAGRAPH. (24) One member selected by the
 32 Iowa association of county conservation boards.

33 NEW SUBPARAGRAPH. (25) One member selected by the
 34 Iowa association of water agencies.

35 NEW SUBPARAGRAPH. (26) One member selected by
 36 watershed management authorities created pursuant to
 37 section 466B.22.

38 Sec. _____. Section 466B.31, subsection 2, paragraph
 39 b, Code 2013, is amended by striking the paragraph.>

40 _____. By renumbering as necessary.>

ISENHART of Dubuque

H-1064

1 Amend House File 381 as follows:

2 1. Page 1, by striking lines 6 and 7 and inserting
 3 <of blood. In races recognized as graded stakes
 4 thoroughbred races, the>

STANERSON of Linn

H-1065

1 Amend House File 167 as follows:

2 1. Page 1, before line 1 by inserting:
 3 Sec. _____. Section 135B.7, Code 2013, is amended by
 4 adding the following new subsection:
 5 <NEW SUBSECTION. 5. The rules shall require a
 6 hospital to test each newborn child for the presence of

7 an illegal drug in the child's body. The test shall
 8 be conducted prior to discharge of the newborn child
 9 from the hospital or by the time the child is three
 10 days old, whichever is sooner. The requirements for
 11 the test shall ensure that the test, test procedure,
 12 and test analysis processes meet evidentiary standards
 13 for prosecution of child endangerment offenses under
 14 section 726.6, subsection 1, paragraph "i", and shall
 15 address reporting of positive test results to the
 16 department of human services and the county attorney.>
 17 2. By renumbering as necessary.

WOLFE of Clinton

H-1066

1 Amend House File 355 as follows:
 2 1. Page 1, by striking lines 20 through 28.
 3 2. By renumbering as necessary.

KAUFMANN of Cedar

H-1067

1 Amend House File 478 as follows:
 2 1. Page 3, after line 1 by inserting:
 3 <DIVISION ___
 4 TAXPAYERS TRUST FUND
 5 Sec. ___. Section 8.54, subsection 5, Code 2013, is
 6 amended by striking the subsection.
 7 Sec. ___. Section 8.55, subsection 2, Code 2013, is
 8 amended to read as follows:
 9 2. The maximum balance of the fund is the amount
 10 equal to two and one-half percent of the adjusted
 11 revenue estimate for the fiscal year. If the amount of
 12 moneys in the Iowa economic emergency fund is equal to
 13 the maximum balance, moneys in excess of this amount
 14 shall be ~~distributed as follows:~~
 15 a. ~~The first sixty million dollars of the~~
 16 ~~difference between the actual net revenue for the~~
 17 ~~general fund of the state for the fiscal year and the~~
 18 ~~adjusted revenue estimate for the fiscal year shall be~~
 19 ~~transferred to the taxpayers trust fund.~~
 20 b. ~~The remainder of the excess, if any, shall be~~
 21 ~~transferred to the general fund of the state.~~
 22 Sec. ___. Section 8.57E, subsection 2, Code 2013,
 23 is amended to read as follows:
 24 2. Moneys in the taxpayers trust fund shall only be
 25 used pursuant to appropriations or transfers made by
 26 the general assembly for tax relief.
 27 Sec. ___. Section 8.58, Code 2013, is amended to
 28 read as follows:

29 8.58 Exemption from automatic application.
 30 1. ~~To the extent that moneys appropriated under~~
 31 ~~section 8.57 do not result in moneys being credited~~
 32 ~~to the general fund under section 8.55, subsection 2,~~
 33 ~~moneys~~ Moneys ~~appropriated under in~~ section 8.57 and
 34 moneys contained in the cash reserve fund, rebuild
 35 Iowa infrastructure fund, environment first fund, Iowa
 36 economic emergency fund, and taxpayers trust fund shall
 37 not be considered in the application of any formula,
 38 index, or other statutory triggering mechanism which
 39 would affect appropriations, payments, or taxation
 40 rates, contrary provisions of the Code notwithstanding.
 41 2. ~~To the extent that moneys appropriated under~~
 42 ~~section 8.57 do not result in moneys being credited~~
 43 ~~to the general fund under section 8.55, subsection 2,~~
 44 ~~moneys~~ Moneys ~~appropriated under in~~ section 8.57 and
 45 moneys contained in the cash reserve fund, rebuild
 46 Iowa infrastructure fund, environment first fund, Iowa
 47 economic emergency fund, and taxpayers trust fund shall
 48 not be considered by an arbitrator or in negotiations
 49 under chapter 20.

50 DIVISION ____

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1 IOWA TAXPAYERS TRUST FUND TAX CREDIT
 2 Sec. ____ TAXPAYERS TRUST FUND — IOWA TAXPAYERS
 3 TRUST FUND TAX CREDIT TRANSFER. During the fiscal
 4 year beginning July 1, 2013, there is transferred from
 5 the taxpayers trust fund created in section 8.57E to
 6 the Iowa taxpayers trust fund tax credit fund created
 7 in section 422.11E, an amount equal to the sum of
 8 the balance of the taxpayers trust fund as determined
 9 after the close of the fiscal year beginning July 1,
 10 2012, and ending June 30, 2013, including the amount
 11 transferred for that fiscal year to the taxpayers trust
 12 fund from the Iowa economic emergency fund created
 13 in section 8.55 in the fiscal year beginning July 1,
 14 2013, and ending June 30, 2014, to be used for the Iowa
 15 taxpayers trust fund tax credit in accordance with
 16 section 422.11E, subsection 5.
 17 Sec. ____ NEW SECTION. 422.11E Iowa taxpayers
 18 trust fund tax credit.
 19 1. For purposes of this section, unless the context
 20 otherwise requires:
 21 a. "Eligible individual" means, with respect to
 22 a tax year, an individual who makes and files an
 23 individual income tax return pursuant to section
 24 422.13. "Eligible individual" does not include
 25 an estate or trust, or an individual for whom an
 26 individual income tax return was not timely filed,
 27 including extensions.

28 b. "Unclaimed tax credit" means, with respect to
29 a tax year, the aggregate amount by which the Iowa
30 taxpayers trust fund tax credits that were eligible to
31 be claimed by eligible individuals, if any, exceeds the
32 Iowa taxpayers trust fund tax credits actually claimed
33 by eligible individuals, if any.

34 2. The taxes imposed under this division, less the
35 credits allowed under this division except the credits
36 for withheld tax and estimated tax paid in section
37 422.16, shall be reduced by an Iowa taxpayers trust
38 fund tax credit to an eligible individual for the tax
39 year beginning January 1 immediately preceding July 1
40 of any fiscal year during which a transfer, if any, is
41 made from the taxpayers trust fund in section 8.57E to
42 the Iowa taxpayers trust fund tax credit fund created
43 in this section.

44 3. The credit shall be equal to the quotient of
45 the amount transferred to the Iowa taxpayers trust
46 fund tax credit fund in the applicable fiscal year,
47 divided by the number of eligible individuals for the
48 tax year immediately preceding the tax year for which
49 the credit in this section is allowed, as determined
50 by the director of revenue in accordance with this

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1 section, rounded down to the nearest whole dollar. The
2 department of revenue shall draft the income tax form
3 for any tax year in which a credit will be allowed
4 under this section to provide the information and space
5 necessary for eligible individuals to claim the credit.

6 4. Any credit in excess of the taxpayer's liability
7 for the tax year is not refundable and shall not be
8 credited to the tax liability for any following year
9 or carried back to a tax year prior to the tax year in
10 which the taxpayer claims the credit.

11 5. a. There is established within the state
12 treasury under the control of the department an Iowa
13 taxpayers trust fund tax credit fund consisting of any
14 moneys transferred by the general assembly by law from
15 the taxpayers trust fund created in section 8.57E for
16 purposes of the credit provided in this section. For
17 the fiscal year beginning July 1, 2013, and for each
18 fiscal year thereafter, the department shall transfer
19 from the Iowa taxpayers trust fund tax credit fund
20 to the general fund of the state, the lesser of the
21 balance of the Iowa taxpayers trust fund tax credit
22 fund or an amount of money equal to the Iowa taxpayers
23 trust fund tax credits claimed in that fiscal year, if
24 any. Any moneys in the Iowa taxpayers trust fund tax
25 credit fund which represent unclaimed tax credits shall
26 immediately revert to the taxpayers trust fund created

27 in section 8.57E. Interest or earnings on moneys in
 28 the Iowa taxpayers trust fund tax credit fund shall be
 29 credited to the taxpayers trust fund created in section
 30 8.57E.

31 b. The moneys transferred to the general fund of
 32 the state in accordance with this subsection shall not
 33 be considered new revenues for purposes of the state
 34 general fund expenditure limitation under section 8.54
 35 but instead as replacement of a like amount included in
 36 the expenditure limitation for the fiscal year in which
 37 the transfer is made.>

38 2. Page 3, line 24, before <or> by inserting
 39 <except for the Iowa taxpayers trust fund tax credit
 40 allowed under section 422.11E.>

41 3. Page 5, line 15, before <or> by inserting
 42 <except for the Iowa taxpayers trust fund tax credit
 43 allowed under section 422.11E.>

44 4. Page 5, line 21, by striking <This> and
 45 inserting:

46 1. Except as provided in subsection 2, this>

47 5. Page 5, after line 23 by inserting:

48 <2. The following provisions of this Act apply
 49 retroactively to July 1, 2012, to moneys attributed to
 50 fiscal years beginning on or after July 1, 2012:

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1 a. The section of this Act amending section 8.54.

2 b. The section of this Act amending section 8.55.

3 c. The section of this Act amending section 8.57E.

4 d. The section of this Act amending section 8.58.>

5 6. Title page, line 1, by striking <the individual
 6 income tax by> and inserting <revenue and taxation by
 7 modifying the transfer of moneys from the Iowa economic
 8 emergency fund to the taxpayers trust fund, creating
 9 an Iowa taxpayers trust fund tax credit and fund and
 10 providing for the transfer of moneys for purposes of
 11 the credit.>

12 7. By renumbering as necessary.

COWNIE of Polk

H-1068

1 Amend House File 454 as follows:

2 1. Page 5, line 20, after <literacy,> by inserting

3 <financial literacy.>

PETTENGILL of Benton

H-1069

- 1 Amend House File 312 as follows:
 2 1. By striking page 2, line 18, through page 3,
 3 line 2, and inserting:
 4 <Sec. ____ IMPLEMENTATION.
 5 1. The department of natural resources shall fully
 6 implement section 459.315, subsection 3, paragraph "d",
 7 as enacted by this Act, after completing a development
 8 project. The department shall complete the development
 9 project within twelve months after the effective date
 10 of this Act.
 11 2. The department shall fully implement section
 12 459.315, subsection 3, paragraph "d", as enacted by
 13 this Act, within twelve months after the development
 14 project is completed as provided in subsection 1.>
 15 2. Title page, line 3, by striking <contingent>
 16 3. By renumbering, redesignating, and correcting
 17 internal references as necessary.

KLEIN of Washington

H-1070

- 1 Amend House File 184 as follows:
 2 1. Page 1, after line 17 by inserting:
 3 <Sec. ____ APPLICABILITY. This Act applies to
 4 cities with a population greater than 10,000 beginning
 5 July 1, 2013.
 6 Sec. ____ APPLICABILITY. This Act applies to
 7 cities with a population of 10,000 or less beginning
 8 July 1, 2014.>
 9 2. Title page, line 2, after <property> by
 10 inserting <and including applicability provisions>
 11 3. By renumbering as necessary.

SALMON of Black Hawk

H-1071

- 1 Amend the amendment, H-1069, to House File 312, as
 2 follows:
 3 1. Page 1, by striking lines 2 through 15 and
 4 inserting:
 5 <____. Page 2, by striking lines 25 and 26 and
 6 inserting <upon being appropriated necessary moneys by
 7 the general assembly to support the project. The>
 8 ____ Page 2, by striking line 35 and inserting
 9 <appropriate necessary moneys to the>>

KLEIN of Washington

H-1072

1 Amend House File 489 as follows:

2 1. Page 6, after line 19 by inserting:

3 <Sec. ____ Section 511.8, subsection 22, paragraph
4 i, subparagraph (2), Code 2013, is amended to read as
5 follows:

6 (2) Securities pledged as collateral for financial
7 instruments used in highly effective hedging
8 transactions together with securities pledged to a
9 counterparty, clearing organization, or clearinghouse
10 on an upfront basis in the form of initial margin,
11 independent amount, or other securities pledged as a
12 precondition of entering into financial instruments
13 used in highly effective hedging transactions pursuant
14 to subparagraph (1), are not eligible in excess of ten
15 percent of the legal reserve of the life insurance
16 company or association, less any financial instruments
17 used in hedging transactions held in the legal reserve
18 under this subsection.

19 Sec. ____ Section 511.8, subsection 22, paragraph
20 i, subparagraph (3), Code 2013, is amended by striking
21 the subparagraph.>

22 2. By renumbering as necessary.

PETTENGILL of Benton

H-1073

1 Amend House File 469 as follows:

2 1. Page 18, after line 9 by inserting:

3 <Sec. ____ Section 490.732, subsection 4, Code
4 2013, is amended to read as follows:

5 4. An agreement authorized by this section
6 shall cease to be effective when ~~shares of the~~
7 ~~corporation are listed on a national securities~~
8 ~~exchange or regularly traded in a market maintained~~
9 ~~by one or more members of a national or affiliated~~
10 ~~securities association~~ the corporation becomes a
11 public corporation. If the agreement ceases to be
12 effective for any reason, the board of directors may,
13 if the agreement is contained or referred to in the
14 corporation's articles of incorporation or bylaws,
15 adopt an amendment to the articles of incorporation
16 or bylaws, without shareholder action, to delete the
17 agreement and any references to it.>

18 2. Page 41, line 32, by striking <specifies> and
19 inserting <specifies>

20 3. By striking page 56, line 31, through page 57,
21 line 6.

22 4. By renumbering, redesignating, and correcting
23 internal references as necessary.

HAGENOW of Polk

H-1074

1 Amend House Joint Resolution 2 as follows:
2 1. By striking everything after the resolving
3 clause and inserting:
4 <Section 1. The following amendment to the
5 Constitution of the State of Iowa is proposed:
6 The Constitution of the State of Iowa is amended by
7 adding the following new section to new Article XIII:
8 ARTICLE XIII.
9 TAXPAYERS TRUST FUND
10 Taxpayers trust fund.SECTION 1.
11 1. A taxpayers trust fund is created within the
12 treasury to provide tax relief. The maximum balance
13 of the trust fund shall be established by statute but
14 shall not be more than one percent of the state's
15 annual net general revenue.
16 2. Except for temporary cash flow purposes, moneys
17 in the taxpayers trust fund shall only be used in
18 accordance with appropriations or transfers made by the
19 general assembly for purposes of providing tax relief
20 for any of the following purposes:
21 a. Personal income tax reduction.
22 b. Homeowner property tax reduction.
23 c. Sales tax reduction.
24 3. The general assembly shall enact laws to
25 implement this section.
26 Sec. 2. The foregoing proposed amendment to the
27 Constitution of the State of Iowa is referred to the
28 general assembly to be chosen at the next general
29 election for members of the general assembly, and the
30 Secretary of State is directed to cause the amendment
31 to be published for three consecutive months previous
32 to the date of that election as provided by law.
33 2. Title page, by striking lines 1 through 5 and
34 inserting <A Joint Resolution proposing an amendment to
35 the Constitution of the State of Iowa relating to state
36 budgeting by creating a taxpayers relief fund.>
37 3. By renumbering as necessary.

HALL of Woodbury

H-1075

1 Amend House File 184 as follows:
2 1. Page 1, after line 17 by inserting:
3 <Sec. __. EFFECTIVE DATE. This Act takes effect

- 4 January 1, 2014.>
5 2. Title page, line 2, after <property> by
6 inserting <and including effective date provisions>
7 3. By renumbering as necessary.

BRANDENBURG of Pottawattamie

H-1076

- 1 Amend House File 352 as follows:
2 1. Page 1, by striking lines 5 through 9 and
3 inserting <through twelve. The minimum hours as time
4 that shall be exclusive of the lunch period, but may
5 include passing time between classes. Time spent
6 on parent-teacher conferences shall be considered
7 instructional time. A school>
8 2. Page 2, by striking lines 30 and 31 and
9 inserting:
10 <Sec. 4. Section 279.10, subsection 2, Code 2013,
11 is amended to read as follows:
12 2. The board of directors shall hold a public
13 hearing on any proposal relating to the school calendar
14 prior to submitting it to the department of education
15 for approval.
16 Sec. 5. Section 299.1, subsection 2, Code 2013, is
17 amended to read as follows:
18 2. The board of directors of a public school
19 district or the governing body of an accredited
20 nonpublic school shall set the number of days hours of
21 required attendance for the schools under its control.
22 The board of directors of a public school district or
23 the governing body of an accredited nonpublic school
24 may, by resolution, require attendance for the entire
25 time when the schools are in session in any school year
26 and adopt a policy or rules relating to the reasons
27 considered to be valid or acceptable excuses for
28 absence from school.>
29 3. Page 3, by striking line 23.
30 4. By renumbering as necessary.

RUFF of Clayton

H-1077

- 1 Amend House File 515 as follows:
2 1. Page 1, line 13, after <Independence,> by
3 inserting <the Federalist Papers,>
4 2. Page 1, line 15, after <Independence,> by
5 inserting <the Federalist Papers,>

6 3. Title page, line 3, after <Independence> by
7 inserting <and the Federalist Papers>

HEARTSILL of Marion

H-1078

1 Amend House File 478 as follows:

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

3 <DIVISION ____
4 TAXPAYERS TRUST FUND

5 Sec. ____ Section 8.54, subsection 5, Code 2013, is
6 amended by striking the subsection.

7 Sec. ____ Section 8.55, subsection 2, Code 2013, is
8 amended to read as follows:

9 2. The maximum balance of the fund is the amount
10 equal to two and one-half percent of the adjusted
11 revenue estimate for the fiscal year. If the amount of
12 moneys in the Iowa economic emergency fund is equal to
13 the maximum balance, moneys in excess of this amount
14 shall be distributed as follows:

15 a. ~~The first sixty million dollars of the~~
16 ~~difference between the actual net revenue for the~~
17 ~~general fund of the state for the fiscal year and the~~
18 ~~adjusted revenue estimate for the fiscal year shall be~~
19 transferred to the taxpayers trust fund.

20 b. ~~The remainder of the excess, if any, shall be~~
21 transferred to the general fund of the state.

22 Sec. ____ Section 8.57E, subsection 2, Code 2013,
23 is amended to read as follows:

24 2. Moneys in the taxpayers trust fund shall only
25 be used pursuant to appropriations or transfers made
26 by the general assembly for tax relief. During each
27 fiscal year beginning on or after July 1, 2014, in
28 which the balance of the taxpayers trust fund equals or
29 exceeds thirty million dollars, there is transferred
30 from the taxpayers trust fund to the Iowa taxpayers
31 trust fund tax credit fund created in section 422.11E.
32 the entire balance of the taxpayers trust fund to be
33 used for the Iowa taxpayers trust fund tax credit in
34 accordance with section 422.11E, subsection 5.

35 Sec. ____ Section 8.58, Code 2013, is amended to
36 read as follows:

37 8.58 Exemption from automatic application.

38 1. ~~To the extent that moneys appropriated under~~
39 ~~section 8.57 do not result in moneys being credited~~
40 ~~to the general fund under section 8.55, subsection 2,~~
41 ~~moneys Moneys appropriated under in section 8.57 and~~
42 moneys contained in the cash reserve fund, rebuild
43 Iowa infrastructure fund, environment first fund, Iowa
44 economic emergency fund, and taxpayers trust fund shall
45 not be considered in the application of any formula,

46 index, or other statutory triggering mechanism which
47 would affect appropriations, payments, or taxation
48 rates, contrary provisions of the Code notwithstanding.
49 2. ~~To the extent that moneys appropriated under~~
50 ~~section 8.57 do not result in moneys being credited~~

Page 2

1 ~~to the general fund under section 8.55, subsection 2,~~
2 ~~moneys Moneys appropriated under in~~ section 8.57 an
3 moneys contained in the cash reserve fund, rebuild
4 Iowa infrastructure fund, environment first fund, Iowa
5 economic emergency fund, and taxpayers trust fund shall
6 not be considered by an arbitrator or in negotiations
7 under chapter 20.

8 DIVISION ____

9 IOWA TAXPAYERS TRUST FUND TAX CREDIT

10 Sec. ____ TAXPAYERS TRUST FUND — IOWA TAXPAYERS
11 TRUST FUND TAX CREDIT TRANSFER. During the fiscal
12 year beginning July 1, 2013, there is transferred from
13 the taxpayers trust fund created in section 8.57E to
14 the Iowa taxpayers trust fund tax credit fund created
15 in section 422.11E, an amount equal to the sum of
16 the balance of the taxpayers trust fund as determined
17 after the close of the fiscal year beginning July 1,
18 2012, and ending June 30, 2013, including the amount
19 transferred for that fiscal year to the taxpayers trust
20 fund from the Iowa economic emergency fund created
21 in section 8.55 in the fiscal year beginning July 1,
22 2013, and ending June 30, 2014, to be used for the Iowa
23 taxpayers trust fund tax credit in accordance with
24 section 422.11E, subsection 5.

25 Sec. ____ NEW SECTION. 422.11E Iowa taxpayers
26 trust fund tax credit.

27 1. For purposes of this section, unless the context
28 otherwise requires:

29 a. "Eligible individual" means, with respect to
30 a tax year, an individual who makes and files an
31 individual income tax return pursuant to section
32 422.13. "Eligible individual" does not include
33 an estate or trust, or an individual for whom an
34 individual income tax return was not timely filed,
35 including extensions.

36 b. "Unclaimed tax credit" means, with respect to
37 a tax year, the aggregate amount by which the Iowa
38 taxpayers trust fund tax credits that were eligible to
39 be claimed by eligible individuals, if any, exceeds the
40 Iowa taxpayers trust fund tax credits actually claimed
41 by eligible individuals, if any.

42 2. The taxes imposed under this division, less the
43 credits allowed under this division except the credits
44 for withheld tax and estimated tax paid in section

45 422.16, shall be reduced by an Iowa taxpayers trust
46 fund tax credit to an eligible individual for the tax
47 year beginning January 1 immediately preceding July 1
48 of any fiscal year during which a transfer, if any, is
49 made from the taxpayers trust fund in section 8.57E to
50 the Iowa taxpayers trust fund tax credit fund created

Page 3

1 in this section.

2 3. The credit shall be equal to the quotient of
3 the amount transferred to the Iowa taxpayers trust
4 fund tax credit fund in the applicable fiscal year,
5 divided by the number of eligible individuals for the
6 tax year immediately preceding the tax year for which
7 the credit in this section is allowed, as determined
8 by the director of revenue in accordance with this
9 section, rounded down to the nearest whole dollar. The
10 department of revenue shall draft the income tax form
11 for any tax year in which a credit will be allowed
12 under this section to provide the information and space
13 necessary for eligible individuals to claim the credit.

14 4. Any credit in excess of the taxpayer's liability
15 for the tax year is not refundable and shall not be
16 credited to the tax liability for any following year
17 or carried back to a tax year prior to the tax year in
18 which the taxpayer claims the credit.

19 5. a. There is established within the state
20 treasury under the control of the department an Iowa
21 taxpayers trust fund tax credit fund consisting of any
22 moneys transferred by the general assembly by law from
23 the taxpayers trust fund created in section 8.57E for
24 purposes of the credit provided in this section. For
25 the fiscal year beginning July 1, 2013, and for each
26 fiscal year thereafter, the department shall transfer
27 from the Iowa taxpayers trust fund tax credit fund
28 to the general fund of the state, the lesser of the
29 balance of the Iowa taxpayers trust fund tax credit
30 fund or an amount of money equal to the Iowa taxpayers
31 trust fund tax credits claimed in that fiscal year, if
32 any. Any moneys in the Iowa taxpayers trust fund tax
33 credit fund which represent unclaimed tax credits shall
34 immediately revert to the taxpayers trust fund created
35 in section 8.57E. Interest or earnings on moneys in
36 the Iowa taxpayers trust fund tax credit fund shall be
37 credited to the taxpayers trust fund created in section
38 8.57E.

39 b. The moneys transferred to the general fund of
40 the state in accordance with this subsection shall not
41 be considered new revenues for purposes of the state
42 general fund expenditure limitation under section 8.54
43 but instead as replacement of a like amount included in

44 the expenditure limitation for the fiscal year in which
45 the transfer is made.>

46 2. Page 3, line 24, before <or> by inserting
47 <except for the Iowa taxpayers trust fund tax credit
48 allowed under section 422.11E.>

49 3. Page 5, line 15, before <or> by inserting
50 <except for the Iowa taxpayers trust fund tax credit

Page 4

1 allowed under section 422.11E.>

2 4. Page 5, line 21, by striking <This> and
3 inserting:

4 1. Except as provided in subsection 2, this>

5 5. Page 5, after line 23 by inserting:

6 <2. The following provisions of this Act apply
7 retroactively to July 1, 2012, to moneys attributed to
8 fiscal years beginning on or after July 1, 2012:

9 a. The section of this Act amending section 8.54.

10 b. The section of this Act amending section 8.55.

11 c. The section of this Act amending section 8.57E.

12 d. The section of this Act amending section 8.58.>

13 6. Title page, line 1, by striking <the individual
14 income tax by> and inserting <revenue and taxation by
15 modifying the transfer of moneys from the Iowa economic
16 emergency fund to the taxpayers trust fund, creating
17 an Iowa taxpayers trust fund tax credit and fund and
18 providing for the transfer of moneys for purposes of
19 the credit,>

20 7. By renumbering as necessary.

COWNIE of Polk

H-1079

1 Amend House File 520 as follows:

2 1. Page 15, after line 19 by inserting:

3 <d. The county commissioner of elections conducting
4 an election pursuant to this subsection shall submit
5 a report to the state commissioner of elections
6 within sixty days following the election. The report
7 shall include information on the number of voters who
8 were sent an absentee ballot, the number of returned
9 absentee ballots, the number of voters who cast
10 ballots at the county commissioner's office, whether
11 an additional site was made available as a polling
12 place on election day pursuant to paragraph "a", and,
13 if such an additional site was made available, the
14 number of voters who cast ballots at that site, and any
15 obstacles encountered in the voting process for the
16 election. The state commissioner shall submit a copy
17 of the report to the chairpersons and ranking members

18 of the general assembly's standing committees on state
 19 government within ten days following the receipt of the
 20 report.>

21 2. By renumbering as necessary.

HUNTER of Polk

H-1080

1 Amend House File 541 as follows:

2 1. Page 1, after line 14 by inserting:

3 <Sec. ____ FISHWAY REQUIREMENT EXEMPTION. The
 4 department of natural resources shall not grant an
 5 exemption from the fishway requirements in section
 6 481A.14, based in whole or in part on an exemption
 7 granted in calendar year 2013 for a dam reconstruction
 8 project that includes a reconstructed spillway with an
 9 elevation of more than thirty feet>

10 2. By renumbering as necessary.

LUNDBY of Linn

H-1081

1 Amend House File 556 as follows:

2 1. Page 27, line 27, by striking <serious> and
 3 inserting <simple>

COMMITTEE ON JUDICIARY

H-1082

1 Amend the amendment, H-1060, to House File 307 as
 2 follows:

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

4 <____. Page 9, after line 15 by inserting:

5 <i. Provide that no less than fifty percent of
 6 moneys received by the department through the federal
 7 emergency management performance grant program be
 8 distributed to local emergency management agencies and
 9 that the total allocation of funds to an applicant
 10 under the program shall not be limited by the
 11 department.>>

12 2. By renumbering as necessary.

HALL of Woodbury

H-1083

1 Amend House File 454 as follows:

2 1. Page 3, after line 15 by inserting:

3 <Sec. ____ Section 256B.7, Code 2013, is amended to
 4 read as follows:

5 256B.7 Examinations of children.

6 In order to render proper instruction to each child
7 requiring special education, the school districts
8 shall certify children requiring special education for
9 special instruction in accordance with the requirements
10 set up by the division of special education and shall
11 provide examinations for children preliminary to making
12 certification. The examinations necessary for the
13 certification of children requiring special education
14 shall be prescribed by the state division of special
15 education. ~~Final decision in case of disagreement or
16 appeal is the responsibility of the director of the
17 department of education, who may secure the advice of
18 competent medical and educational authorities including
19 the Iowa department of public health, the university
20 hospitals, the department of human services, the
21 superintendent of the state school for the deaf, and
22 the superintendent of the Iowa braille and sight saving
23 school~~ Disputes concerning a child's eligibility for
24 special education shall be addressed under rules and
25 procedures adopted by the state board of education
26 pursuant to section 256B.6.>

27 2. Page 14, by striking lines 29 through 35.

28 3. Page 16, by striking lines 22 through 26.

29 4. Title page, line 4, before <eliminating> by
30 inserting <and>

31 5. Title page, lines 5 and 6, by striking <, and
32 including applicability provisions>

33 6. By renumbering as necessary.

GARRETT of Warren

H-1084

1 Amend House File 532 as follows:

2 1. Page 1, line 26, after <subsection 11.> by
3 inserting <paragraph "a", "b", or "c".>

4 2. Page 1, line 28, after <subsection 11.> by
5 inserting <paragraph "a", "b", or "c".>

R. TAYLOR of Dallas

H-1085

1 Amend House File 550 as follows:

2 1. Page 1, line 10, by striking <for not more than
3 sixty calendar days>

4 2. Page 2, line 29, by striking <for not more than
5 sixty calendar days>

6 3. Page 3, line 12, by striking <for not more than
7 sixty days>

HUNTER of Polk

H-1086

1 Amend House Joint Resolution 2 as follows:
2 1. Page 3, line 1, after <relief> by inserting
3 <through personal income tax reduction, homeowner
4 property tax reduction, sales tax reduction, or
5 expansion of elder services>

OLDSON of Polk

H-1087

1 Amend House Joint Resolution 2 as follows:
2 1. Page 3, line 7, after <assembly.> by inserting
3 <However, the requirement of approval by at least a
4 three-fifths vote does not apply to a bill providing
5 solely for property tax relief.>

JACOBY of Johnson

H-1088

1 Amend House Joint Resolution 2 as follows:
2 1. Page 4, by striking lines 14 through 17 and
3 inserting <state sales and use taxes shall require the
4 affirmative votes of at>

JACOBY of Johnson

H-1089

1 Amend House Joint Resolution 2 as follows:
2 1. Page 4, line 26, after <passage> by inserting
3 <unless the bill also repeals or amends an existing
4 tax or taxes resulting in a revenue neutral net fiscal
5 impact for the bill>

JACOBY of Johnson

H-1090

1 Amend House Joint Resolution 2 as follows:
2 1. Page 4, line 35, after <2.> by inserting
3 <Sections 1 and 2 are not applicable to a bill with
4 provisions enacting, amending, or repealing the state
5 income tax, a bill with provisions enacting, amending,
6 or repealing the state sales and use taxes, or a bill
7 with provisions establishing a new state tax if the

8 revenue from such a state tax provision is to be used
9 for purposes of addressing flood damage.>

STECKMAN of Cerro Gordo

H-1091

1 Amend House Joint Resolution 2 as follows:
2 1. Page 3, line 1, after <relief> by inserting
3 <through personal income tax reduction, homeowner
4 property tax reduction, sales tax reduction, or
5 expansion of access to high-quality schools>

WINCKLER of Scott

H-1092

1 Amend House Joint Resolution 2 as follows:
2 1. Page 3, line 1, after <relief> by inserting
3 <through personal income tax reduction, homeowner
4 property tax reduction, sales tax reduction, or
5 improvement of the health of the citizens of Iowa>

M. SMITH of Marshall

H-1093

1 Amend House File 392 as follows:
2 1. Page 2, by striking lines 8 through 18.
3 2. By renumbering as necessary.

FRY of Clarke

H-1094

1 Amend House Joint Resolution 2 as follows:
2 1. Page 3, line 1, after <relief> by inserting
3 <through personal income tax reduction, homeowner
4 property tax reduction, sales tax reduction, or public
5 safety enhancement, including expanded community-based
6 services>

HALL of Woodbury
T. TAYLOR of Linn

H-1095

1 Amend the amendment, H-1074, to House Joint
2 Resolution 2 as follows:
3 1. Page 1, by striking lines 1 through 36 and
4 inserting:
5 <Amend House Joint Resolution 2 as follows:
6 ___. By striking everything after the resolving

7 clause and inserting:

8 <Section 1. The following amendment to the
9 Constitution of the State of Iowa is proposed:
10 The Constitution of the State of Iowa is amended by
11 adding the following new section to new Article XIII:

12 ARTICLE XIII.

13 TAXPAYERS TRUST FUND

14 Taxpayers trust fund. SECTION 1.

15 1. A taxpayers trust fund is created within the
16 treasury to provide tax relief. The maximum balance
17 of the trust fund shall be established by statute but
18 shall not be more than one percent of the state's
19 annual net general revenue.

20 2. Except for temporary cash flow purposes, moneys
21 in the taxpayers trust fund shall only be used in
22 accordance with appropriations or transfers made by
23 the general assembly for purposes of providing tax
24 relief and supporting economic growth through any of
25 the following means:

26 a. Personal income tax reduction.

27 b. Homeowner property tax reduction.

28 c. Sales tax reduction.

29 d. Expansion of health care coverage of Iowans
30 under the federal-state medical assistance program, as
31 authorized under section 1902(a)(10)(A)(i)(VIII) of the
32 federal Social Security Act.

33 3. The general assembly shall enact laws to
34 implement this section.

35 Sec. 2. The foregoing proposed amendment to the
36 Constitution of the State of Iowa is referred to the
37 general assembly to be chosen at the next general
38 election for members of the general assembly, and the
39 Secretary of State is directed to cause the amendment
40 to be published for three consecutive months previous
41 to the date of that election as provided by law.>

42 ____. Title page, by striking lines 1 through 5 and
43 inserting <A Joint Resolution proposing an amendment to
44 the Constitution of the State of Iowa relating to state
45 budgeting by creating a taxpayers trust fund.>>

MURPHY of Dubuque

H-1096

1 Amend House Joint Resolution 2 as follows:

2 1. Page 3, line 1, after <relief> by inserting
3 <through personal income tax reduction, homeowner
4 property tax reduction, sales tax reduction, expansion
5 of the number of citizens of Iowa who qualify for the

6 earned income tax credit or its successor, or provision
7 of aid to small businesses>

RUNNING-MARQUARDT of Linn

H-1097

1 Amend House Joint Resolution 2 as follows:
2 1. Page 3, line 1, by striking <tax relief> and
3 inserting <funding to guarantee minimum judicial
4 branch services and access to judicial branch services
5 in each county. In the event that two-thirds of the
6 members elected to each house of the general assembly
7 vote to reject utilization of moneys in the trust fund
8 for this purpose, moneys shall be used in accordance
9 with appropriations or transfers made by the general
10 assembly for the purposes of providing tax relief.>

ISENHART of Dubuque

H-1098

1 Amend the amendment, H-1074, to House Joint
2 Resolution 2 as follows:
3 1. Page 1, by striking lines 1 through 36 and
4 inserting:
5 <Amend House Joint Resolution 2 as follows:
6 _____. By striking everything after the resolving
7 clause and inserting:
8 <Section 1. The following amendment to the
9 Constitution of the State of Iowa is proposed:
10 The Constitution of the State of Iowa is amended by
11 adding the following new section to new Article XIII:
12 ARTICLE XIII.
13 TAXPAYERS TRUST FUND
14 Taxpayers trust fund.SECTION 1.
15 1. A taxpayers trust fund is created within the
16 treasury to provide tax relief. The maximum balance
17 of the trust fund shall be established by statute but
18 shall not be more than one percent of the state's
19 annual net general revenue.
20 2. Except for temporary cash flow purposes, moneys
21 in the taxpayers trust fund shall only be used in
22 accordance with appropriations or transfers made by
23 the general assembly for purposes of providing tax
24 relief for any of the following purposes:
25 a. Personal income tax reduction.
26 b. Homeowner property tax reduction.
27 c. Sales tax reduction.
28 d. Quality job creation.
29 3. The general assembly shall enact laws to
30 implement this section.

31 Sec. 2. The foregoing proposed amendment to the
 32 Constitution of the State of Iowa is referred to the
 33 general assembly to be chosen at the next general
 34 election for members of the general assembly, and the
 35 Secretary of State is directed to cause the amendment
 36 to be published for three consecutive months previous
 37 to the date of that election as provided by law.>
 38 _____. Title page, by striking lines 1 through 5 and
 39 inserting <A Joint Resolution proposing an amendment to
 40 the Constitution of the State of Iowa relating to state
 41 budgeting by creating a taxpayers trust fund.>>

JACOBY of Johnson

H-1099

1 Amend the amendment, H-1074, to House Joint
 2 Resolution 2 as follows:
 3 1. Page 1, by striking lines 1 through 36 and
 4 inserting:
 5 <Amend House Joint Resolution 2 as follows:
 6 _____. By striking everything after the resolving
 7 clause and inserting:
 8 <Section 1. The following amendment to the
 9 Constitution of the State of Iowa is proposed:
 10 The Constitution of the State of Iowa is amended by
 11 adding the following new section to new Article XIII:
 12 ARTICLE XIII.
 13 TAXPAYERS TRUST FUND
 14 Taxpayers trust fund.SECTION 1.
 15 1. A taxpayers trust fund is created within the
 16 treasury to provide tax relief. The maximum balance
 17 of the trust fund shall be established by statute but
 18 shall not be more than one percent of the state's
 19 annual net general revenue.
 20 2. Except for temporary cash flow purposes, moneys
 21 in the taxpayers trust fund shall only be used in
 22 accordance with appropriations or transfers made by the
 23 general assembly for purposes of providing tax relief
 24 for any of the following purposes:
 25 a. Personal income tax reduction.
 26 b. Homeowner property tax reduction.
 27 c. Sales tax reduction.
 28 d. Access to high-quality schools.
 29 3. The general assembly shall enact laws to
 30 implement this section.
 31 Sec. 2. The foregoing proposed amendment to the
 32 Constitution of the State of Iowa is referred to the
 33 general assembly to be chosen at the next general
 34 election for members of the general assembly, and the
 35 Secretary of State is directed to cause the amendment
 36 to be published for three consecutive months previous

37 to the date of that election as provided by law.>
38 _____. Title page, by striking lines 1 through 5 and
39 inserting <A Joint Resolution proposing an amendment to
40 the Constitution of the State of Iowa relating to state
41 budgeting by creating a taxpayers trust fund.>>

STECKMAN of Cerro Gordo

H-1100

1 Amend the amendment, H-1074, to House Joint
2 Resolution 2 as follows:
3 1. Page 1, by striking lines 1 through 36 and
4 inserting:
5 <Amend House Joint Resolution 2 as follows:
6 _____. By striking everything after the resolving
7 clause and inserting:
8 <Section 1. The following amendment to the
9 Constitution of the State of Iowa is proposed:
10 The Constitution of the State of Iowa is amended by
11 adding the following new section to new Article XIII:
12 ARTICLE XIII.
13 TAXPAYERS TRUST FUND
14 Taxpayers trust fund.SECTION 1.
15 1. A taxpayers trust fund is created within the
16 treasury to provide tax relief. The maximum balance
17 of the trust fund shall be established by statute but
18 shall not be more than one percent of the state's
19 annual net general revenue.
20 2. Except for temporary cash flow purposes, moneys
21 in the taxpayers trust fund shall only be used in
22 accordance with appropriations or transfers made by the
23 general assembly for purposes of providing tax relief
24 for any of the following purposes:
25 a. Personal income tax reduction.
26 b. Homeowner property tax reduction.
27 c. Sales tax reduction.
28 d. Citizens of Iowa who qualify for the earned
29 income tax credit.
30 e. Aid to small businesses.
31 3. The general assembly shall enact laws to
32 implement this section.
33 Sec. 2. The foregoing proposed amendment to the
34 Constitution of the State of Iowa is referred to the
35 general assembly to be chosen at the next general
36 election for members of the general assembly, and the
37 Secretary of State is directed to cause the amendment
38 to be published for three consecutive months previous
39 to the date of that election as provided by law.>
40 _____. Title page, by striking lines 1 through 5 and
41 inserting <A Joint Resolution proposing an amendment to
42 the Constitution of the State of Iowa relating to state

43 budgeting by creating a taxpayers trust fund.>>

RUNNING-MARQUARDT of Linn

H-1101

1 Amend the amendment, H-1074, to House Joint
2 Resolution 2 as follows:

3 1. Page 1, by striking lines 1 through 36 and
4 inserting:

5 <Amend House Joint Resolution 2 as follows:

6 _____. By striking everything after the resolving
7 clause and inserting:

8 <Section 1. The following amendment to the
9 Constitution of the State of Iowa is proposed:

10 The Constitution of the State of Iowa is amended by
11 adding the following new section to new Article XIII:

12 ARTICLE XIII.

13 TAXPAYERS TRUST FUND

14 Taxpayers trust fund. SECTION 1.

15 1. A taxpayers trust fund is created within the
16 treasury to provide tax relief. The maximum balance
17 of the trust fund shall be established by statute but
18 shall not be more than one percent of the state's
19 annual net general revenue.

20 2. Except for temporary cash flow purposes, moneys
21 in the taxpayers trust fund shall only be used in
22 accordance with appropriations or transfers made by the
23 general assembly for purposes of providing tax relief
24 for any of the following purposes:

- 25 a. Personal income tax reduction.
- 26 b. Homeowner property tax reduction.
- 27 c. Sales tax reduction.

28 d. Expanding eligibility and the amounts of
29 property tax credits and rent reimbursements for
30 persons with low income who are elderly or disabled.

31 3. The general assembly shall enact laws to
32 implement this section.

33 Sec. 2. The foregoing proposed amendment to the
34 Constitution of the State of Iowa is referred to the
35 general assembly to be chosen at the next general
36 election for members of the general assembly, and the
37 Secretary of State is directed to cause the amendment
38 to be published for three consecutive months previous
39 to the date of that election as provided by law.>

40 _____. Title page, by striking lines 1 through 5 and
41 inserting <A Joint Resolution proposing an amendment to
42 the Constitution of the State of Iowa relating to state
43 budgeting by creating a taxpayers trust fund.>>

LENSING of Johnson

H-1102

1 Amend the amendment, H-1074, to House Joint
2 Resolution 2 as follows:
3 1. Page 1, by striking lines 1 through 36 and
4 inserting:
5 <Amend House Joint Resolution 2 as follows:
6 _____. By striking everything after the resolving
7 clause and inserting:
8 <Section 1. The following amendment to the
9 Constitution of the State of Iowa is proposed:
10 The Constitution of the State of Iowa is amended by
11 adding the following new section to new Article XIII:
12 ARTICLE XIII.
13 TAXPAYERS TRUST FUND
14 Taxpayers trust fund. SECTION 1.
15 1. A taxpayers trust fund is created within the
16 treasury to provide tax relief. The maximum balance
17 of the trust fund shall be established by statute but
18 shall not be more than one percent of the state's
19 annual net general revenue.
20 2. Except for temporary cash flow purposes, moneys
21 in the taxpayers trust fund shall only be used in
22 accordance with appropriations or transfers made by the
23 general assembly for purposes of providing tax relief
24 for any of the following purposes:
25 a. Personal income tax reduction.
26 b. Homeowner property tax reduction.
27 c. Sales tax reduction.
28 d. Veterans services.
29 3. The general assembly shall enact laws to
30 implement this section.
31 Sec. 2. The foregoing proposed amendment to the
32 Constitution of the State of Iowa is referred to the
33 general assembly to be chosen at the next general
34 election for members of the general assembly, and the
35 Secretary of State is directed to cause the amendment
36 to be published for three consecutive months previous
37 to the date of that election as provided by law.>
38 _____. Title page, by striking lines 1 through 5 and
39 inserting <A Joint Resolution proposing an amendment to
40 the Constitution of the State of Iowa relating to state
41 budgeting by creating a taxpayers trust fund.>>

M. SMITH of Marshall

H-1103

1 Amend the amendment, H-1074, to House Joint
2 Resolution 2 as follows:
3 1. Page 1, by striking lines 1 through 36 and
4 inserting:

5 <Amend House Joint Resolution 2 as follows:
6 _____. By striking everything after the resolving
7 clause and inserting:
8 <Section 1. The following amendment to the
9 Constitution of the State of Iowa is proposed:
10 The Constitution of the State of Iowa is amended by
11 adding the following new section to new Article XIII:
12 ARTICLE XIII.
13 TAXPAYERS TRUST FUND
14 Taxpayers trust fund. SECTION 1.
15 1. A taxpayers trust fund is created within the
16 treasury to provide tax relief. The maximum balance
17 of the trust fund shall be established by statute but
18 shall not be more than one percent of the state's
19 annual net general revenue.
20 2. Except for temporary cash flow purposes, moneys
21 in the taxpayers trust fund shall only be used in
22 accordance with appropriations or transfers made by the
23 general assembly to provide tax relief for any of the
24 following purposes:
25 a. Personal income tax reduction.
26 b. Homeowner property tax reduction.
27 c. Sales tax reduction.
28 d. Equalization and reduction of rates, through
29 distribution of state funding, for the additional
30 property tax levied by school districts that is above
31 and beyond the funds received by school districts
32 through the uniform foundation property tax levy and
33 state foundation aid.
34 3. The general assembly shall enact laws to
35 implement this section.
36 Sec. 2. The foregoing proposed amendment to the
37 Constitution of the State of Iowa is referred to the
38 general assembly to be chosen at the next general
39 election for members of the general assembly, and the
40 Secretary of State is directed to cause the amendment
41 to be published for three consecutive months previous
42 to the date of that election as provided by law.>
43 _____. Title page, by striking lines 1 through 5 and
44 inserting <A Joint Resolution proposing an amendment to
45 the Constitution of the State of Iowa relating to state
46 budgeting by creating a taxpayers trust fund.>>

HALL of Woodbury

H-1104

1 Amend the amendment, H-1074, to House Joint
2 Resolution 2 as follows:
3 1. Page 1, by striking lines 1 through 36 and
4 inserting:
5 <Amend House Joint Resolution 2 as follows:

6 _____. By striking everything after the resolving
7 clause and inserting:
8 <Section 1. The following amendment to the
9 Constitution of the State of Iowa is proposed:
10 The Constitution of the State of Iowa is amended by
11 adding the following new section to new Article XIII:
12 ARTICLE XIII.
13 TAXPAYERS TRUST FUND
14 Taxpayers trust fund. SECTION 1.
15 1. A taxpayers trust fund is created within the
16 treasury to provide tax relief. The maximum balance
17 of the trust fund shall be established by statute but
18 shall not be more than one percent of the state's
19 annual net general revenue.
20 2. Except for temporary cash flow purposes, moneys
21 in the taxpayers trust fund shall only be used in
22 accordance with appropriations or transfers made by the
23 general assembly for purposes of providing tax relief
24 through any of the following means:
25 a. Personal income tax reduction.
26 b. Homeowner property tax reduction.
27 c. Sales tax reduction.
28 d. Provision of incentives to encourage businesses
29 to create additional high-quality jobs.
30 3. The general assembly shall enact laws to
31 implement this section.
32 Sec. 2. The foregoing proposed amendment to the
33 Constitution of the State of Iowa is referred to the
34 general assembly to be chosen at the next general
35 election for members of the general assembly, and the
36 Secretary of State is directed to cause the amendment
37 to be published for three consecutive months previous
38 to the date of that election as provided by law.>
39 _____. Title page, by striking lines 1 through 5 and
40 inserting <A Joint Resolution proposing an amendment to
41 the Constitution of the State of Iowa relating to state
42 budgeting by creating a taxpayers trust fund.>>

MURPHY of Dubuque

H-1105

1 Amend the amendment, H-1074, to House Joint
2 Resolution 2 as follows:
3 1. Page 1, by striking lines 1 through 36 and
4 inserting:
5 <Amend House Joint Resolution 2 as follows:
6 _____. By striking everything after the resolving
7 clause and inserting:
8 <Section 1. The following amendment to the
9 Constitution of the State of Iowa is proposed:
10 The Constitution of the State of Iowa is amended by

11 adding the following new section to new Article XIII:

12 ARTICLE XIII.

13 TAXPAYERS TRUST FUND

14 Taxpayers trust fund. SECTION 1.

15 1. A taxpayers trust fund is created within the
16 treasury to provide tax relief. The maximum balance
17 of the trust fund shall be established by statute but
18 shall not be more than one percent of the state's
19 annual net general revenue.

20 2. Except for temporary cash flow purposes, moneys
21 in the taxpayers trust fund shall only be used in
22 accordance with appropriations or transfers made by the
23 general assembly for purposes of providing tax relief
24 for any of the following purposes:

25 a. Personal income tax reduction.

26 b. Homeowner property tax reduction.

27 c. Sales tax reduction.

28 d. Providing funding for the natural resources and
29 outdoor recreation trust fund.

30 3. The general assembly shall enact laws to
31 implement this section.

32 Sec. 2. The foregoing proposed amendment to the
33 Constitution of the State of Iowa is referred to the
34 general assembly to be chosen at the next general
35 election for members of the general assembly, and the
36 Secretary of State is directed to cause the amendment
37 to be published for three consecutive months previous
38 to the date of that election as provided by law.>

39 ___. Title page, by striking lines 1 through 5 and
40 inserting <A Joint Resolution proposing an amendment to
41 the Constitution of the State of Iowa relating to state
42 budgeting by creating a taxpayers trust fund.>>

ISENHART of Dubuque

H-1106

1 Amend the amendment, H-1074, to House Joint
2 Resolution 2 as follows:

3 1. Page 1, by striking lines 1 through 36 and
4 inserting:

5 <Amend House Joint Resolution 2 as follows:

6 ___. By striking everything after the resolving
7 clause and inserting:

8 <Section 1. The following amendment to the
9 Constitution of the State of Iowa is proposed:

10 The Constitution of the State of Iowa is amended by
11 adding the following new section to new Article XIII:

12 ARTICLE XIII.

13 TAXPAYERS TRUST FUND

14 Taxpayers trust fund. SECTION 1.

15 1. A taxpayers trust fund is created within the

16 treasury to provide tax relief. The maximum balance
 17 of the trust fund shall be established by statute but
 18 shall not be more than one percent of the state's
 19 annual net general revenue.

20 2. Except for temporary cash flow purposes, moneys
 21 in the taxpayers trust fund shall only be used in
 22 accordance with appropriations or transfers made by the
 23 general assembly for purposes of providing tax relief
 24 for any of the following purposes:

25 a. Personal income tax reduction.
 26 b. Homeowner property tax reduction.
 27 c. Sales tax reduction.
 28 d. Commercial and industrial property tax
 29 reduction.

30 3. The general assembly shall enact laws to
 31 implement this section.

32 Sec. 2. The foregoing proposed amendment to the
 33 Constitution of the State of Iowa is referred to the
 34 general assembly to be chosen at the next general
 35 election for members of the general assembly, and the
 36 Secretary of State is directed to cause the amendment
 37 to be published for three consecutive months previous
 38 to the date of that election as provided by law.>

39 _____. Title page, by striking lines 1 through 5 and
 40 inserting <A Joint Resolution proposing an amendment to
 41 the Constitution of the State of Iowa relating to state
 42 budgeting by creating a taxpayers trust fund.>>

MURPHY of Dubuque

H-1107

1 Amend the amendment, H-1074, to House Joint
 2 Resolution 2 as follows:

3 1. Page 1, by striking lines 1 through 36 and
 4 inserting:

5 <Amend House Joint Resolution 2 as follows:
 6 _____. By striking everything after the resolving
 7 clause and inserting:
 8 <Section 1. The following amendment to the
 9 Constitution of the State of Iowa is proposed:
 10 The Constitution of the State of Iowa is amended by
 11 adding the following new section to new Article XIII:
 12 ARTICLE XIII.
 13 TAXPAYERS TRUST FUND
 14 Taxpayers trust fund. SECTION 1.
 15 1. A taxpayers trust fund is created within the
 16 treasury to provide tax relief. The maximum balance
 17 of the trust fund shall be established by statute but
 18 shall not be more than one percent of the state's
 19 annual net general revenue.
 20 2. Except for temporary cash flow purposes, moneys
 21 in the taxpayers trust fund shall only be used in

22 accordance with appropriations or transfers made by the
 23 general assembly for purposes of providing tax relief
 24 for any of the following purposes:
 25 a. Personal income tax reduction.
 26 b. Homeowner property tax reduction.
 27 c. Sales tax reduction.
 28 d. Improving the health of the citizens of Iowa.
 29 3. The general assembly shall enact laws to
 30 implement this section.
 31 Sec. 2. The foregoing proposed amendment to the
 32 Constitution of the State of Iowa is referred to the
 33 general assembly to be chosen at the next general
 34 election for members of the general assembly, and the
 35 Secretary of State is directed to cause the amendment
 36 to be published for three consecutive months previous
 37 to the date of that election as provided by law.>
 38 _____. Title page, by striking lines 1 through 5 and
 39 inserting <A Joint Resolution proposing an amendment to
 40 the Constitution of the State of Iowa relating to state
 41 budgeting by creating a taxpayers trust fund.>>

M. SMITH of Marshall

H-1108

1 Amend the amendment, H-1074, to House Joint
 2 Resolution 2 as follows:
 3 1. Page 1, by striking lines 1 through 36 and
 4 inserting:
 5 <Amend House Joint Resolution 2 as follows:
 6 _____. By striking everything after the resolving
 7 clause and inserting:
 8 <Section 1. The following amendment to the
 9 Constitution of the State of Iowa is proposed:
 10 The Constitution of the State of Iowa is amended by
 11 adding the following new section to new Article XIII:
 12 ARTICLE XIII.
 13 TAXPAYERS TRUST FUND
 14 Taxpayers trust fund. SECTION 1.
 15 1. A taxpayers trust fund is created within the
 16 treasury to provide tax relief. The maximum balance
 17 of the trust fund shall be established by statute but
 18 shall not be more than one percent of the state's
 19 annual net general revenue.
 20 2. Except for temporary cash flow purposes, moneys
 21 in the taxpayers trust fund shall only be used in
 22 accordance with appropriations or transfers made by
 23 the general assembly for purposes of providing tax
 24 relief and protection of public safety for any of the
 25 following purposes:
 26 a. Personal income tax reduction.
 27 b. Homeowner property tax reduction.

28 c. Sales tax reduction.
 29 d. Expansion of prison space used to confine sex
 30 offenders.
 31 3. The general assembly shall enact laws to
 32 implement this section.
 33 Sec. 2. The foregoing proposed amendment to the
 34 Constitution of the State of Iowa is referred to the
 35 general assembly to be chosen at the next general
 36 election for members of the general assembly, and the
 37 Secretary of State is directed to cause the amendment
 38 to be published for three consecutive months previous
 39 to the date of that election as provided by law.>
 40 _____. Title page, by striking lines 1 through 5 and
 41 inserting <A Joint Resolution proposing an amendment to
 42 the Constitution of the State of Iowa relating to state
 43 budgeting by creating a taxpayers trust fund.>>

MURPHY of Dubuque

H-1109

1 Amend the amendment, H-1074, to House Joint
 2 Resolution 2 as follows:
 3 1. Page 1, by striking lines 1 through 36 and
 4 inserting:
 5 <Amend House Joint Resolution 2 as follows:
 6 _____. By striking everything after the resolving
 7 clause and inserting:
 8 <Section 1. The following amendment to the
 9 Constitution of the State of Iowa is proposed:
 10 The Constitution of the State of Iowa is amended by
 11 adding the following new section to new Article XIII:
 12 ARTICLE XIII.
 13 TAXPAYERS TRUST FUND
 14 Taxpayers trust fund. SECTION 1.
 15 1. A taxpayers trust fund is created within the
 16 treasury to provide tax relief. The maximum balance
 17 of the trust fund shall be established by statute but
 18 shall not be more than one percent of the state's
 19 annual net general revenue.
 20 2. Except for temporary cash flow purposes, moneys
 21 in the taxpayers trust fund shall only be used in
 22 accordance with appropriations or transfers made by the
 23 general assembly for purposes of providing tax relief
 24 for any of the following purposes:
 25 a. Personal income tax reduction.
 26 b. Homeowner property tax reduction.
 27 c. Sales tax reduction.
 28 d. Addressing natural disasters.
 29 3. The general assembly shall enact laws to
 30 implement this section.
 31 Sec. 2. The foregoing proposed amendment to the

32 Constitution of the State of Iowa is referred to the
 33 general assembly to be chosen at the next general
 34 election for members of the general assembly, and the
 35 Secretary of State is directed to cause the amendment
 36 to be published for three consecutive months previous
 37 to the date of that election as provided by law.>
 38 _____. Title page, by striking lines 1 through 5 and
 39 inserting <A Joint Resolution proposing an amendment to
 40 the Constitution of the State of Iowa relating to state
 41 budgeting by creating a taxpayers trust fund.>>

T. OLSON of Linn

H-1110

1 Amend the amendment, H-1074, to House Joint
 2 Resolution 2 as follows:
 3 1. Page 1, by striking lines 1 through 36 and
 4 inserting:
 5 <Amend House Joint Resolution 2 as follows:
 6 _____. By striking everything after the resolving
 7 clause and inserting:
 8 <Section 1. The following amendment to the
 9 Constitution of the State of Iowa is proposed:
 10 The Constitution of the State of Iowa is amended by
 11 adding the following new section to new Article XIII:
 12 ARTICLE XIII.
 13 TAXPAYERS TRUST FUND
 14 Taxpayers trust fund. SECTION 1.
 15 1. A taxpayers trust fund is created within the
 16 treasury to provide tax relief. The maximum balance
 17 of the trust fund shall be established by statute but
 18 shall not be more than one percent of the state's
 19 annual net general revenue.
 20 2. Except for temporary cash flow purposes, moneys
 21 in the taxpayers trust fund shall only be used in
 22 accordance with appropriations or transfers made by the
 23 general assembly for purposes of providing tax relief
 24 for any of the following purposes:
 25 a. Personal income tax reduction.
 26 b. Homeowner property tax reduction.
 27 c. Sales tax reduction.
 28 d. Elder services.
 29 3. The general assembly shall enact laws to
 30 implement this section.
 31 Sec. 2. The foregoing proposed amendment to the
 32 Constitution of the State of Iowa is referred to the
 33 general assembly to be chosen at the next general
 34 election for members of the general assembly, and the
 35 Secretary of State is directed to cause the amendment
 36 to be published for three consecutive months previous
 37 to the date of that election as provided by law.>

38 _____. Title page, by striking lines 1 through 5 and
39 inserting <A Joint Resolution proposing an amendment to
40 the Constitution of the State of Iowa relating to state
41 budgeting by creating a taxpayers trust fund.>>

OLDSON of Polk

H-1111

1 Amend the amendment, H-1074, to House Joint
2 Resolution 2 as follows:
3 1. Page 1, by striking lines 1 through 36 and
4 inserting:
5 <Amend House Joint Resolution 2 as follows:
6 _____. By striking everything after the resolving
7 clause and inserting:
8 <Section 1. The following amendment to the
9 Constitution of the State of Iowa is proposed:
10 The Constitution of the State of Iowa is amended by
11 adding the following new section to new Article XIII:
12 ARTICLE XIII.
13 TAXPAYERS TRUST FUND
14 Taxpayers trust fund. SECTION 1.
15 1. A taxpayers trust fund is created within the
16 treasury to provide tax relief. The maximum balance
17 of the trust fund shall be established by statute but
18 shall not be more than one percent of the state's
19 annual net general revenue.
20 2. Except for temporary cash flow purposes, moneys
21 in the taxpayers trust fund shall only be used in
22 accordance with appropriations or transfers made by the
23 general assembly for purposes of providing tax relief
24 for any of the following purposes:
25 a. Personal income tax reduction.
26 b. Homeowner property tax reduction.
27 c. Sales tax reduction.
28 d. Addressing flood damage.
29 3. The general assembly shall enact laws to
30 implement this section.
31 Sec. 2. The foregoing proposed amendment to the
32 Constitution of the State of Iowa is referred to the
33 general assembly to be chosen at the next general
34 election for members of the general assembly, and the
35 Secretary of State is directed to cause the amendment
36 to be published for three consecutive months previous
37 to the date of that election as provided by law.>
38 _____. Title page, by striking lines 1 through 5 and
39 inserting <A Joint Resolution proposing an amendment to

40 the Constitution of the State of Iowa relating to state
 41 budgeting by creating a taxpayers trust fund.>>

STECKMAN of Cerro Gordo
 RUNNING-MARQUARDT of Linn

H-1112

1 Amend the amendment, H-1074, to House Joint
 2 Resolution 2 as follows:
 3 1. Page 1, by striking lines 1 through 36 and
 4 inserting:
 5 <Amend House Joint Resolution 2 as follows:
 6 _____. By striking everything after the resolving
 7 clause and inserting:
 8 <Section 1. The following amendment to the
 9 Constitution of the State of Iowa is proposed:
 10 The Constitution of the State of Iowa is amended by
 11 adding the following new section to new Article XIII:
 12 ARTICLE XIII.
 13 TAXPAYERS TRUST FUND
 14 Taxpayers trust fund. SECTION 1.
 15 1. A taxpayers trust fund is created within the
 16 treasury to provide tax relief. The maximum balance
 17 of the trust fund shall be established by statute but
 18 shall not be more than one percent of the state's
 19 annual net general revenue.
 20 2. Except for temporary cash flow purposes, moneys
 21 in the taxpayers trust fund shall only be used in
 22 accordance with appropriations or transfers made by the
 23 general assembly for purposes of providing tax relief
 24 for any of the following purposes:
 25 a. Personal income tax reduction.
 26 b. Homeowner property tax reduction.
 27 c. Sales tax reduction.
 28 d. Student tuition to build a skilled workforce.
 29 3. The general assembly shall enact laws to
 30 implement this section.
 31 Sec. 2. The foregoing proposed amendment to the
 32 Constitution of the State of Iowa is referred to the
 33 general assembly to be chosen at the next general
 34 election for members of the general assembly, and the
 35 Secretary of State is directed to cause the amendment
 36 to be published for three consecutive months previous
 37 to the date of that election as provided by law.>
 38 _____. Title page, by striking lines 1 through 5 and
 39 inserting <A Joint Resolution proposing an amendment to
 40 the Constitution of the State of Iowa relating to state
 41 budgeting by creating a taxpayers trust fund.>>

RUNNING-MARQUARDT of Linn
 STECKMAN of Cerro Gordo

H-1113

1 Amend the amendment, H-1074, to House Joint
2 Resolution 2 as follows:
3 1. Page 1, by striking lines 1 through 36 and
4 inserting:
5 <Amend House Joint Resolution 2 as follows:
6 _____. By striking everything after the resolving
7 clause and inserting:
8 <Section 1. The following amendment to the
9 Constitution of the State of Iowa is proposed:
10 The Constitution of the State of Iowa is amended by
11 adding the following new section to new Article XIII:
12 ARTICLE XIII.
13 TAXPAYERS TRUST FUND
14 Taxpayers trust fund. SECTION 1.
15 1. A taxpayers trust fund is created within the
16 treasury to provide tax relief. The maximum balance
17 of the trust fund shall be established by statute but
18 shall not be more than one percent of the state's
19 annual net general revenue.
20 2. Except for temporary cash flow purposes, moneys
21 in the taxpayers trust fund shall only be used in
22 accordance with appropriations or transfers made by the
23 general assembly for purposes of providing tax relief
24 for any of the following purposes:
25 a. Personal income tax reduction.
26 b. Homeowner property tax reduction.
27 c. Sales tax reduction.
28 d. Guaranteed minimum judicial branch services and
29 access to judicial branch services in each county.
30 3. The general assembly shall enact laws to
31 implement this section.
32 Sec. 2. The foregoing proposed amendment to the
33 Constitution of the State of Iowa is referred to the
34 general assembly to be chosen at the next general
35 election for members of the general assembly, and the
36 Secretary of State is directed to cause the amendment
37 to be published for three consecutive months previous
38 to the date of that election as provided by law.>
39 _____. Title page, by striking lines 1 through 5 and
40 inserting <A Joint Resolution proposing an amendment to
41 the Constitution of the State of Iowa relating to state
42 budgeting by creating a taxpayers trust fund.>>

ISENHART of Dubuque

H-1114

1 Amend House Joint Resolution 2 as follows:
2 1. Page 3, line 1, by striking <tax relief.> and
3 inserting <flood disaster prevention, mitigation, and

4 relief. In the event that two-thirds of the members
 5 elected to each house of the general assembly vote
 6 to reject utilization of moneys in the trust fund
 7 for this purpose, moneys shall be used in accordance
 8 with appropriations or transfers made by the general
 9 assembly for the purposes of providing tax relief.>

ISENHART of Dubuque

H-1115

1 Amend House File 392 as follows:
 2 1. Page 2, by striking line 7 and inserting:
 3 <Sec. ____ Section 126.25, Code 2013, is amended by
 4 striking the section and inserting in lieu thereof the
 5 following:
 6 126.25 Human immunodeficiency virus home testing
 7 kits – sales restrictions – penalties.
 8 1. A home testing kit for human immunodeficiency
 9 virus antibody or antigen testing shall not be sold in
 10 this state unless the sale complies with all of the
 11 following requirements:
 12 a. The home testing kit is sold by a licensed
 13 pharmacy, and a pharmacist or pharmacy technician as
 14 defined in section 155A.3 provides for the sale of the
 15 home testing kit from a locked cabinet or from behind a
 16 sales counter which is not accessible to the public.
 17 b. A pharmacist or pharmacy technician consults
 18 with the consumer prior to the sale and the
 19 consultation includes informing the consumer of the
 20 need to seek in-person follow-up with a health care
 21 provider to obtain confirmation of and additional
 22 information regarding any test results.
 23 2. The Iowa department of public health, in
 24 consultation with the board, shall adopt rules to
 25 establish what constitutes a home testing kit for the
 26 purposes of this section.
 27 3. The board may seek injunctive relief pursuant to
 28 section 126.4 restraining any person from violating the
 29 provisions of this section. In addition, a pharmacy,
 30 pharmacist, or pharmacy technician who violates this
 31 section is subject to discipline pursuant to section
 32 155A.12 or 155A.15, as applicable.>
 33 2. Title page, line 2, after <health> by inserting
 34 <and providing penalties>
 35 3. By renumbering as necessary.

LUNDBY of Linn

H-1116

1 Amend House File 520 as follows:

2 1. Page 6, after line 16 by inserting:
3 <Sec. _____. Section 53.2, subsection 2, Code 2013,
4 is amended by adding the following new paragraph:
5 NEW PARAGRAPH. d. Absentee ballot applications
6 shall include the following questions in substantially
7 the following form:
8 RESIDENT OR PATIENT IN A HEALTH CARE FACILITY OR
9 HOSPITAL

10 1. Are you a resident or patient in a health care
11 facility or hospital?

12 Yes

13 No

14 2. If yes, how would you like your absentee
15 ballot delivered?

16 I request delivery and assistance from two special
17 precinct election officers.

18 I request delivery by mail.>>

19 2. Page 6, after line 35 by inserting:
20 <Sec. _____. Section 53.8, subsection 3, paragraph b,
21 Code 2013, is amended to read as follows:

22 b. (1) If the application is received more
23 than five days before the ballots are printed and
24 the commissioner has elected to have the ballots
25 personally delivered during the ten-day period after
26 the ballots are printed, the commissioner shall mail
27 to the applicant, if the applicant has not requested
28 that the absentee ballot be delivered by mail pursuant
29 to section 53.22, subsection 1, paragraph "a",
30 subparagraph (1A), within twenty-four hours a letter in
31 substantially the following form:

32 Your application for an absentee ballot for the
33 election to be held on has been received.
34 This ballot will be personally delivered to you by a
35 bipartisan team sometime during the ten days after the
36 ballots are printed. If you will not be at the address
37 from which your application was sent during any or
38 all of the ten-day period immediately following the
39 printing of the ballots, the ballot will be personally
40 delivered to you sometime during the fourteen days
41 preceding the election. If you will not be at the
42 address from which your application was sent during
43 either of these time periods, contact this office and
44 arrangements will be made to have your absentee ballot
45 delivered at a time when you will be present at that
46 address.

47 (2) If the application is received more than
48 fourteen calendar days before the election and the
49 commissioner has not elected to mail absentee ballots
50 to applicants as provided under section 53.22,

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1 subsection 3, and has not elected to have the absentee
 2 ballots personally delivered during the ten-day period
 3 after the ballots are printed, the commissioner shall
 4 mail to the applicant, if the applicant has not
 5 requested that the absentee ballot be delivered by mail
 6 pursuant to section 53.22, subsection 1, paragraph "a",
 7 subparagraph (1A), within twenty-four hours a letter in
 8 substantially the following form:
 9 Your application for an absentee ballot for the
 10 election to be held on has been received.
 11 This ballot will be personally delivered to you by
 12 a bipartisan team sometime during the fourteen days
 13 preceding the election. If you will not be at the
 14 address from which your application was sent during any
 15 or all of the fourteen-day period immediately preceding
 16 the election, contact this office and arrangements will
 17 be made to have your absentee ballot delivered at a
 18 time when you will be present at that address.>
 19 3. Page 7, after line 9 by inserting:
 20 <Sec. ____ Section 53.22, subsection 1, paragraph
 21 a, Code 2013, is amended by adding the following new
 22 subparagraph:
 23 NEW SUBPARAGRAPH. (1A) Notwithstanding
 24 subparagraph (1) and subsection 3, the commissioner
 25 shall, if the applicant so requests, have the absentee
 26 ballot delivered by mail and the commissioner shall
 27 proceed under section 53.8, subsections 1 and 2.>

MASCHER of Johnson

H-1117

1 Amend House File 518 as follows:
 2 1. Page 2, by striking lines 3 through 5 and
 3 inserting:
 4 <5. For purposes of this section, "manufactured
 5 home" or "manufactured housing" means a factory-built
 6 structure built under authority of 42 U.S.C. § 5403,
 7 that is required by federal law to display a seal from
 8 the United States department of housing and urban
 9 development, that has been designed, produced, and
 10 installed in accordance with energy star guidelines
 11 by an energy star certified plant, and that was
 12 constructed on or after June 15, 1976.>

ISENHART of Dubuque

H-1118

1 Amend House File 541 as follows:

- 2 1. Page 1, line 2, by striking <subsection> and
3 inserting <subsections>
4 2. Page 1, after line 14 by inserting:
5 <NEW SUBSECTION. 3B. Following the reconstruction
6 of a dam, the state shall not provide a percentage of
7 funding of the total cost for sedimentation remediation
8 of the lake formed by the reconstructed dam that is
9 greater than the percentage of lake frontage that is
10 publicly owned.>
11 3. Title page, line 1, by striking <standards>
12 4. By renumbering as necessary.

ISENHART of Dubuque

H-1119

- 1 Amend House File 541 as follows:
2 1. Page 1, line 2, by striking <subsection> and
3 inserting <subsections>
4 2. Page 1, after line 14 by inserting:
5 <NEW SUBSECTION. 3B. A person who files an
6 application to reconstruct a dam shall indemnify the
7 state for any liability relating to flooding damage
8 caused, in part or in whole, by the reconstructed dam
9 if the person reconstructing the dam fails to obtain
10 the flooding easements or ownership required under
11 subsection 3A.>
12 3. Title page, line 1, by striking <standards>
13 4. By renumbering as necessary.

ISENHART of Dubuque

H-1120

- 1 Amend House File 574 as follows:
2 1. By striking everything after the enacting clause
3 and inserting:
4 <Section 1. Section 422.12M, Code 2013, is amended
5 by adding the following new subsection:
6 NEW SUBSECTION. 2A. The department shall not
7 reject an income tax return as incomplete because a
8 taxpayer has failed to comply with subsection 2.
9 Sec. 2. RETROACTIVE APPLICABILITY. The section of
10 this Act amending section 422.12M applies retroactively
11 to January 1, 2013, for tax years beginning on or after
12 that date.
13 Sec. 3. CONTINGENT REPEAL. Section 422.12M, Code
14 2013, is repealed effective January 1, 2015, for tax
15 years beginning on or after that date if the general
16 assembly or the governor do not take action to expand
17 eligibility for health care under a state or federal
18 government health care program during the Eighty-fifth

19 General Assembly.>

20 2. Title page, line 1, by striking <repealing> and
21 inserting <relating to>

22 3. Title page, by striking lines 4 and 5 and
23 inserting <health care coverage, and including
24 retroactive applicability provisions and a contingent
25 repeal.>

ISENHART of Dubuque

H-1121

1 Amend House File 500 as follows:

2 1. Page 1, line 17, after <alternate.> by inserting
3 <For the purposes of applying a bylaw providing
4 for a member's removal from the area board or other
5 consequence due to absences from meetings, a member
6 represented at a meeting by a designee or alternate
7 shall be considered to be absent.>

HUNTER of Polk

H-1122

1 Amend House File 500 as follows:

2 1. Page 1, line 9, before <members> by inserting
3 <initial>

4 2. Page 1, line 11, by striking <In addition, the>
5 and inserting <In addition, the However, for subsequent
6 members, an area board's bylaws may provide that not
7 more than twenty percent of the area board's voting
8 membership may consist of persons who are employed by
9 a public agency provider of services to or for the area
10 board. The bylaws shall include provisions to reduce
11 the potential for conflicts of interest among such
12 members. The>

13 3. Page 1, line 17, after <alternate.> by inserting
14 <For the purposes of this paragraph, "public agency"
15 means any agency of state government or a city, county,
16 school district, or other political subdivision of this
17 state.>

WINCKLER of Scott

H-1123

1 Amend House File 420 as follows:

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

4 <Section 1. Section 53.40, subsection 2, Code 2013,
5 is amended to read as follows:

6 2. The commissioner shall immediately on the

7 forty-fifth day prior to the particular election
8 transmit ~~ballots~~ a ballot to the voter by mail ~~or~~
9 otherwise, postage prepaid, or transmit a ballot to the
10 voter electronically in the manner provided in section
11 53.45A as directed by the state commissioner, requests
12 requested by the voter for those requests which are in
13 the commissioner's hands at that time, and thereafter
14 ~~so shall~~ transmit ballots immediately upon receipt
15 of requests. A request for ballot for the primary
16 election which does not state the party affiliation of
17 the voter making the request is void and of no effect.
18 A request which does not show that the person for whom
19 a ballot is requested will be a qualified voter in the
20 precinct in which the ballot is to be cast on the day
21 of the election for which the ballot is requested,
22 shall not be honored. However, a request which states
23 the age and the city, including street address, and
24 county where the voter resides is sufficient to show
25 that the person is a qualified voter. A request by the
26 voter containing substantially the information required
27 is sufficient.

28 Sec. 2. NEW SECTION. 53.45A Transmitting absentee
29 ballots electronically.

30 The commissioner shall transmit a ballot to a voter
31 electronically if the voter requests such electronic
32 transmission as provided in section 53.46, subsection
33 6A.

34 Sec. 3. Section 53.46, Code 2013, is amended by
35 adding the following new subsection:

36 NEW SUBSECTION. 6A. To develop and operate, not
37 inconsistent with federal law, a secure internet-based
38 application to allow a voter in the armed forces of
39 the United States to access, print, mark, and return
40 an absentee ballot through electronic means. For
41 the general election only, the secure internet-based
42 application shall also allow the voter to access,
43 mark, and return the ballot electronically. Ballots
44 returned electronically under this subsection shall be
45 submitted through the internet-based application no
46 later than the close of the polls on the day of the
47 general election. The content of any such electronic
48 absentee ballot shall be the same as that used for
49 absent voters generally in the particular precinct in
50 which the electronic absentee ballot is to be cast;>

SHAW of Pocahontas

H-1124

1 Amend House File 593 as follows:
2 1. Page 4, line 28, after <programs> by inserting
3 <or practices>

4 2. Page 5, after line 2 by inserting:
 5 <c. Provide investigation training to individuals
 6 responsible for conducting investigations of reported
 7 incidents of harassment or bullying.>

MASCHER of Johnson

H-1125

1 Amend House File 515 as follows:
 2 1. Page 1, line 14, after <Constitution₁> by
 3 inserting <and the emancipation proclamation,>
 4 2. Page 1, line 16, after <Rights> by inserting <₁
 5 and the emancipation proclamation>
 6 3. Title page, line 3, after <Independence> by
 7 inserting <and the emancipation proclamation>

MASCHER of Johnson

H-1126

1 Amend House File 515 as follows:
 2 1. Page 1, line 14, after <Constitution₁> by
 3 inserting <and the Civil Rights Act of 1964,>
 4 2. Page 1, line 16, after <Rights> by inserting <₁
 5 and the Civil Rights Act of 1964>
 6 3. Title page, line 3, after <Independence> by
 7 inserting <and the Civil Rights Act of 1964>

MASCHER of Johnson

H-1127

1 Amend House File 515 as follows:
 2 1. Page 1, line 14, after <Constitution₁> by
 3 inserting <and the Americans With Disabilities Act,>
 4 2. Page 1, line 16, after <Rights> by inserting <₁
 5 and the Americans With Disabilities Act>
 6 3. Title page, line 3, after <Independence> by
 7 inserting <and the Americans With Disabilities Act>

MASCHER of Johnson

H-1128

1 Amend House File 603 as follows:
 2 1. Page 8, after line 24 by inserting:
 3 <b. For costs associated with attending the united
 4 council on welfare fraud annual meeting:
 5 \$ 25,000>
 6 2. Page 8, line 25, by striking <b.> and inserting

7 <c.>

8 3. By renumbering as necessary.

WATTS of Dallas

H-1129

1 Amend House File 392 as follows:

2 1. Page 2, by striking lines 12 through 15 and
3 inserting:

4 <A minor who is twelve years of age or older shall
5 have the legal capacity to act and give consent to
6 the provision of tobacco cessation coaching services
7 pursuant to a tobacco cessation telephone and
8 internet-based program approved by the department.

9 Consent shall not be subject to>

FRY of Clarke

H-1130

1 Amend House File 545 as follows:

2 1. Page 1, line 3, after <to> by inserting
3 <initial>

4 2. Page 1, lines 3 and 4, by striking <or treatment
5 for any medical need related to a> and inserting <for
6 any>

ALONS of Sioux

H-1131

1 Amend House File 487 as follows:

2 1. Page 1, after line 24 by inserting:
3 <Sec. ____ Section 435.1, subsection 6, Code 2013,
4 is amended to read as follows:

5 6. "Mobile home park" means a site, lot, field, or
6 tract of land upon which three or more mobile homes,
7 ~~or~~ manufactured homes, modular homes, or motor homes,
8 or a combination of any of these homes, are placed
9 on developed spaces and operated as a for-profit
10 enterprise with water, sewer or septic, and electrical
11 services available. The term "mobile home park"
12 shall not be construed to include manufactured or
13 mobile homes, buildings, tents, or other structures
14 temporarily maintained by ~~any~~ an individual,
15 educational institution, or company on their own
16 premises and used exclusively to house their own labor
17 or students. The term "mobile home park" shall not be
18 construed to include a campground as defined in section
19 557B.1.

20 Sec. ____ Section 435.1, Code 2013, is amended by

21 adding the following new subsection:

22 NEW SUBSECTION. 8. "Motor home" means as defined
23 in section 321.1, subsection 36C.

24 Sec. ____ Section 562B.7, subsection 7, Code 2013,
25 is amended to read as follows:

26 7. "Mobile home park" ~~shall mean any~~ means a site,
27 lot, field, or tract of land upon which three or more
28 mobile homes, manufactured homes, or modular homes, or
29 motor homes, or a combination of any of these homes,
30 are placed on developed spaces and operated as a
31 for-profit enterprise with water, sewer or septic, and
32 electrical services available. The term "mobile home
33 park" shall not be construed to include manufactured
34 or mobile homes, buildings, tents, or other structures
35 temporarily maintained by an individual, educational
36 institution, or company on their own premises and used
37 exclusively to house their own labor or students.

38 The term "mobile home park" shall not be construed to
39 include a campground as defined in section 557B.1.

40 Sec. ____ Section 562B.7, Code 2013, is amended by
41 adding the following new subsection:

42 NEW SUBSECTION. 8A. "Motor home" means as defined
43 in section 321.1, subsection 36C.>

44 2. Title page, by striking lines 1 through 3 and
45 inserting <An Act relating to manufactured and mobile
46 homes, including property taxes, landlord and tenant
47 law, and certificates of title.>

48 3. By renumbering as necessary.

PETTENGILL of Benton

H-1132

1 Amend House File 603 as follows:

2 1. Page 7, line 3, after <purposes> by inserting
3 <, and for not more than the following full-time
4 equivalent positions>

5 2. Page 25, line 23, after <purposes> by inserting
6 <, and for not more than the following full-time
7 equivalent positions>

WATTS of Dallas

H-1133

1 Amend House File 569 as follows:

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

4 <Section 1. Section 147.1, subsections 3 and 6,
5 Code 2013, are amended to read as follows:

6 3. "Licensed" or "certified", when applied
7 to a physician and surgeon, podiatric physician,
8 osteopathic physician and surgeon, physician assistant,

9 psychologist, chiropractor, nurse, dentist, dental
10 hygienist, dental assistant, optometrist, speech
11 pathologist, audiologist, pharmacist, physical
12 therapist, physical therapist assistant, occupational
13 therapist, occupational therapy assistant, orthotist,
14 prosthetist, pedorthist, respiratory care practitioner,
15 practitioner of cosmetology arts and sciences,
16 practitioner of barbering, funeral director, dietitian,
17 marital and family therapist, mental health counselor,
18 social worker, substance and addictive disorder
19 counselor, master substance and addictive disorder
20 counselor, independent substance and addictive
21 disorder counselor, substance and addictive disorder
22 prevention professional, massage therapist, athletic
23 trainer, acupuncturist, nursing home administrator,
24 hearing aid dispenser, or sign language interpreter
25 or transliterator means a person licensed under this
26 subtitle.

27 6. "Profession" means medicine and surgery,
28 podiatry, osteopathic medicine and surgery, practice
29 as a physician assistant, psychology, chiropractic,
30 nursing, dentistry, dental hygiene, dental assisting,
31 optometry, speech pathology, audiology, pharmacy,
32 physical therapy, physical therapist assisting,
33 occupational therapy, occupational therapy assisting,
34 respiratory care, cosmetology arts and sciences,
35 barbering, mortuary science, marital and family
36 therapy, mental health counseling, social work,
37 substance and addictive disorder counseling, substance
38 and addictive disorder prevention services, dietetics,
39 massage therapy, athletic training, acupuncture,
40 nursing home administration, hearing aid dispensing,
41 sign language interpreting or transliterating,
42 orthotics, prosthetics, or pedorthics.

43 Sec. 2. Section 147.2, subsection 1, Code 2013, is
44 amended to read as follows:

45 1. A person shall not engage in the practice of
46 medicine and surgery, podiatry, osteopathic medicine
47 and surgery, psychology, chiropractic, physical
48 therapy, physical therapist assisting, nursing,
49 dentistry, dental hygiene, dental assisting, optometry,
50 speech pathology, audiology, occupational therapy,

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1 occupational therapy assisting, orthotics, prosthetics,
2 pedorthics, respiratory care, pharmacy, cosmetology
3 arts and sciences, barbering, social work, dietetics,
4 marital and family therapy or mental health counseling,
5 substance and addictive disorder counseling or
6 substance and addictive disorder prevention services,
7 massage therapy, mortuary science, athletic training,

8 acupuncture, nursing home administration, hearing
 9 aid dispensing, or sign language interpreting or
 10 transliterating, or shall not practice as a physician
 11 assistant, unless the person has obtained a license for
 12 that purpose from the board for the profession.

13 Sec. 3. Section 147.13, subsection 16, Code 2013,
 14 is amended to read as follows:

15 16. For marital and family therapy, ~~and mental~~
 16 health counseling, substance and addictive disorder
 17 counseling, and substance and addictive disorder
 18 prevention services, the board of behavioral science.

19 Sec. 4. Section 147.14, subsection 1, paragraph m,
 20 Code 2013, is amended to read as follows:

21 m. For behavioral science, ~~three~~ two members
 22 licensed to practice marital and family therapy, ~~all~~
 23 both of whom shall be practicing marital and family
 24 therapists; ~~three~~ two members licensed to practice
 25 mental health counseling, one of whom shall be employed
 26 in graduate teaching, training, or research in mental
 27 health counseling and ~~two~~ one of whom shall be a
 28 practicing mental health ~~counselors~~ counselor; two
 29 members licensed to practice substance and addictive
 30 disorder counseling or substance and addictive disorder
 31 prevention services; and three members who are not
 32 licensed to practice marital and family therapy, ~~or~~
 33 mental health counseling, substance and addictive
 34 disorder counseling, or substance and addictive
 35 disorder prevention services and who shall represent
 36 the general public.

37 Sec. 5. Section 147.74, Code 2013, is amended by
 38 adding the following new subsection:

39 NEW SUBSECTION. 23A. A substance and addictive
 40 disorder counselor licensed under chapter 154D may use
 41 the words "licensed substance and addictive disorder
 42 counselor" after the person's name or signify the
 43 same by the use of the letters "L.S.A.D.C." after
 44 the person's name. A master substance and addictive
 45 disorder counselor licensed under chapter 154D may use
 46 the words "licensed master substance and addictive
 47 disorder counselor" after the person's name or signify
 48 the same by the use of the letters "L.M.S.A.D.C."
 49 after the person's name. An independent substance and
 50 addictive disorder counselor licensed under chapter

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1 154D may use the words "licensed independent substance
 2 and addictive disorder counselor" after the person's
 3 name or signify the same by the use of the letters
 4 "L.I.S.A.D.C." after the person's name. A substance
 5 and addictive disorder prevention professional
 6 licensed under chapter 154D may use the words

7 "licensed substance and addictive disorder prevention
8 professional" after the person's name or signify the
9 same by the use of the letters "L.S.A.D.P.P." after the
10 person's name.

11 Sec. 6. Section 154D.1, subsection 4, Code 2013, is
12 amended to read as follows:

13 4. "Licensee" includes a licensed marital and
14 family therapist, ~~and~~ a licensed mental health
15 counselor, a licensed substance and addictive
16 disorder counselor, a licensed master substance and
17 addictive disorder counselor, a licensed independent
18 substance and addictive disorder counselor, and a
19 licensed substance and addictive disorder prevention
20 professional.

21 Sec. 7. Section 154D.1, Code 2013, is amended by
22 adding the following new subsections:

23 NEW SUBSECTION. 1A. "Licensed independent substance
24 and addictive disorder counselor" means a person
25 licensed to practice substance and addictive disorder
26 counseling as an independent substance and addictive
27 disorder counselor pursuant to this chapter. A
28 licensed independent substance and addictive disorder
29 counselor is qualified to practice independently in
30 private practice.

31 NEW SUBSECTION. 2A. "Licensed master substance and
32 addictive disorder counselor" means a person licensed to
33 practice substance and addictive disorder counseling
34 as a master substance and addictive disorder counselor
35 pursuant to this chapter. A licensed master substance
36 and addictive disorder counselor may practice in a
37 program licensed or excepted from licensure pursuant
38 to chapter 125.

39 NEW SUBSECTION. 3A. "Licensed substance and
40 addictive disorder counselor" means a person licensed to
41 practice substance and addictive disorder counseling
42 pursuant to this chapter. A licensed substance and
43 addictive disorder counselor may practice in a program
44 licensed or excepted from licensure pursuant to
45 chapter 125, under the clinical oversight of a licensed
46 master substance and addictive disorder counselor or a
47 licensed independent substance and addictive disorder
48 counselor.

49 NEW SUBSECTION. 3B. "Licensed substance and
50 addictive disorder prevention professional" means a

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1 person licensed to provide substance and addictive
2 disorder prevention services pursuant to this chapter.

3 NEW SUBSECTION. 6A. "Substance and addictive
4 disorder counseling" means counseling of persons with
5 substance and addictive disorders which consists of

6 the application of general counseling theories and
7 treatment methods adopted with the express purpose of
8 treating alcohol, drug, and gambling problems.

9 NEW SUBSECTION. 6B. "Substance and addictive
10 disorder prevention services" means services that
11 implement strategies and activities that have been
12 shown to increase protective factors, prevent high-risk
13 behaviors, and effectively reduce rates of substance
14 and addictive disorders.

15 Sec. 8. NEW SECTION. 154D.2A Licensure —
16 substance and addictive disorder counseling and
17 prevention services.

18 1. An applicant for a license to practice as a
19 substance and addictive disorder counselor shall
20 be granted a license by the board if the applicant
21 satisfies all of the following requirements:

22 a. Possesses a bachelor's degree in substance
23 and addictive disorders or a mental health
24 counseling-related area from an accredited educational
25 institution or from a program approved by the board.

26 b. Possesses the required years of supervised
27 clinical experience or its equivalent as approved by
28 the board.

29 c. Passes an examination approved by the board.

30 2. An applicant for a license to practice as a
31 master substance and addictive disorder counselor shall
32 be granted a license by the board if the applicant
33 satisfies all of the following requirements:

34 a. Possesses a master's degree in substance
35 and addictive disorders or a mental health
36 counseling-related area from an accredited educational
37 institution or from a program approved by the board.

38 b. Possesses the required years of supervised
39 clinical experience or its equivalent as approved by
40 the board.

41 c. Passes an examination approved by the board.

42 3. An applicant for a license to practice as an
43 independent substance and addictive disorder counselor
44 shall be granted a license by the board if the
45 applicant satisfies all of the following requirements:

46 a. Possesses a master's degree in substance
47 and addictive disorders or a mental health
48 counseling-related area from an accredited educational
49 institution or from a program approved by the board.

50 b. Possesses the required years of supervised

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1 clinical experience or its equivalent as approved by
2 the board.

3 c. Has at least one year of experience in the
4 treatment of and service delivery for substance and

5 addictive disorders.

6 d. Passes an examination approved by the board.

7 4. An applicant for a license to provide substance
8 and addictive disorder prevention services shall
9 be granted a license by the board if the applicant
10 satisfies all of the following requirements:

11 a. Possesses a bachelor's degree in a substance and
12 addictive disorders prevention-related area from an
13 accredited educational institution or from a program
14 approved by the board.

15 b. Possesses the required years of supervised
16 clinical experience or its equivalent as approved by
17 the board.

18 c. Passes an examination approved by the board.

19 Sec. 9. NEW SECTION. 154D.2B Scope of work —
20 substance and addictive disorder counseling.

21 1. a. The scope of work for a person licensed as
22 a substance and addictive disorder counselor includes
23 all of the following and applies to co-occurring mental
24 health problems that are within the limits of the
25 person's training and experience:

26 (1) Clinical evaluation, including formulation
27 of a diagnosis of a substance and addictive disorder,
28 with review by an independent substance and addictive
29 disorder counselor, a master substance and addictive
30 disorder counselor, or a mental health professional
31 as defined in section 228.1; screening, brief
32 intervention, and referral to treatment.

33 (2) Treatment planning.

34 (3) Referral.

35 (4) Service coordination and case management.

36 (5) Counseling, therapy, and education with
37 individuals, families, and groups.

38 (6) Substance and addictive disorder services
39 including client, family, and community education.

40 (7) Documentation.

41 (8) Professional and ethical responsibilities.

42 (9) Supervision of licensed substance and addictive
43 disorder prevention professionals.

44 b. A person licensed as a substance and addictive
45 disorder counselor may practice at a facility, in a
46 primary care setting, or under the clinical supervision
47 of an independent substance and addictive disorder
48 counselor or a master substance and addictive disorder
49 counselor.

50 2. a. The scope of work for a person licensed as

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1 a master substance and addictive disorder counselor
2 includes all of the following and applies to
3 co-occurring mental health problems that are within the

4 limits of the person's training and experience:
5 (1) Clinical evaluation, including the diagnosis
6 of substance and addictive disorders, screening, and
7 assessment.
8 (2) Treatment planning.
9 (3) Referral.
10 (4) Service coordination and case management.
11 (5) Counseling, therapy, and education with
12 individuals, families, and groups.
13 (6) Substance and addictive disorder services
14 including client, family, and community education.
15 (7) Documentation.
16 (8) Professional and ethical responsibilities.
17 (9) Supervision of licensed substance and addictive
18 disorder counselors and licensed substance and
19 addictive disorder prevention professionals.
20 b. A person licensed as a master substance and
21 addictive disorder counselor may practice at a
22 facility, in a primary care setting, or under the
23 clinical supervision of an independent substance and
24 addictive disorder counselor.
25 3. a. The scope of work for a person licensed
26 as an independent substance and addictive disorder
27 counselor includes all of the following and applies to
28 co-occurring mental health problems that are within the
29 limits of the person's training and experience:
30 (1) Clinical evaluation, including the diagnosis
31 of substance and addictive disorders, screening, and
32 assessment.
33 (2) Treatment planning.
34 (3) Referral.
35 (4) Service coordination and case management.
36 (5) Counseling, therapy, and education with
37 individuals, families, and groups.
38 (6) Substance and addictive disorder services
39 including client, family, and community education.
40 (7) Documentation.
41 (8) Professional and ethical responsibilities.
42 (9) Supervision of licensed substance and addictive
43 disorder counselors, licensed master substance and
44 addictive disorder counselors, and licensed substance
45 and addictive disorder prevention professionals.
46 b. A person licensed as an independent substance
47 and addictive disorder counselor may practice at
48 a facility, in a primary care setting, or as an
49 independent private practitioner.
50 Sec. 10. Section 154D.3, subsection 1, paragraph b,

Page 7

1 Code 2013, is amended to read as follows:
2 b. (1) Standards for professional conduct of

3 persons licensed under this chapter.

4 (2) Standards for professional conduct for
5 persons practicing substance and addictive disorder
6 counseling or providing substance and addictive
7 disorder prevention services shall address the
8 following: informed consent, supervision, privacy and
9 confidentiality, record keeping, access to records,
10 billing and fees, conflicts of interest, physical
11 contact, termination of service, misrepresentation,
12 disclosure, impairment, research, and other areas as
13 determined by the board.

14 Sec. 11. Section 154D.3, subsection 1, Code 2013,
15 is amended by adding the following new paragraphs:
16 NEW PARAGRAPH. f. Requirements for a notification
17 provided by a licensed substance and addictive disorder
18 counselor, licensed master substance and addictive
19 disorder counselor, licensed independent substance and
20 addictive disorder counselor, or a licensed substance
21 and addictive disorder prevention professional to
22 the board regarding professional disciplinary action
23 taken against the person in any state. Professional
24 disciplinary action in any state may be grounds for
25 termination of a license to practice substance and
26 addictive disorder counseling or provide substance
27 and addictive disorder prevention services under this
28 chapter.

29 NEW PARAGRAPH. g. Requirements for listing
30 professional degrees related to substance and addictive
31 disorder counseling or substance and addictive disorder
32 prevention services.

33 NEW PARAGRAPH. h. Requirements for the accepted
34 standards of professional competence for a license to
35 practice substance and addictive disorder counseling or
36 substance and addictive disorder prevention services.

37 NEW PARAGRAPH. i. Requirements for allowing
38 reciprocity for persons licensed in other jurisdictions
39 to become licensed to practice as substance and
40 addictive disorder counselors or substance and
41 addictive disorder prevention professionals if the
42 qualifications for licensure in the other jurisdiction
43 are equivalent.

44 Sec. 12. Section 154D.4, subsection 1, Code 2013,
45 is amended to read as follows:

46 1. This chapter and chapter 147 do not prevent
47 qualified members of other professions, including
48 but not limited to nurses, psychologists, social
49 workers, physicians, physician assistants, attorneys
50 at law, or members of the clergy, from providing or

2 and family therapy, ~~or~~ mental health counseling,
 3 substance and addictive disorder counseling, or
 4 substance and addictive disorder prevention services
 5 nature consistent with the accepted standards of their
 6 respective professions, but these persons shall not use
 7 a title or description denoting that they are licensed
 8 marital and family therapists, ~~or~~ licensed mental
 9 health counselors, licensed substance and addictive
 10 disorder counselors, licensed master substance and
 11 addictive disorder counselors, licensed independent
 12 substance and addictive disorder counselors, or
 13 licensed substance and addictive disorder prevention
 14 professionals.

15 Sec. 13. Section 154D.4, subsection 2, paragraphs a
 16 and b, Code 2013, are amended to read as follows:

17 a. Students whose activities are conducted within
 18 a course of professional education in marital and
 19 family therapy, ~~or~~ mental health counseling, substance
 20 and addictive disorder counseling, or substance and
 21 addictive disorder prevention services.

22 b. A person who practices marital and family
 23 therapy, ~~or~~ mental health counseling, substance
 24 and addictive disorder counseling, or substance and
 25 addictive disorder prevention services under the
 26 supervision of a person licensed under this chapter as
 27 part of a clinical experience as described in section
 28 154D.2, subsection 2, or section 154D.2A.

29 Sec. 14. Section 154D.5, Code 2013, is amended to
 30 read as follows:

31 154D.5 Sexual conduct with client.

32 The license of a marital and family therapist, ~~or~~
 33 a mental health counselor, a substance and addictive
 34 disorder counselor, a master substance and addictive
 35 disorder counselor, an independent substance and
 36 addictive disorder counselor, or a substance and
 37 addictive disorder prevention professional shall be
 38 revoked if the board finds that the licensee engaged in
 39 sexual activity with a client as determined by board
 40 rule. The revocation shall be in addition to any other
 41 penalties provided by law.

42 Sec. 15. NEW SECTION. 154D.8 Temporary license —
 43 substance and addictive disorder counseling — substance
 44 and addictive disorder prevention services — fees.

45 A person who has fulfilled all of the applicable
 46 requirements for licensure under section 154D.2A except
 47 for completion of the supervised clinical experience
 48 requirement as determined by the board, may apply to
 49 the board for a temporary license. A temporary license
 50 shall be designated as such and shall authorize the

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1 licensee to practice substance and addictive disorder
2 counseling or to provide substance and addictive
3 disorder prevention services under the supervision of
4 a qualified supervisor as determined by the board.
5 The license shall be valid for three years and may be
6 renewed at the discretion of the board. The fee for a
7 temporary license shall be set by the board to cover
8 the administrative cost of issuing the license and, if
9 renewed, a renewal fee as set by the board shall be
10 required.

11 Sec. 16. Section 232.69, subsection 1, paragraph
12 b, subparagraph (6), Code 2013, is amended to read as
13 follows:

14 (6) ~~An~~ A person licensed to practice substance and
15 addictive disorder counseling or prevention services or
16 an employee or operator of a substance abuse program or
17 facility licensed under chapter 125.

18 Sec. 17. Section 235B.3, subsection 2, Code 2013,
19 is amended by adding the following new paragraph:

20 NEW PARAGRAPH. i. A person licensed to practice
21 substance and addictive disorder counseling or
22 prevention services.

23 Sec. 18. **TRANSITION PROVISIONS.**

24 1. Notwithstanding sections 147.14 and 147.16,
25 the governor may initially appoint to the board
26 of behavioral science pursuant to section 147.14,
27 subsection 1, paragraph "m", as amended by this Act,
28 subject to confirmation by the senate, in lieu of the
29 members licensed to practice substance and addictive
30 disorder counseling and substance and addictive
31 disorder prevention services, members with experience
32 and expertise that is substantially equivalent to the
33 professional requirements for a license to practice
34 substance and addictive disorder counseling or
35 substance and addictive disorder prevention services.

36 2. a. A substance and addictive disorder counselor
37 practicing substance and addictive disorder counseling
38 or a substance and addictive disorder prevention
39 professional providing substance and addictive disorder
40 prevention services on or before January 1, 2015, may
41 continue practicing substance and addictive disorder
42 counseling or providing substance and addictive
43 disorder prevention services, as applicable, while
44 completing licensure as required under this Act.

45 b. A person practicing substance and addictive
46 disorder counseling or providing substance and
47 addictive disorder prevention services on or before
48 January 1, 2015, that possesses credentials acceptable
49 to the board of behavioral science but does not meet
50 the requirements for licensure in section 154D.2A, as

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1 enacted in this Act, shall be eligible for licensure
2 as a substance and addictive disorder counselor
3 or substance and addictive disorder prevention
4 professional as determined by the board. Those
5 persons receiving licenses pursuant to this paragraph
6 shall remain eligible for renewal of the license
7 notwithstanding the requirements of section 154D.2A,
8 as enacted in this Act, unless the board otherwise
9 determines the person is not eligible for renewal of
10 the license.

11 c. The board of behavioral science shall adopt
12 rules to provide a transition process that allows
13 the substance and addictive disorder counselors
14 and substance and addictive disorder prevention
15 professionals described in this subsection to complete
16 the requirements for licensure and obtain a license or
17 to obtain a license notwithstanding section 154D.2A as
18 enacted in this Act based on the person's credentials,
19 no later than June 30, 2016.

20 Sec. 19. IMPLEMENTATION.

21 1. The sections of this Act relating to
22 requirements for licensure of substance and addictive
23 disorder counselors, master substance and addictive
24 disorder counselors, independent substance and
25 addictive disorder counselors, and substance and
26 addictive disorder prevention professionals, including
27 sections 154D.2A, 154D.2B, and 154D.8, as enacted in
28 this Act; and sections 147.1, 147.2, 147.13, 147.74,
29 154D.1, 154D.3, 154D.4, and 154D.5, as amended in this
30 Act, shall be implemented so the requirements are
31 applicable beginning no later than January 1, 2015.

32 2. The implementation of licensure for substance
33 and addictive disorder counselors, master substance and
34 addictive disorder counselors, independent substance
35 and addictive disorder counselors, and substance and
36 addictive disorder prevention professionals is subject
37 to the approval of a one-time state appropriation to
38 cover the initial administrative costs.

39 Sec. 20. EFFECTIVE UPON ENACTMENT. This Act, being
40 deemed of immediate importance, takes effect upon
41 enactment.>

42 2. Title page, by striking lines 2 and 3 and
43 inserting <substance and addictive disorder counseling
44 or providing substance and addictive disorder
45 prevention services, making penalties>

46 3. Title page, line 4, after <including> by
47 inserting <transition, implementation, and>

H-1134

- 1 Amend House File 604 as follows:
- 2 1. Page 3, line 13, by striking <AND
- 3 VOCATIONAL-TECHNICAL TUITION>
- 4 2. Page 11, lines 31 and 32, by striking <graduate
- 5 studies center> and inserting <regents resource center
- 6 in Council Bluffs>
- 7 3. Page 11, by striking lines 34 and 35 and
- 8 inserting:
- 9 <c. For moneys to be allocated to the northwest
- 10 Iowa regents resource center in Sioux City>
- 11 4. Page 17, after line 30 by inserting:
- 12 <Sec. ____ Section 262.9, subsection 22, Code 2013,
- 13 is amended to read as follows:
- 14 22. Assist a nonprofit organization located in
- 15 Sioux City in the creation of a ~~tristate graduate~~
- 16 northwest Iowa regents resource center, comparable
- 17 to the ~~quad cities graduate southwest Iowa regents~~
- 18 resource center, located in the ~~quad cities in Iowa~~
- 19 Council Bluffs. The purpose of the Sioux City ~~graduate~~
- 20 regents resource center shall be to create ~~graduate~~
- 21 postsecondary education opportunities for students
- 22 living in northwest Iowa.>
- 23 5. Page 29, line 30, after <the> by inserting
- 24 <southwest Iowa>
- 25 6. Page 29, line 33, after <the> by inserting
- 26 <northwest Iowa>
- 27 7. By renumbering as necessary.

DOLECHECK of Ringgold

H-1135

- 1 Amend House File 604 as follows:
- 2 1. Page 17, after line 30 by inserting:
- 3 <Sec. ____ Section 261.113, subsection 5, paragraph
- 4 a, Code 2013, is amended to read as follows:
- 5 a. The amount of loan repayment an eligible student
- 6 who enters into an agreement pursuant to subsection
- 7 3 shall receive ~~upon fulfilling the requirements~~
- 8 ~~of subsection 3 if in compliance with obligations~~
- 9 under the agreement shall be not more than exceed
- 10 fifty thousand dollars annually for an eligible loan.
- 11 Payments under this section ~~are limited to may be made~~
- 12 for each year of eligible practice during a four-year
- 13 consecutive five-year period and shall not exceed a
- 14 total of two hundred thousand dollars.>
- 15 2. By renumbering as necessary.

DOLECHECK of Ringgold

H-1136

1 Amend House File 568 as follows:

2 1. Page 2, line 35, by striking <paragraph> and
3 inserting <paragraphs>
4 2. Page 3, after line 8 by inserting:
5 <NEW PARAGRAPH. w. Beginning January 1, 2014, in
6 accordance with section 1902(a)(10)(A)(i)(VIII) of the
7 federal Social Security Act, as codified in 42 U.S.C.
8 § 1396a(a)(10)(A)(i)(VIII), is an individual who is
9 nineteen years of age or older and under sixty-five
10 years of age; is not pregnant; is not entitled to
11 or enrolled for Medicare benefits under part A, or
12 enrolled for Medicare benefits under part B, of Tit.
13 XVIII of the federal Social Security Act; is not
14 otherwise described in section 1902(a)(10)(A)(i) of the
15 federal Social Security Act; is not exempt pursuant
16 to section 1902(k)(3), as codified in 42 U.S.C. §
17 1396a(k)(3), and whose income as determined under
18 1902(e)(14) of the federal Social Security Act, as
19 codified in 42 U.S.C. § 1396a(e)(14), does not exceed
20 one hundred thirty-three percent of the poverty line
21 as defined in section 2110(c)(5) of the federal Social
22 Security Act, as codified in 42 U.S.C. § 1397jj(c)(5),
23 for the applicable family size. Notwithstanding
24 any provision to the contrary, individuals eligible
25 for medical assistance under this paragraph shall
26 receive coverage for benefits pursuant to 42 U.S.C.
27 § 1396u-7(b)(1)(D) which are at a minimum those
28 included in the medical assistance state plan benefit
29 package for individuals otherwise eligible under this
30 subsection 1, and adjusted as necessary to provide
31 the essential health benefits as required pursuant
32 to section 1302 of the federal Patient Protection
33 and Affordable Care Act, Pub. L. No. 111-148, and as
34 approved by the United States secretary of health and
35 human services.>

36 3. Page 6, after line 23 by inserting:

37 <Sec. ____ MEDICAID STATE PLAN.

38 1. The department of human services shall amend the
39 medical assistance state plan to provide for coverage
40 of adults up to 133 percent of the federal poverty
41 level as provided in this Act beginning January 1,
42 2014.

43 2. The department of human services shall amend
44 the medical assistance state plan to provide that
45 the benchmark benefit plan provided to the newly
46 covered adults under the medical assistance program
47 is the option provided pursuant to 42 U.S.C. §
48 1396u-7(b)(1)(D) which is at a minimum the coverage
49 included in the medical assistance state plan benefit
50 package for individuals otherwise eligible under

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1 section 249A.3, subsection 1, and adjusted as necessary
 2 to provide the essential health benefits as required
 3 pursuant to section 1302 of the federal Patient
 4 Protection and Affordable Care Act, Pub. L. No.
 5 111-148, and as approved by the United States secretary
 6 of health and human services.>
 7 4. By renumbering as necessary.

M. SMITH of Marshall
 MURPHY of Dubuque
 HUNTER of Polk
 ABDUL-SAMAD of Polk
 STUTSMAN of Johnson

WESSEL-KROESCHELL of Story
 HEDDENS of Story
 ANDERSON of Polk
 DAWSON of Woodbury

H-1137

1 Amend the amendment, H-1074, to House Joint
 2 Resolution 2 as follows:
 3 1. Page 1, by striking lines 1 through 36 and
 4 inserting:
 5 <Amend House Joint Resolution 2 as follows:
 6 _____. By striking everything after the resolving
 7 clause and inserting:
 8 <Section 1. The following amendment to the
 9 Constitution of the State of Iowa is proposed:
 10 The Constitution of the State of Iowa is amended by
 11 adding the following new section to new Article XIII:
 12 ARTICLE XIII.
 13 TAXPAYERS TRUST FUND
 14 Taxpayers trust fund. SECTION 1.
 15 1. A taxpayers trust fund is created within the
 16 treasury. The maximum balance of the trust fund shall
 17 be established by statute but shall not be more than
 18 one percent of the state's annual net general revenue.
 19 2. Except for temporary cash flow purposes, moneys
 20 in the taxpayers trust fund shall only be used in
 21 accordance with appropriations or transfers made by the
 22 general assembly to provide tax relief or support for
 23 Iowans for any of the following purposes:
 24 a. Personal income tax reduction.
 25 b. Homeowner property tax reduction.
 26 c. Sales tax reduction.
 27 d. Addressing drought conditions.
 28 3. The general assembly shall enact laws to
 29 implement this section.
 30 Sec. 2. The foregoing proposed amendment to the
 31 Constitution of the State of Iowa is referred to the
 32 general assembly to be chosen at the next general
 33 election for members of the general assembly, and the
 34 Secretary of State is directed to cause the amendment

35 to be published for three consecutive months previous
 36 to the date of that election as provided by law.>
 37 _____. Title page, by striking lines 1 through 5 and
 38 inserting <A Joint Resolution proposing an amendment to
 39 the Constitution of the State of Iowa relating to state
 40 budgeting by creating a taxpayers trust fund.>>

STECKMAN of Cerro Gordo

H-1138

1 Amend the amendment, H-1074, to House Joint
 2 Resolution 2 as follows:
 3 1. Page 1, by striking lines 1 through 36 and
 4 inserting:
 5 <Amend House Joint Resolution 2 as follows:
 6 _____. By striking everything after the resolving
 7 clause and inserting:
 8 <Section 1. The following amendment to the
 9 Constitution of the State of Iowa is proposed:
 10 The Constitution of the State of Iowa is amended by
 11 adding the following new section to new Article XIII:
 12 ARTICLE XIII.
 13 TAXPAYERS TRUST FUND
 14 Taxpayers trust fund. SECTION 1.
 15 1. A taxpayers trust fund is created within the
 16 treasury to provide tax relief. The maximum balance
 17 of the trust fund shall be established by statute but
 18 shall not be more than one percent of the state's
 19 annual net general revenue.
 20 2. Except for temporary cash flow purposes, moneys
 21 in the taxpayers trust fund shall only be used in
 22 accordance with appropriations or transfers made by
 23 the general assembly to provide tax relief and water
 24 quality improvements by any of the following means:
 25 a. Personal income tax reduction.
 26 b. Homeowner property tax reduction.
 27 c. Sales tax reduction.
 28 d. Support for agricultural production nutrient
 29 management measures.
 30 3. The general assembly shall enact laws to
 31 implement this section.
 32 Sec. 2. The foregoing proposed amendment to the
 33 Constitution of the State of Iowa is referred to the
 34 general assembly to be chosen at the next general
 35 election for members of the general assembly, and the
 36 Secretary of State is directed to cause the amendment
 37 to be published for three consecutive months previous
 38 to the date of that election as provided by law.>
 39 _____. Title page, by striking lines 1 through 5 and
 40 inserting <A Joint Resolution proposing an amendment to

41 the Constitution of the State of Iowa relating to state
42 budgeting by creating a taxpayers trust fund.>>

ISENHART of Dubuque

H-1139

1 Amend the amendment, H-1074, to House Joint
2 Resolution 2 as follows:

3 1. Page 1, by striking lines 1 through 36 and
4 inserting:

5 <Amend House Joint Resolution 2 as follows:

6 _____. By striking everything after the resolving
7 clause and inserting:

8 <Section 1. The following amendment to the

9 Constitution of the State of Iowa is proposed:

10 The Constitution of the State of Iowa is amended by
11 adding the following new section to new Article XIII:

12 ARTICLE XIII.

13 TAXPAYERS TRUST FUND

14 Taxpayers trust fund. SECTION 1.

15 1. A taxpayers trust fund is created within the
16 treasury. The maximum balance of the trust fund shall
17 be established by statute but shall not be more than
18 one percent of the state's annual net general revenue.

19 2. Except for temporary cash flow purposes, moneys
20 in the taxpayers trust fund shall only be used in
21 accordance with appropriations or transfers made by the
22 general assembly for purposes of providing tax relief
23 or enhancement of public safety through any of the
24 following means:

- 25 a. Personal income tax reduction.
- 26 b. Homeowner property tax reduction.
- 27 c. Sales tax reduction.
- 28 d. Addressing flood disaster prevention,
29 mitigation, and relief.

30 3. The general assembly shall enact laws to
31 implement this section.

32 Sec. 2. The foregoing proposed amendment to the
33 Constitution of the State of Iowa is referred to the
34 general assembly to be chosen at the next general
35 election for members of the general assembly, and the
36 Secretary of State is directed to cause the amendment
37 to be published for three consecutive months previous
38 to the date of that election as provided by law.>

39 _____. Title page, by striking lines 1 through 5 and
40 inserting <A Joint Resolution proposing an amendment to
41 the Constitution of the State of Iowa relating to state
42 budgeting by creating a taxpayers trust fund.>>

ISENHART of Dubuque

H-1140

1 Amend House Joint Resolution 2 as follows:
 2 1. By striking everything after the resolving
 3 clause and inserting:
 4 <Section 1. The following amendment to the
 5 Constitution of the State of Iowa is proposed:
 6 The Constitution of the State of Iowa is amended by
 7 adding the following new section to new Article XIII:
 8 ARTICLE XIII.
 9 TAXPAYERS TRUST FUND
 10 Taxpayers trust fund. SECTION 1.
 11 1. A taxpayers trust fund is created within the
 12 treasury to provide tax relief. The maximum balance
 13 of the trust fund shall be established by statute but
 14 shall not be more than one percent of the state's
 15 annual net general revenue.
 16 2. Except for temporary cash flow purposes, moneys
 17 in the taxpayers trust fund shall only be used in
 18 accordance with appropriations or transfers made by
 19 the general assembly for purposes of providing tax
 20 relief and supporting economic growth through any of
 21 the following means:
 22 a. Personal income tax reduction.
 23 b. Homeowner property tax reduction.
 24 c. Sales tax reduction.
 25 d. Expansion of health care coverage of Iowans
 26 under the federal-state medical assistance program, as
 27 authorized under section 1902(a)(10)(A)(i)(VIII) of the
 28 federal Social Security Act.
 29 3. The general assembly shall enact laws to
 30 implement this section.
 31 Sec. 2. The foregoing proposed amendment to the
 32 Constitution of the State of Iowa is referred to the
 33 general assembly to be chosen at the next general
 34 election for members of the general assembly, and the
 35 Secretary of State is directed to cause the amendment
 36 to be published for three consecutive months previous
 37 to the date of that election as provided by law.>
 38 2. Title page, by striking lines 1 through 5 and
 39 inserting <A Joint Resolution proposing an amendment to
 40 the Constitution of the State of Iowa relating to state
 41 budgeting by creating a taxpayers trust fund.>

MURPHY of Dubuque

H-1141

1 Amend House Joint Resolution 2 as follows:
 2 1. By striking everything after the resolving
 3 clause and inserting:
 4 <Section 1. The following amendment to the

5 Constitution of the State of Iowa is proposed:

6 The Constitution of the State of Iowa is amended by
7 adding the following new section to new Article XIII:

8 ARTICLE XIII.

9 TAXPAYERS TRUST FUND

10 Taxpayers trust fund. SECTION 1.

11 1. A taxpayers trust fund is created within the
12 treasury to provide tax relief. The maximum balance
13 of the trust fund shall be established by statute but
14 shall not be more than one percent of the state's
15 annual net general revenue.

16 2. Except for temporary cash flow purposes, moneys
17 in the taxpayers trust fund shall only be used in
18 accordance with appropriations or transfers made by the
19 general assembly for purposes of providing tax relief
20 or economic growth by any of the following means:

- 21 a. Personal income tax reduction.
- 22 b. Homeowner property tax reduction.
- 23 c. Sales tax reduction.
- 24 d. Quality job creation.

25 3. The general assembly shall enact laws to
26 implement this section.

27 Sec. 2. The foregoing proposed amendment to the
28 Constitution of the State of Iowa is referred to the
29 general assembly to be chosen at the next general
30 election for members of the general assembly, and the
31 Secretary of State is directed to cause the amendment
32 to be published for three consecutive months previous
33 to the date of that election as provided by law.>

34 2. Title page, by striking lines 1 through 5 and
35 inserting <A Joint Resolution proposing an amendment to
36 the Constitution of the State of Iowa relating to state
37 budgeting by creating a taxpayers trust fund.>

38 3. By renumbering as necessary.

JACOBY of Johnson

H-1142

1 Amend House Joint Resolution 2 as follows:

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

4 <Section 1. The following amendment to the
5 Constitution of the State of Iowa is proposed:

6 The Constitution of the State of Iowa is amended by
7 adding the following new section to new Article XIII:

8 ARTICLE XIII.

9 TAXPAYERS TRUST FUND

10 Taxpayers trust fund. SECTION 1.

11 1. A taxpayers trust fund is created within the
12 treasury. The maximum balance of the trust fund shall
13 be established by statute but shall not be more than

14 one percent of the state's annual net general revenue.
 15 2. Except for temporary cash flow purposes, moneys
 16 in the taxpayers trust fund shall only be used in
 17 accordance with appropriations or transfers made by the
 18 general assembly for purposes of providing tax relief
 19 or support for Iowans through any of the following
 20 means:
 21 a. Personal income tax reduction.
 22 b. Homeowner property tax reduction.
 23 c. Sales tax reduction.
 24 d. Improving access to high-quality schools.
 25 3. The general assembly shall enact laws to
 26 implement this section.
 27 Sec. 2. The foregoing proposed amendment to the
 28 Constitution of the State of Iowa is referred to the
 29 general assembly to be chosen at the next general
 30 election for members of the general assembly, and the
 31 Secretary of State is directed to cause the amendment
 32 to be published for three consecutive months previous
 33 to the date of that election as provided by law.>
 34 2. Title page, by striking lines 1 through 5 and
 35 inserting <A Joint Resolution proposing an amendment to
 36 the Constitution of the State of Iowa relating to state
 37 budgeting by creating a taxpayers trust fund.>
 38 3. By renumbering as necessary.

WINCKLER of Scott

H-1143

1 Amend House Joint Resolution 2 as follows:
 2 1. By striking everything after the resolving
 3 clause and inserting:
 4 <Section 1. The following amendment to the
 5 Constitution of the State of Iowa is proposed:
 6 The Constitution of the State of Iowa is amended by
 7 adding the following new section to new Article XIII:
 8 ARTICLE XIII.
 9 TAXPAYERS TRUST FUND
 10 Taxpayers trust fund. SECTION 1.
 11 1. A taxpayers trust fund is created within the
 12 treasury to provide tax relief. The maximum balance
 13 of the trust fund shall be established by statute but
 14 shall not be more than one percent of the state's
 15 annual net general revenue.
 16 2. Except for temporary cash flow purposes, moneys
 17 in the taxpayers trust fund shall only be used in
 18 accordance with appropriations or transfers made by the
 19 general assembly for purposes of providing tax relief
 20 and other support for Iowans by any of the following
 21 means:
 22 a. Personal income tax reduction.

- 23 b. Homeowner property tax reduction.
24 c. Sales tax reduction.
25 d. Student tuition reduction to build a skilled
26 workforce.
27 3. The general assembly shall enact laws to
28 implement this section.
29 Sec. 2. The foregoing proposed amendment to the
30 Constitution of the State of Iowa is referred to the
31 general assembly to be chosen at the next general
32 election for members of the general assembly, and the
33 Secretary of State is directed to cause the amendment
34 to be published for three consecutive months previous
35 to the date of that election as provided by law.>
36 2. Title page, by striking lines 1 through 5 and
37 inserting <A Joint Resolution proposing an amendment to
38 the Constitution of the State of Iowa relating to state
39 budgeting by creating a taxpayers trust fund.>
40 3. By renumbering as necessary.

LENSING of Johnson

H-1144

- 1 Amend House Joint Resolution 2 as follows:
2 1. By striking everything after the resolving
3 clause and inserting:
4 <Section 1. The following amendment to the
5 Constitution of the State of Iowa is proposed:
6 The Constitution of the State of Iowa is amended by
7 adding the following new section to new Article XIII:
8 ARTICLE XIII.
9 TAXPAYERS TRUST FUND
10 Taxpayers trust fund. SECTION 1.
11 1. A taxpayers trust fund is created within the
12 treasury. The maximum balance of the trust fund shall
13 be established by statute but shall not be more than
14 one percent of the state's annual net general revenue.
15 2. Except for temporary cash flow purposes, moneys
16 in the taxpayers trust fund shall only be used in
17 accordance with appropriations or transfers made by the
18 general assembly for purposes of providing tax relief
19 or support for Iowans through any of the following
20 means:
21 a. Personal income tax reduction.
22 b. Homeowner property tax reduction.
23 c. Sales tax reduction.
24 d. Elder services improvement.
25 3. The general assembly shall enact laws to
26 implement this section.
27 Sec. 2. The foregoing proposed amendment to the
28 Constitution of the State of Iowa is referred to the
29 general assembly to be chosen at the next general

30 election for members of the general assembly, and the
 31 Secretary of State is directed to cause the amendment
 32 to be published for three consecutive months previous
 33 to the date of that election as provided by law.>
 34 2. Title page, by striking lines 1 through 5 and
 35 inserting <A Joint Resolution proposing an amendment to
 36 the Constitution of the State of Iowa relating to state
 37 budgeting by creating a taxpayers trust fund.>
 38 3. By renumbering as necessary.

OLDSON of Polk

H-1145

1 Amend House Joint Resolution 2 as follows:
 2 1. By striking everything after the resolving
 3 clause and inserting:
 4 <Section 1. The following amendment to the
 5 Constitution of the State of Iowa is proposed:
 6 The Constitution of the State of Iowa is amended by
 7 adding the following new section to new Article XIII:
 8 ARTICLE XIII.
 9 TAXPAYERS TRUST FUND
 10 Taxpayers trust fund. SECTION 1.
 11 1. A taxpayers trust fund is created within the
 12 treasury to provide tax relief. The maximum balance
 13 of the trust fund shall be established by statute but
 14 shall not be more than one percent of the state's
 15 annual net general revenue.
 16 2. Except for temporary cash flow purposes, moneys
 17 in the taxpayers trust fund shall only be used in
 18 accordance with appropriations or transfers made by the
 19 general assembly for purposes of providing tax relief
 20 and support for Iowans by any of the following means:
 21 a. Personal income tax reduction.
 22 b. Homeowner property tax reduction.
 23 c. Sales tax reduction.
 24 d. Veterans services expansion.
 25 3. The general assembly shall enact laws to
 26 implement this section.
 27 Sec. 2. The foregoing proposed amendment to the
 28 Constitution of the State of Iowa is referred to the
 29 general assembly to be chosen at the next general
 30 election for members of the general assembly, and the
 31 Secretary of State is directed to cause the amendment
 32 to be published for three consecutive months previous
 33 to the date of that election as provided by law.>
 34 2. Title page, by striking lines 1 through 5 and
 35 inserting <A Joint Resolution proposing an amendment to
 36 the Constitution of the State of Iowa relating to state

37 budgeting by creating a taxpayers trust fund.>
38 3. By renumbering as necessary.

M. SMITH of Marshall

H-1146

1 Amend House Joint Resolution 2 as follows:
2 1. By striking everything after the resolving
3 clause and inserting:
4 <Section 1. The following amendment to the
5 Constitution of the State of Iowa is proposed:
6 The Constitution of the State of Iowa is amended by
7 adding the following new section to new Article XIII:
8 ARTICLE XIII.
9 TAXPAYERS TRUST FUND
10 Taxpayers trust fund. SECTION 1.
11 1. A taxpayers trust fund is created within the
12 treasury. The maximum balance of the trust fund shall
13 be established by statute but shall not be more than
14 one percent of the state's annual net general revenue.
15 2. Except for temporary cash flow purposes, moneys
16 in the taxpayers trust fund shall only be used in
17 accordance with appropriations or transfers made by the
18 general assembly to provide tax relief or support for
19 Iowans for any of the following purposes:
20 a. Personal income tax reduction.
21 b. Homeowner property tax reduction.
22 c. Sales tax reduction.
23 d. Improving the health of the citizens of Iowa.
24 3. The general assembly shall enact laws to
25 implement this section.
26 Sec. 2. The foregoing proposed amendment to the
27 Constitution of the State of Iowa is referred to the
28 general assembly to be chosen at the next general
29 election for members of the general assembly, and the
30 Secretary of State is directed to cause the amendment
31 to be published for three consecutive months previous
32 to the date of that election as provided by law.>
33 2. Title page, by striking lines 1 through 5 and
34 inserting <A Joint Resolution proposing an amendment to
35 the Constitution of the State of Iowa relating to state
36 budgeting by creating a taxpayers trust fund.>
37 3. By renumbering as necessary.

M. SMITH of Marshall

H-1147

1 Amend House Joint Resolution 2 as follows:
2 1. By striking everything after the resolving
3 clause and inserting:

4 <Section 1. The following amendment to the
 5 Constitution of the State of Iowa is proposed:
 6 The Constitution of the State of Iowa is amended by
 7 adding the following new section to new Article XIII:

8 ARTICLE XIII.

9 TAXPAYERS TRUST FUND

10 Taxpayers trust fund. SECTION 1.

11 1. A taxpayers trust fund is created within the
 12 treasury to provide tax relief. The maximum balance
 13 of the trust fund shall be established by statute but
 14 shall not be more than one percent of the state's
 15 annual net general revenue.

16 2. Except for temporary cash flow purposes, moneys
 17 in the taxpayers trust fund shall only be used in
 18 accordance with appropriations or transfers made by the
 19 general assembly for purposes of providing tax relief
 20 and economic growth through any of the following means:

- 21 a. Personal income tax reduction.
- 22 b. Homeowner property tax reduction.
- 23 c. Sales tax reduction.
- 24 d. Expansion of the earned income tax credit.
- 25 e. Aid to small businesses.

26 3. The general assembly shall enact laws to
 27 implement this section.

28 Sec. 2. The foregoing proposed amendment to the
 29 Constitution of the State of Iowa is referred to the
 30 general assembly to be chosen at the next general
 31 election for members of the general assembly, and the
 32 Secretary of State is directed to cause the amendment
 33 to be published for three consecutive months previous
 34 to the date of that election as provided by law.>

35 2. Title page, by striking lines 1 through 5 and
 36 inserting <A Joint Resolution proposing an amendment to
 37 the Constitution of the State of Iowa relating to state
 38 budgeting by creating a taxpayers trust fund.>

39 3. By renumbering as necessary.

RUNNING-MARQUARDT of Linn

H-1148

1 Amend House Joint Resolution 2 as follows:

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

4 <Section 1. The following amendment to the
 5 Constitution of the State of Iowa is proposed:

6 The Constitution of the State of Iowa is amended by
 7 adding the following new section to new Article XIII:

8 ARTICLE XIII.

9 TAXPAYERS TRUST FUND

10 Taxpayers trust fund. SECTION 1.

11 1. A taxpayers trust fund is created within the

12 treasury. The maximum balance of the trust fund shall
13 be established by statute but shall not be more than
14 one percent of the state's annual net general revenue.
15 2. Except for temporary cash flow purposes, moneys
16 in the taxpayers trust fund shall only be used in
17 accordance with appropriations or transfers made by the
18 general assembly for purposes of providing tax relief
19 or better access to justice for any of the following
20 objectives:

- 21 a. Personal income tax reduction.
 - 22 b. Homeowner property tax reduction.
 - 23 c. Sales tax reduction.
 - 24 d. Guaranteed minimum judicial branch services and
25 access to judicial branch services in each county.
- 26 3. The general assembly shall enact laws to
27 implement this section.

28 Sec. 2. The foregoing proposed amendment to the
29 Constitution of the State of Iowa is referred to the
30 general assembly to be chosen at the next general
31 election for members of the general assembly, and the
32 Secretary of State is directed to cause the amendment
33 to be published for three consecutive months previous
34 to the date of that election as provided by law.>

35 2. Title page, by striking lines 1 through 5 and
36 inserting <A Joint Resolution proposing an amendment to
37 the Constitution of the State of Iowa relating to state
38 budgeting by creating a taxpayers trust fund.>

39 3. By renumbering as necessary.

T. TAYLOR of Linn

H-1149

1 Amend House Joint Resolution 2 as follows:

- 2 1. By striking page 2, line 28, through page 3,
3 line 1, and inserting:
4 <6. a. (1) If there is a surplus existing at
5 the end of a fiscal year which exceeds ten percent of
6 the adjusted revenue estimate of that fiscal year and
7 the actual net revenue for the general fund exceeds
8 the adjusted revenue estimate for that fiscal year,
9 a portion of such surplus shall be transferred to a
10 taxpayers trust fund. The maximum amount subject
11 to transfer to the taxpayers trust fund shall be
12 established by statute enacted for this purpose and
13 shall not be less than one percent of the adjusted
14 revenue estimate for the fiscal year in which the
15 surplus exists. Except for temporary cash flow
16 purposes, moneys in the taxpayers trust fund shall only
17 be used in accordance with appropriations or transfers
18 made by the general assembly for purposes of providing
19 tax relief.

20 (2) After taking into account any transfer made
 21 pursuant to subparagraph (1), the remaining surplus
 22 at the end of a fiscal year which exceeds ten percent
 23 of the adjusted revenue estimate of the following
 24 fiscal year shall be transferred to a postsecondary
 25 education scholarship fund. Except for temporary cash
 26 flow purposes, moneys in the scholarship fund shall
 27 only be used in accordance with appropriations made for
 28 purposes of assisting with the costs of postsecondary
 29 education.>

WINCKLER of Scott

H-1150

1 Amend House Joint Resolution 2 as follows:
 2 1. Page 3, line 1, after <relief> by inserting
 3 <or economic development through personal income tax
 4 reduction, homeowner property tax reduction, sales tax
 5 reduction, or quality job creation>

JACOBY of Johnson

H-1151

1 Amend House Joint Resolution 2 as follows:
 2 1. Page 3, line 1, after <relief> by inserting
 3 <or other support for Iowans for personal income tax
 4 reduction, homeowner property tax reduction, sales tax
 5 reduction, or veterans services>

M. SMITH of Marshall

H-1152

1 Amend House Joint Resolution 2 as follows:
 2 1. Page 3, line 1, before <tax relief> by inserting
 3 <funding for the natural resources and outdoor
 4 recreation trust fund created in article VII, section
 5 10. In the event that two-thirds of the members
 6 elected to each house of the general assembly vote
 7 to reject utilization of moneys in the trust fund
 8 for this purpose, moneys shall be used in accordance
 9 with appropriations or transfers made by the general
 10 assembly for the purposes of providing>

ISENHART of Dubuque

H-1153

1 Amend House Joint Resolution 2 as follows:

2 1. Page 4, line 35, after <2.> by inserting
3 <Sections 1 and 2 are not applicable to a bill
4 enacting, amending, or repealing the state income tax,
5 a bill enacting, amending, or repealing the state sales
6 and use taxes, or a bill establishing a new state tax
7 if the revenue from such state tax is to be used for
8 purposes of responding to drought conditions.>

STECKMAN of Cerro Gordo

H-1154

1 Amend House File 604 as follows:
2 1. Page 9, line 35, by striking <540,000> and
3 inserting <800,000>
4 2. Page 28, line 15, by striking <459,000> and
5 inserting <800,000>

MURPHY of Dubuque

H-1155

1 Amend House File 604 as follows:
2 1. Page 4, line 26, by striking <5,113,168> and
3 inserting <5,610,086>
4 2. Page 23, line 6, by striking <4,346,193> and
5 inserting <4,843,111>

WINCKLER of Scott

H-1156

1 Amend House File 604 as follows:
2 1. Page 17, after line 30 by inserting:
3 <Sec. ____ Section 261.9, Code 2013, is amended by
4 adding the following new subsection:
5 NEW SUBSECTION. 2A. "Eligible institution" means
6 an accredited private institution, an institution of
7 higher learning governed by the state board of regents,
8 or a community college established pursuant to chapter
9 260C.
10 Sec. ____ Section 261.9, subsections 3 through 5,
11 Code 2013, are amended to read as follows:
12 3. "Financial need" means the difference between
13 the student's financial resources available,
14 including those available from the student's parents
15 as determined by a completed parents' confidential
16 statement, and the student's anticipated expenses while
17 attending the ~~accredited private~~ eligible institution.
18 Financial need shall be redetermined at least annually.
19 4. "Full-time resident student" means an individual
20 resident of Iowa who is enrolled at an ~~accredited~~

21 ~~private~~ eligible institution in a course of study
 22 including at least twelve semester hours or the
 23 ~~trimester~~ equivalent of twelve semester hours. "Course
 24 of study" does not include correspondence courses.

25 5. "Part-time resident student" means an
 26 individual resident of Iowa who is enrolled at an
 27 ~~accredited private~~ eligible institution in a course
 28 of study including at least three semester hours
 29 or the ~~trimester or quarter~~ equivalent of three
 30 semester hours. "Course of study" does not include
 31 correspondence courses.

32 Sec. ____ Section 261.10, Code 2013, is amended to
 33 read as follows:

34 261.10 Who qualified.

35 A tuition grant may be awarded to a resident of Iowa
 36 who is admitted and in attendance as a full-time or
 37 part-time resident student at an ~~accredited private~~
 38 eligible institution and who establishes financial
 39 need.

40 Sec. ____ Section 261.13, Code 2013, is amended to
 41 read as follows:

42 261.13 Annual grant.

43 A tuition grant may be made annually for the
 44 fall, spring, and summer semesters or the ~~trimester~~
 45 equivalent. Payments under the grant shall be
 46 allocated equally among the semesters or ~~trimesters~~ the
 47 equivalent and shall be paid at the beginning of each
 48 semester or ~~trimester~~ the equivalent upon certification
 49 by the ~~accredited private~~ eligible institution that the
 50 student is admitted and in attendance. If the student

Page 2

1 discontinues attendance before the end of any semester
 2 or ~~trimester~~ the equivalent after receiving payment
 3 under the grant, the entire amount of any refund due
 4 that student, up to the amount of any payments made
 5 under the annual grant, shall be paid by the ~~accredited~~
 6 ~~private~~ eligible institution to the state.

7 Sec. ____ Section 261.15, subsection 4, Code 2013,
 8 is amended to read as follows:

9 4. Make an annual report to the governor and
 10 general assembly, and evaluate the tuition grant
 11 program for the period. The commission may require the
 12 ~~accredited private~~ eligible institution to promptly
 13 furnish any information which the commission may
 14 request in connection with the tuition grant program.

15 Sec. ____ Section 261.25, subsections 2 and 5, Code
 16 2013, are amended to read as follows:

17 2. There is appropriated from the general fund
 18 of the state to the commission for each fiscal year
 19 the sum of two million dollars for tuition grants

20 for students attending for-profit accredited private
 21 institutions located in Iowa. A for-profit institution
 22 which, effective March 9, 2005, or effective January
 23 8, 2010, purchased an accredited private institution
 24 that was exempt from taxation under section 501(c)
 25 of the Internal Revenue Code, ~~shall be an eligible~~
 26 is a for-profit accredited private institution under
 27 the tuition grant program. For purposes of the
 28 tuition grant program, "for-profit accredited private
 29 institution" means an accredited private institution
 30 which is not exempt from taxation under section
 31 501(c)(3) of the Internal Revenue Code but which
 32 otherwise meets the requirements of section 261.9,
 33 subsection 1, paragraph "b", and whose students were
 34 eligible to receive tuition grants in the fiscal year
 35 beginning July 1, 2003.

36 5. In the case of a qualified student who was
 37 enrolled in an accredited private institution that
 38 was exempt from taxation under section 501(c) of the
 39 Internal Revenue Code and that was purchased by a
 40 for-profit institution effective January 8, 2010,
 41 and such qualified student continues to be enrolled
 42 in the ~~eligible~~ institution in succeeding years, the
 43 student shall continue to be eligible to receive funds
 44 under subsection 1 without a change in the student's
 45 qualification status.>

46 2. By renumbering as necessary.

WESSEL-KROESCHELL of Story

H-1157

1 Amend House File 537 as follows:

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

3 <Section 1. Section 252D.16, subsection 3, Code
 4 2013, is amended to read as follows:

5 3. "Support" or "support payments" means any amount
 6 which the court or administrative agency may require
 7 a person to pay for the benefit of a child under a
 8 temporary order or a final judgment or decree entered
 9 under chapter 232, 234, 252A, 252C, 252F, 252H, 598,
 10 600B, or any other comparable chapter, and may include
 11 child support, maintenance, medical support as defined
 12 in chapter 252E, spousal support, and any other term
 13 used to describe these obligations. These obligations
 14 may include support for a child of any age who is
 15 dependent on the parties to the dissolution proceedings
 16 because of physical or mental disability. The
 17 obligations may include support for a child eighteen
 18 or more years of age with respect to whom a child
 19 support order has been issued pursuant to the laws of
 20 a foreign jurisdiction. ~~These obligations shall not~~

21 ~~include amounts for a postsecondary education subsidy~~
 22 ~~as defined in section 598.1.>~~

23 2. Page 1, after line 7 by inserting:

24 <Sec. ____ Section 598.1, subsection 8, Code 2013,
 25 is amended by striking the subsection.>

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

27 <Sec. ____ Section 598.20, Code 2013, is amended to
 28 read as follows:

29 598.20 Forfeiture of marital rights.

30 When a dissolution of marriage is decreed the
 31 parties shall forfeit all rights acquired by marriage
 32 which are not specifically preserved in the decree.

33 This provision shall not obviate any of the provisions
 34 of section 598.21, 598.21A, 598.21B, 598.21C, 598.21D,
 35 ~~or 598.21E, or 598.21F.~~

36 Sec. ____ Section 598.22, subsection 5, Code 2013,
 37 is amended to read as follows:

38 5. Prompt payment of sums required to be paid
 39 under sections 598.10, 598.21A, 598.21B, 598.21C, and
 40 ~~598.21E, and 598.21F~~ is the essence of such orders or
 41 judgments and the court may act pursuant to section
 42 598.23 regardless of whether the amounts in default are
 43 paid prior to the contempt hearing.

44 Sec. ____ Section 600.11, subsection 2, paragraph
 45 a, subparagraph (6), Code 2013, is amended to read as
 46 follows:

47 (6) A person who is ordered to pay support ~~or a~~
 48 ~~postsecondary education subsidy~~ pursuant to section
 49 ~~598.21F, or~~ chapter 234, 252A, 252C, 252F, 598,
 50 600B, or any other chapter of the Code, for a person

Page 2

1 eighteen years of age or older who is being adopted by
 2 a stepparent, and the support order or order requires
 3 payment of support ~~or postsecondary education subsidy~~
 4 for any period of time after the child reaches eighteen
 5 years of age.

6 Sec. ____ REPEAL. Section 598.21F, Code 2013, is
 7 repealed.>

8 4. Title page, line 1, after <to> by inserting
 9 <child custody and support, including>

10 5. Title page, line 2, after <proceeding> by
 11 inserting <and posteducation subsidies>

12 6. By renumbering as necessary.

WOLFE of Clinton

H-1158

1 Amend House File 604 as follows:

2 1. Page 17, after line 16 by inserting:

3 <Sec. ____ FEDERAL BUDGET CONTROL ACT OF 2011
4 REDUCTIONS – APPROPRIATION. There is appropriated
5 from the general fund of the state to departments and
6 boards receiving appropriations in this division of
7 this Act, for the fiscal year beginning July 1, 2012,
8 and ending June 30, 2013, an amount sufficient to
9 restore federal funding reductions made pursuant to the
10 federal Budget Control Act of 2011, to be used for the
11 purposes for which the federal funds were designated.
12 Notwithstanding section 8.33, moneys appropriated in
13 this section that remain unencumbered or unobligated
14 at the close of the fiscal year shall not revert but
15 shall remain available for expenditure for the purposes
16 designated until the close of the succeeding fiscal
17 year.>

18 2. Page 19, after line 12 by inserting:
19 <Sec. ____ EFFECTIVE UPON ENACTMENT. The following
20 provision or provisions of this division of this Act,
21 being deemed of immediate importance, take effect upon
22 enactment:

23 1. The section of this Act relating to the federal
24 Budget Control Act of 2011 reductions.>

25 3. Title page, line 5, after <atters> by inserting
26 <and for effective dates>

27 4. By renumbering as necessary.

WINCKLER of Scott

H-1159

1 Amend House File 604 as follows:

2 1. Page 15, line 11, by striking <17,936,722> and
3 inserting <18,186,722>

4 2. Page 15, after line 12 by inserting:
5 <From the moneys appropriated in this lettered
6 paragraph, \$250,000 shall be expended for educational
7 meetings, presentations, and outreach to support
8 implementation of the Iowa nutrient reduction
9 strategy.>

ISENHART of Dubuque

H-1160

1 Amend House File 604 as follows:

2 1. Page 3, line 23, by striking <46,513,448> and
3 inserting <47,513,448>

4 2. Page 21, line 35, by striking <39,536,431> and
5 inserting <40,536,431>

OURTH of Warren

H-1161

- 1 Amend House File 604 as follows:
- 2 1. Page 16, line 30, by striking <8,853,563> and
- 3 inserting <9,119,170>
- 4 2. Page 17, line 1, by striking <3,691,310> and
- 5 inserting <3,802,049>
- 6 3. Page 34, line 28, by striking <7,525,529> and
- 7 inserting <7,791,136>
- 8 4. Page 34, line 34, by striking <3,137,614> and
- 9 inserting <3,248,353>

STECKMAN of Cerro Gordo
WINCKLER of Scott

H-1162

- 1 Amend House File 604 as follows:
- 2 1. Page 10, after line 16 by inserting:
- 3 <___. SUCCESSFUL PROGRESSION FOR EARLY READERS
- 4 For school districts to provide intensive
- 5 instructional services, curricula, initiatives,
- 6 programs, and supports in accordance with section
- 7 279.68, subsection 2:
- 8 \$ 12,000,000>
- 9 2. Page 28, after line 31 by inserting:
- 10 <___. SUCCESSFUL PROGRESSION FOR EARLY READERS
- 11 For school districts to provide intensive
- 12 instructional services, curricula, initiatives,
- 13 programs, and supports in accordance with section
- 14 279.68, subsection 2:
- 15 \$ 12,000,000>
- 16 3. By renumbering as necessary.

STECKMAN of Cerro Gordo
WINCKLER of Scott

H-1163

- 1 Amend House File 604 as follows:
- 2 1. Page 15, line 3, by striking <28,111,877> and
- 3 inserting <28,842,786>
- 4 2. Page 15, line 11, by striking <17,936,722> and
- 5 inserting <18,403,077>
- 6 3. Page 15, line 17, by striking <397,417> and
- 7 inserting <407,750>
- 8 4. Page 15, line 22, by striking <172,844> and
- 9 inserting <177,338>
- 10 5. Page 33, line 1, by striking <23,895,095> and
- 11 inserting <24,626,004>
- 12 6. Page 33, line 9, by striking <15,246,214> and
- 13 inserting <15,712,569>
- 14 7. Page 33, line 15, by striking <337,804> and
- 15 inserting <348,137>

16 8. Page 33, line 20, by striking <146,917> and
17 inserting <151,411>

HEDDENS of Story
STUTSMAN of Johnson
WESSEL-KROESCHELL of Story
MUHLBAUER of Crawford

H-1164

1 Amend House File 604 as follows:
2 1. Page 14, after line 26 by inserting:
3 <__. For the injury prevention research center at
4 the college of public health to conduct or contract for
5 research on the incidence, prevalence, and causes of
6 weapons violence in the state:
7 \$ 150,000
8 The injury prevention research center at the
9 college of public health shall submit its findings and
10 recommendations relating to policies and strategies to
11 reduce weapons violence in the state in a report to
12 the state board of regents and the general assembly by
13 January 12, 2015.>
14 2. By renumbering as necessary.

ISENHART of Dubuque

H-1165

1 Amend House File 604 as follows:
2 1. Page 9, line 23, by striking <1,000,000> and
3 inserting <2,000,000>
4 2. Page 28, line 3, by striking <850,000> and
5 inserting <1,850,000>

WOOD of Scott
WINCKLER of Scott
STECKMAN of Cerro Gordo
HANSON of Jefferson

H-1166

1 Amend House File 604 as follows:
2 1. Page 5, line 17, by striking <2,715,063> and
3 inserting <2,815,063>
4 2. Page 5, line 21, by striking <2,174,228> and
5 inserting <2,674,228>
6 3. Page 23, line 32, by striking <2,307,804> and
7 inserting <2,407,804>

8 4. Page 24, line 1, by striking <1,848,094> and
9 inserting <2,348,094>

STECKMAN of Cerro Gordo
WINCKLER of Scott

H-1167

1 Amend House File 604 as follows:
2 1. Page 14, after line 26 by inserting:
3 <n. Improving student retention and graduation
4 rates and enhancing opportunities
5 For purposes of improving student retention and
6 graduation rates, and enhancing distance learning
7 opportunities and science, technology, engineering, and
8 mathematics education opportunities for students:
9 \$ 5,600,000
10 2. Page 32, after line 24 by inserting:
11 <n. Improving student retention and graduation
12 rates and enhancing opportunities
13 For purposes of improving student retention and
14 graduation rates, and enhancing distance learning
15 opportunities and science, technology, engineering, and
16 mathematics education opportunities for students:
17 \$ 5,600,000>
18 3. By renumbering as necessary.

WINCKLER of Scott
LENSING of Johnson
JACOBY of Johnson
MASCHER of Johnson
STUTSMAN of Johnson

H-1168

1 Amend House File 604 as follows:
2 1. Page 3, after line 12 by inserting:
3 <_. REGENTS NEED-BASED STUDENT FINANCIAL AID
4 PROGRAM
5 For purposes of implementing and providing financial
6 assistance under a student financial aid program for
7 Iowa undergraduate students who demonstrate financial
8 need and who attend an institution of higher learning
9 governed by the state board of regents:
10 \$ 10,000,000
11 In adopting rules for the administration of the
12 regents need-based tuition aid program, the commission
13 shall collaborate with the state board of regents. The
14 commission, in collaboration with the state board of
15 regents, shall submit by January 15, 2014, a report
16 to the general assembly which provides the number of
17 individuals who received assistance under the regents

18 need-based student financial aid program for the fiscal
19 year beginning July 1, 2013, the amount of assistance
20 provided to those individuals, and the institutions
21 from which the individuals graduated. The report shall
22 include the commission's findings and recommendations
23 and any proposed statutory provisions necessary for
24 implementation of the program.>

25 2. Page 21, after line 24 by inserting:
26 <___. REGENTS NEED-BASED STUDENT FINANCIAL AID
27 PROGRAM

28 For purposes of implementing and providing financial
29 assistance under a student financial aid program for
30 Iowa undergraduate students who demonstrate financial
31 need and who attend an institution of higher learning
32 governed by the state board of regents:

33 \$ 10,000,000>

34 3. By renumbering as necessary.

HANSON of Jefferson
MASCHER of Johnson
JACOBY of Johnson
WINCKLER of Scott
WOOD of Scott
STECKMAN of Cerro Gordo
KRESSIG of Black Hawk

STUTSMAN of Johnson
HEDDENS of Story
LENSING of Johnson
WESSEL-KROESCHELL of Story
BERRY of Black Hawk
KAJTZOVIC of Black Hawk

H-1169

1 Amend House File 604 as follows:

2 1. Page 1, line 12, by striking <1,891,815> and
3 inserting <2,241,815>

4 2. Page 19, line 24, by striking <1,608,043> and
5 inserting <1,958,043>

LUNDBY of Linn
ANDERSON of Polk
BERRY of Black Hawk
DAWSON of Woodbury
FORBES of Polk
GASKILL of Wapello
HANSON of Jefferson
HUNTER of Polk
JACOBY of Johnson
KEARNS of Lee
KRESSIG of Black Hawk
LYKAM of Scott
H. MILLER of Webster
MURPHY of Dubuque
T. OLSON of Linn
PRICHARD of Floyd

ABDUL-SAMAD of Polk
BEARINGER of Fayette
COHOON of Des Moines
DUNKEL of Dubuque
GAINES of Polk
HALL of Woodbury
HEDDENS of Story
ISENHART of Dubuque
KAJTZOVIC of Black Hawk
KELLEY of Jasper
LENSING of Johnson
MASCHER of Johnson
MUHLBAUER of Crawford
OLDSON of Polk
RIDING of Polk

RUFF of Clayton
M. SMITH of Marshall
STECKMAN of Cerro Gordo
T. TAYLOR of Linn
THOMAS of Clayton
WINCKLER of Scott
WOOD of Scott

RUNNING-MARQUARDT of Linn
STAED of Linn
STUTSMAN of Johnson
THEDE of Scott
WESSEL-KROESCHELL of Story
WOLFE of Clinton

H-1170

- 1 Amend House File 603 as follows:
- 2 1. Page 3, by striking lines 28 and 29 and
- 3 inserting:
- 4 <..... \$ 590,335
- 5 FTEs 6.00>
- 6 2. Page 22, by striking lines 13 and 14 and
- 7 inserting:
- 8 <..... \$ 501,785
- 9 FTEs 6.00>

RIDING of Polk

H-1171

- 1 Amend House File 604 as follows:
- 2 1. Page 12, line 20, by striking <222,041,351> and
- 3 inserting <223,989,082>
- 4 2. Page 14, line 32, by striking <173,986,353> and
- 5 inserting <175,512,549>
- 6 3. Page 15, line 28, by striking <87,222,819> and
- 7 inserting <87,952,844>
- 8 4. Page 30, line 18, by striking <188,735,148> and
- 9 inserting <231,563,592>
- 10 5. Page 32, line 30, by striking <147,888,400> and
- 11 inserting <181,447,756>
- 12 6. Page 33, line 26, by striking <74,139,396> and
- 13 inserting <94,791,829>

LUNDBY of Linn

H-1172

- 1 Amend House File 603 as follows:
- 2 1. Page 1, by striking lines 23 and 24 and
- 3 inserting:
- 4 <..... \$ 405,914
- 5 FTEs 5.00>
- 6 2. Page 7, after line 1 by inserting:
- 7 <1. GENERAL OFFICE >
- 8 3. Page 7, after line 5 by inserting:
- 9 <2. TERRACE HILL QUARTERS
- 10 For salaries, support, maintenance, and

11 miscellaneous purposes for the governor's quarters
 12 at Terrace Hill, and for not more than the following
 13 full-time equivalent positions:
 14 \$ 93,111
 15 FTEs 2.00>
 16 4. Page 20, by striking lines 8 and 9 and
 17 inserting:
 18 <..... \$ 345,027
 19 FTEs 5.00>
 20 5. Page 25, after line 21 by inserting:
 21 <1. GENERAL OFFICE >
 22 6. Page 25, after line 25 by inserting:
 23 <2. TERRACE HILL QUARTERS
 24 For salaries, support, maintenance, and
 25 miscellaneous purposes for the governor's quarters
 26 at Terrace Hill, and for not more than the following
 27 full-time equivalent positions:
 28 \$ 79,144
 29 FTEs 2.00>
 30 7. By renumbering as necessary.

HUNTER of Polk

H-1173

1 Amend House File 603 as follows:
 2 1. Page 14, after line 16 by inserting:
 3 <As a condition of receiving the appropriation in
 4 this subsection, the secretary of state is prohibited
 5 from using and reimbursing the costs associated with an
 6 agent of the division of criminal investigation of the
 7 department of public safety conducting certain voter
 8 investigations.>
 9 2. Page 32, after line 32 by inserting:
 10 <As a condition of receiving the appropriation in
 11 this subsection, the secretary of state is prohibited
 12 from using and reimbursing the costs associated with an
 13 agent of the division of criminal investigation of the
 14 department of public safety conducting certain voter
 15 investigations.>

HUNTER of Polk

H-1174

1 Amend House File 603 as follows:
 2 1. Page 13, by striking lines 10 and 11 and
 3 inserting:
 4 <..... \$ 450,000
 5 FTEs 3.00>
 6 2. Page 31, by striking lines 26 and 27 and
 7 inserting:

8 <..... \$ 382,500
 9 FTEs 3.00>

STAED of Linn

H-1175

1 Amend House File 603 as follows:
 2 1. By striking page 19, line 21, through page 37,
 3 line 35.
 4 2. By renumbering, redesignating, and correcting
 5 internal references as necessary.

HUNTER of Polk

H-1176

1 Amend House File 538 as follows:
 2 1. Page 1, line 19, by striking <A majority of the>
 3 and inserting <A majority of the At least three>
 4 2. Page 1, line 24, by striking <majority vote
 5 of the> and inserting <majority vote of the at least
 6 three>

ALONS of Sioux

H-1177

1 Amend Senate File 202, as passed by the Senate, as
 2 follows:
 3 1. Page 2, by striking line 7 and inserting:
 4 <Sec. ____ Section 126.25, Code 2013, is amended by
 5 striking the section and inserting in lieu thereof the
 6 following:
 7 126.25 Human immunodeficiency virus home testing
 8 kits — sales restrictions — penalties.
 9 1. A home testing kit for human immunodeficiency
 10 virus antibody or antigen testing shall not be sold in
 11 this state unless the sale complies with all of the
 12 following requirements:
 13 a. The home testing kit is sold by a licensed
 14 pharmacy, and a pharmacist or pharmacy technician as
 15 defined in section 155A.3 provides for the sale of the
 16 home testing kit from a locked cabinet or from behind a
 17 sales counter which is not accessible to the public.
 18 b. A pharmacist or pharmacy technician consults
 19 with the consumer prior to the sale and the
 20 consultation includes informing the consumer of the
 21 need to seek in-person follow-up with a health care
 22 provider to obtain confirmation of and additional
 23 information regarding any test results.
 24 2. The Iowa department of public health, in

25 consultation with the board, shall adopt rules to
26 establish what constitutes a home testing kit for the
27 purposes of this section.
28 3. The board may seek injunctive relief pursuant to
29 section 126.4 restraining any person from violating the
30 provisions of this section. In addition, a pharmacy,
31 pharmacist, or pharmacy technician who violates this
32 section is subject to discipline pursuant to section
33 155A.12 or 155A.15, as applicable.>
34 2. Title page, line 2, after <health> by inserting
35 <and providing penalties>
36 3. By renumbering as necessary.

LUNDBY of Linn

H-1178

1 Amend House File 603 as follows:
2 1. Page 14, after line 16 by inserting:
3 <As a condition of receiving the appropriation in
4 this subsection, the secretary of state is prohibited
5 from using and reimbursing the costs associated with an
6 agent of the division of criminal investigation of the
7 department of public safety conducting certain voter
8 investigations.
9 As a condition of receiving the appropriation
10 in this subsection, the secretary of state is also
11 prohibited from taking or requiring any action relative
12 to a group of voters from a list or based upon the
13 ethnicity of the group of voters if that action is
14 not otherwise taken or required of the electorate as
15 a whole.>
16 2. Page 32, after line 32 by inserting:
17 <As a condition of receiving the appropriation in
18 this subsection, the secretary of state is prohibited
19 from using and reimbursing the costs associated with an
20 agent of the division of criminal investigation of the
21 department of public safety conducting certain voter
22 investigations.
23 As a condition of receiving the appropriation
24 in this subsection, the secretary of state is also
25 prohibited from taking or requiring any action relative
26 to a group of voters from a list or based upon the
27 ethnicity of the group of voters if that action is
28 not otherwise taken or required of the electorate as
29 a whole.>

HUNTER of Polk

H-1179

1 Amend the amendment, H-1173, to House File 603 as

2 follows:

- 3 1. Page 1, after line 8 by inserting:
 4 <As a condition of receiving the appropriation
 5 in this subsection, the secretary of state is also
 6 prohibited from taking or requiring any action relative
 7 to a group of voters from a list or based upon the
 8 ethnicity of the group of voters if that action is
 9 not otherwise taken or required of the electorate as
 10 a whole.>
- 11 2. Page 1, after line 15 by inserting:
 12 <As a condition of receiving the appropriation
 13 in this subsection, the secretary of state is also
 14 prohibited from taking or requiring any action relative
 15 to a group of voters from a list or based upon the
 16 ethnicity of the group of voters if that action is
 17 not otherwise taken or required of the electorate as
 18 a whole.>

HUNTER of Polk

H-1180

1 Amend House File 565 as follows:

- 2 1. Page 2, by striking lines 8 through 17 and
 3 inserting:
 4 <2. If a general contractor or owner-builder
 5 fails to post the required notice of commencement
 6 of work to the mechanics' notice and lien registry
 7 internet website pursuant to subsection 1, within ten
 8 days of commencement of the work on the property, a
 9 subcontractor may post the notice in conjunction with
 10 the filing posting of the required preliminary notice
 11 pursuant to section 572.13B. A notice of commencement
 12 of work must be posted to the mechanics' notice and
 13 lien registry internet website before preliminary
 14 notices pursuant to section 572.13B may be posted.>
 15 2. By renumbering as necessary.

BALTIMORE of Boone

H-1181

1 Amend the amendment, H-1084, to House File 532 as
 2 follows:

- 3 1. Page 1, by striking lines 4 and 5 and inserting:
 4 <__. Page 1, by striking line 28 and inserting
 5 <as defined in section 801.4, subsection 11, paragraph
 6 "a","b", or "c"; and meet the>
 7 __. Page 1, line 29, after <3A> by inserting <
 8 and be certified by the department. To be certified
 9 by the department, a person who seeks to qualify as
 10 a classroom driver education instructor under this

11 subparagraph division (b) shall annually attend not
12 less than eight hours of instruction relating to the
13 classroom instruction provided to students pursuant
14 to subsection 1, paragraph "a". The eight hours of
15 instruction for certification shall be provided by the
16 department. A person who seeks certification under
17 this subparagraph division (b) shall be assessed a fee
18 by the department to cover the costs of the eight hours
19 of instruction>>

HANSON of Jefferson

H-1182

1 Amend House File 485 as follows:
2 1. Page 1, after line 8 by inserting:
3 <Sec. ____ Section 47.1, Code 2013, is amended by
4 adding the following new subsection:
5 NEW SUBSECTION. 6. The state commissioner of
6 elections shall develop educational materials related
7 to the proof of identification requirements established
8 pursuant to section 49.77, subsection 3, paragraph
9 "a", and shall mail such materials to each registered
10 voter in the state before January 1, 2015. On or after
11 January 1, 2015, the state commissioner of elections
12 shall mail such materials to each person who registers
13 to vote pursuant to chapter 48A immediately following
14 the person's registration.>
15 2. Title page, line 2, after <vote,> by inserting
16 <requiring certain educational information be mailed to
17 registered voters,>
18 3. By renumbering as necessary.

HUNTER of Polk

H-1183

1 Amend House File 550 as follows:
2 1. Page 3, by striking lines 21 and 22 and
3 inserting <conjunction with the departments of
4 administrative services, human services, public health,
5 and public safety, shall study the potential for
6 applying new>
7 2. Page 3, after line 32 by inserting:
8 <Sec. ____ EFFECTIVE UPON ENACTMENT. This Act,
9 being deemed of immediate importance, takes effect upon
10 enactment.
11 Sec. ____ RETROACTIVE APPLICABILITY. This Act
12 applies retroactively to persons for whom a record
13 check was requested not more than sixty calendar days
14 prior to the effective date of this Act.>
15 3. Title page, line 2, after <students> by
16 inserting <and including effective date and

17 applicability provisions>
18 4. By renumbering as necessary.

HEATON of Henry

H-1184

1 Amend House File 593 as follows:
2 1. Page 1, before line 1 by inserting:
3 <Section 1. Section 256.16, subsection 1, Code
4 2013, is amended by adding the following new paragraph:
5 NEW PARAGRAPH. d. Beginning July 1, 2014, require
6 a student to successfully complete training on how
7 to prevent, recognize, address, and stop incidents
8 of harassment or bullying before graduation from the
9 practitioner preparation program and provide a student
10 with information on the effects of harassment and
11 bullying. For purposes of this paragraph, "harassment"
12 and "bullying" mean the same as defined in section
13 280.28, subsection 2.>
14 2. By renumbering as necessary.

HUNTER of Polk

H-1185

1 Amend House File 604 as follows:
2 1. Page 11, after line 13 by inserting:
3 <Sec. ____ ONLINE CURRICULUM FOR UNIFORM TRANSFER
4 OF ACADEMIC CREDIT — STUDY AND REPORT.
5 1. The department of education shall conduct
6 a study regarding the establishment of an online
7 curriculum to facilitate the transfer of academic
8 credits earned by students residing in child foster
9 care facilities licensed under section 237.4, and in
10 institutions controlled by the department of human
11 services and listed in section 218.1, between those
12 facilities and institutions and public and accredited
13 nonpublic schools. The goal of the curriculum shall
14 be to minimize wherever possible the loss of academic
15 credit for coursework completed by such students.
16 2. The department shall consider contracting with a
17 private provider to administer the curriculum through
18 a request for bids or proposals, but shall prioritize
19 the use of existing resources such as the Iowa learning
20 online initiative established under section 256.42, and
21 the online learning program model established under
22 section 256.43, for such administration.
23 3. Instruction provided through the online
24 curriculum shall be taught by teachers licensed under
25 chapter 272. All courses in the online curriculum
26 shall meet existing accreditation standards.

- 27 4. The department shall submit a report of its
- 28 findings and recommendations to the general assembly
- 29 by January 3, 2014.>
- 30 2. By renumbering as necessary.

HALL of Woodbury

H-1186

- 1 Amend House File 604 as follows:
- 2 1. Page 10, after line 6 by inserting:
- 3 <___. EDUCATION REFORM
- 4 For distribution to school districts for
- 5 implementation of the education reform provisions of
- 6 section 279.68, subsection 2, enacted pursuant to 2012
- 7 Iowa Acts, chapter 1119, section 34:
- 8 \$ 12,000,000>
- 9 2. Page 28, after line 21 by inserting:
- 10 <___. EDUCATION REFORM
- 11 For distribution to school districts for
- 12 implementation of section 279.68, subsection 2, enacted
- 13 pursuant to 2012 Iowa Acts, chapter 1119, section 34:
- 14 \$ 12,000,000>
- 15 3. By renumbering as necessary.

STECKMAN of Cerro Gordo
WINCKLER of Scott

H-1187

- 1 Amend House File 603 as follows:
- 2 1. Page 1, by striking lines 20 and 21 and
- 3 inserting <but shall be transferred for deposit into
- 4 the Iowa energy bank revolving loan fund.>
- 5 2. Page 20, by striking lines 5 and 6 and inserting
- 6 <but shall be transferred for deposit into the Iowa
- 7 energy bank revolving loan fund.>

ISENHART of Dubuque

H-1188

- 1 Amend House File 604 as follows:
- 2 1. Page 17, after line 30 by inserting:
- 3 <Sec. ___. Section 261.113, subsection 5, paragraph
- 4 a, Code 2013, is amended to read as follows:
- 5 a. The amount of loan repayment an eligible student
- 6 who enters into an agreement pursuant to subsection
- 7 3 shall receive ~~upon fulfilling the requirements~~
- 8 ~~of subsection 3 if in compliance with obligations~~
- 9 ~~under the agreement shall be not more than exceed~~
- 10 fifty thousand dollars annually for an eligible loan.

11 Payments under this section ~~are limited to~~ may be made
 12 for each year of eligible practice during a four-year
 13 consecutive five-year period and shall not exceed a
 14 total of two hundred thousand dollars.

15 Sec. ____. Section 261.113, subsection 9, Code 2013,
 16 is amended by adding the following new paragraph:
 17 NEW PARAGRAPH. d. If a loan repayment recipient
 18 fails to fulfill the obligation to engage in practice
 19 in accordance with subsection 3, the recipient shall
 20 be subject to repayment to the commission of the loan
 21 amount plus interest as specified by rule. A loan
 22 repayment recipient who fails to meet the requirements
 23 of the obligation to engage in practice in accordance
 24 with subsection 3 may also be subject to repayment
 25 of moneys advanced by the service commitment area as
 26 provided in any agreement with the service commitment
 27 area.>

28 2. By renumbering as necessary.

DOLECHECK of Ringgold

H-1189

1 Amend House File 604 as follows:

2 1. Page 17, after line 16 by inserting:
 3 <Sec. ____. FEDERAL BUDGET CONTROL ACT OF 2011
 4 REDUCTIONS – APPROPRIATION.

5 1. There is appropriated from the general fund
 6 of the state to the department for the blind, the
 7 college student aid commission, the department of
 8 education, and the state board of regents, and the
 9 institutions, divisions, programs, initiatives, and
 10 purposes for which they administer or govern and
 11 receive appropriations in this division of this Act,
 12 for the fiscal year beginning July 1, 2012, and ending
 13 June 30, 2013, an amount sufficient to restore federal
 14 funding reductions made pursuant to the federal Budget
 15 Control Act of 2011, to be used for the purposes for
 16 which the federal funds were designated.

17 2. Notwithstanding section 8.33, moneys
 18 appropriated in this section that remain unencumbered
 19 or unobligated at the close of the fiscal year shall
 20 not revert but shall remain available for expenditure
 21 for the purposes designated until the close of the
 22 succeeding fiscal year.>

23 2. Page 19, after line 12 by inserting:
 24 <Sec. ____. EFFECTIVE UPON ENACTMENT. The following
 25 provision or provisions of this division of this Act,
 26 being deemed of immediate importance, take effect upon
 27 enactment:

28 1. The section of this Act relating to the federal
 29 Budget Control Act of 2011 reductions.>

- 30 3. Title page, line 5, after <atters> by inserting
 31 <and for effective dates>
 32 4. By renumbering as necessary.

WINCKLER of Scott
 DAWSON of Woodbury
 GASKILL of Wapello
 HUNTER of Polk
 JACOBY of Johnson
 LENSING of Johnson
 OLDSON of Polk
 T. TAYLOR of Linn

ABDUL-SAMAD of Polk
 GAINES of Polk
 HEDDENS of Story
 ISENHART of Dubuque
 KEARNS of Lee
 MASCHER of Johnson
 STECKMAN of Cerro Gordo
 THEDE of Scott

H-1190

- 1 Amend House File 604 as follows:
 2 1. Page 1, line 28, by striking <232,943> and
 3 inserting <10,232,943>
 4 2. Page 1, after line 29 by inserting:
 5 <From the moneys appropriation in this subsection,
 6 \$10,000,000 shall be distributed to eligible students
 7 enrolled as undergraduates in institutions of higher
 8 learning governed by the state board of regents. For
 9 purposes of this section, "eligible student" means a
 10 resident student who has established financial need.
 11 The commission shall collaborate with the state board
 12 of regents in distributing funds pursuant to this
 13 subsection. The commission, in collaboration with the
 14 state board of regents, shall submit by January 15,
 15 2014, a report to the general assembly which provides
 16 the number of individuals who received assistance under
 17 this subsection, the amount of assistance provided to
 18 those individuals, and the institutions from which the
 19 individuals graduated. The report shall include the
 20 commission's findings and recommendations.>

HANSON of Jefferson
 MASCHER of Johnson
 JACOBY of Johnson
 WINCKLER of Scott
 WOOD of Scott
 STECKMAN of Cerro Gordo
 KRESSIG of Black Hawk

STUTSMAN of Johnson
 HEDDENS of Story
 LENSING of Johnson
 WESSEL-KROESCHELL of Story
 BERRY of Black Hawk
 KAJTAZOVIC of Black Hawk

H-1191

- 1 Amend House File 356 as follows:
 2 1. By striking everything after the enacting clause
 3 and inserting:
 4 <Section 1. Section 614.1, subsection 5, Code 2013,
 5 is amended to read as follows:
 6 5. Written contracts – judgments of courts not of

7 record – recovery of real property and rent.
 8 a. ~~Those~~ Except as provided in paragraph "b", those
 9 founded on written contracts, or on judgments of any
 10 courts except those provided for in subsection 6, and
 11 those brought for the recovery of real property, within
 12 ten years.

13 b. Those founded on claims for rent, within five
 14 years.

15 Sec. 2. Section 615.1, subsection 1, Code 2013, is
 16 amended to read as follows:

17 1. After the expiration of a period of two years
 18 from the date of entry of judgment, exclusive of any
 19 time during which execution on the judgment was stayed
 20 pending a bankruptcy action or order of court, a
 21 judgment entered in any of the following actions shall
 22 be null and void, all liens shall be extinguished, and
 23 no execution shall be issued except as a setoff or
 24 counterclaim:

25 a. ~~(1)~~ For a real estate mortgage, deed of trust,
 26 or real estate contract executed prior to July 1,
 27 2009, an action for the foreclosure of the real estate
 28 mortgage, deed of trust, or real estate contract upon
 29 property which at the time the foreclosure is commenced
 30 is either used for an agricultural purpose as defined
 31 in section 535.13 or as a one-family or two-family
 32 dwelling which is the residence of the mortgagor.

33 ~~(2)~~ b. For a real estate mortgage, deed of trust,
 34 or real estate contract executed on or after July 1,
 35 2009, an action for the foreclosure of the real estate
 36 mortgage, deed of trust, or real estate contract upon
 37 property which at the time of the execution of the
 38 mortgage, deed, or contract is either used for, or is
 39 being acquired for, an agricultural purpose as defined
 40 in section 535.13 or as a one-family or two-family
 41 dwelling which is the residence of the mortgagor.

42 ~~b. An action on a claim for rent.~~

43 Sec. 3. NEW SECTION. 615.1A Execution on judgment
 44 – claim for rent.

45 After the expiration of a period of ten years from
 46 the date of entry of judgment in an action on a claim
 47 for rent, exclusive of any time during which execution
 48 on the judgment was stayed pending a bankruptcy action
 49 or order of court, such judgment shall be null and
 50 void, all liens shall be extinguished, and no execution

Page 2

1 shall be issued.>

2 2. Title page, line 1, by striking <period in> and
 3 inserting <periods in bringing suit and>

H-1192

1 Amend House File 550 as follows:

2 1. Page 3, by striking lines 21 and 22 and
3 inserting <conjunction with the departments of
4 administrative services, human services, public health,
5 and public safety, shall study the potential for
6 applying new>

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

8 <Sec. ___. EFFECTIVE UPON ENACTMENT. This Act,
9 being deemed of immediate importance, takes effect upon
10 enactment.

11 Sec. ___. APPLICABILITY. This Act applies
12 retroactively to persons for whom a record check was
13 requested not more than sixty calendar days prior to
14 the effective date of this Act.>

15 3. Title page, line 2, after <students> by
16 inserting <and including effective date and
17 applicability provisions>

18 4. By renumbering as necessary.

HEATON of Henry

H-1193

1 Amend House File 604 as follows:

2 1. Page 19, after line 12 by inserting:

3 <Sec. ___. NEW SECTION. 285.17 School bus stop arm
4 camera pilot program.

5 1. The department of education shall establish
6 a school bus stop arm camera pilot program in
7 coordination with the department of administrative
8 services, the department of transportation, and
9 participating school districts. The department
10 shall develop procedures and specifications for the
11 solicitation of bids for the purchase of school bus
12 stop arm cameras to be used by participating school
13 districts. The department may award a contract for
14 purchase to any bidder or bidders responsive to the
15 needs of at least one participating school district.
16 However, a participating school district must accept
17 a bid for which the department awards a contract for
18 purchases by the school district.

19 2. The department shall establish an application
20 process for school districts to participate in the
21 program and shall not implement the program unless at
22 least three school districts successfully apply. The
23 department shall encourage school districts of diverse
24 size and location to apply for the program.

25 3. A participating school district shall install
26 school bus stop arm cameras received through the
27 program on at least three school buses used by the

28 school district. The department and participating
 29 school districts shall jointly share the costs of
 30 purchasing and installing school bus stop arm cameras
 31 pursuant to the program. The department's share of
 32 purchasing and installation costs under the program
 33 shall not exceed fifteen thousand dollars per fiscal
 34 year.

35 4. The department of education, in coordination
 36 with the department of administrative services, the
 37 department of transportation, and participating
 38 school districts, shall submit a report on the
 39 program detailing program outcomes, findings, and
 40 recommendations to the general assembly by January 8,
 41 2016.

42 5. This section is repealed effective June 30,
 43 2016.>

44 2. By renumbering as necessary.

HALL of Woodbury

H-1194

1 Amend House File 488, as passed by the House, as
 2 follows:

3 1. Page 16, by striking lines 1 and 2 and inserting
 4 <if the beer is not sold or offered>

SENATE AMENDMENT

H-1195

1 Amend House File 590 as follows:

2 1. Page 1, by striking line 20 and inserting <abuse
 3 which allege child abuse as defined in subsection
 4 2, paragraph "a", subparagraphs (1) through (3) and
 5 subparagraphs (5) through (10), or which allege child
 6 abuse as defined in subsection 2, paragraph "a",
 7 subparagraph (4), that also allege imminent danger,
 8 death, or injury to a child.>

9 2. Page 1, by striking line 27 and inserting
 10 <which allege child abuse as defined in subsection 2,
 11 paragraph "a", subparagraph (4), but do not allege
 12 imminent danger, death, or injury to a child. A>

13 3. By striking page 1, line 32, through page 2,
 14 line 5, and inserting:
 15 <Sec. ____. Section 232.70, subsection 5, Code 2013,
 16 is amended to read as follows:

17 5. Upon receipt of a report, the department shall
 18 do all of the following:

19 a. Immediately, ~~upon receipt of an oral report,~~
 20 make a determination as to whether the report
 21 constitutes an allegation of child abuse as defined in

22 section 232.68.

23 b. Notify the appropriate county attorney of the
24 receipt of the report.>

25 4. Page 2, by striking line 17 and inserting
26 <report alleges child abuse as defined in section
27 232.68, subsection 2, paragraph "a", subparagraphs (1)
28 through (3) and subparagraphs (5) through (10), or
29 which alleges child abuse as defined in section 232.68,
30 subsection 2, paragraph "a", subparagraph (4), that
31 also alleges imminent danger, death, or injury to a
32 child.>

33 5. Page 2, by striking line 20 and inserting
34 <alleges child abuse as defined in section 232.68,
35 subsection 2, paragraph "a", subparagraph (4), but
36 does not allege imminent danger, death, or injury to
37 a child.>

38 6. Page 3, line 11, after <unsafe> by inserting <or
39 in imminent danger>

40 7. Page 6, by striking lines 4 through 9 and
41 inserting <report of suspected child abuse of the
42 completion of the family assessment and any service
43 recommendations. For cases assessed pursuant to
44 a family assessment, there shall be no right to a
45 contested case hearing pursuant to chapter 17A.>

46 8. Page 6, line 10, by striking <child abuse>

47 9. Page 6, by striking line 13 and inserting <area
48 administrator, that a report of suspected child abuse
49 is a spurious>

50 10. Page 6, line 23, after <court.> by inserting

Page 2

1 <The department may arrange for services for children
2 and families during and at the conclusion of a family
3 assessment.>

4 11. Page 6, by striking lines 26 through 29 and
5 inserting <a copy of the portion of the written child
6 abuse assessment pertaining to the child abuse report,
7 the written family assessment report for cases in which
8 the department requests a child>

9 12. Page 7, line 9, by striking <summaries> and
10 inserting <reports>

11 13. Page 8, lines 25 and 26, by striking <child
12 abuse report> and inserting <report of suspected child
13 abuse>

14 14. Page 8, line 31, by striking <a case of> and
15 inserting <a case of suspected>

16 15. Page 9, by striking lines 27 through 30.

17 16. By striking page 12, line 34, through page 13,
18 line 26.

- 19 17. Page 14, line 6, by striking <235A.13,>
 20 18. By renumbering as necessary.

FRY of Clarke

H-1196

- 1 Amend the amendment, H-1188, to House File 604 as
 2 follows:
 3 1. Page 1, after line 27 by inserting:
 4 <__. By striking page 27, line 33, through page
 5 28, line 3.>

DOLECHECK of Ringgold

H-1197

- 1 Amend House File 538 as follows:
 2 1. By striking everything after the enacting clause
 3 and inserting:
 4 <Section 1. NEW SECTION. 904A.2A Board of parole
 5 — alternate members.
 6 1. Notwithstanding sections 17A.11, 69.16, and
 7 69.16A, the board of parole shall have a pool of three
 8 alternate members to substitute for board members who
 9 are disqualified or become unavailable for any other
 10 reason for hearings. Each alternate member shall
 11 serve a term of four years beginning and ending as
 12 provided by section 69.19, except for alternate members
 13 appointed to fill vacancies who shall serve for the
 14 balance of the unexpired term.
 15 2. A person serves in the pool of alternate members
 16 at the discretion of the board. A person who serves as
 17 an alternate member may later be appointed to the board
 18 and may serve four years, in accordance with section
 19 904A.1. A former board of parole member may serve in
 20 the pool of alternate members.
 21 3. When a sufficient number of board of parole
 22 members are unavailable to hear a case, the board of
 23 parole may request alternate members to serve.
 24 4. Notwithstanding sections 17A.11 and 904A.1:
 25 a. An alternate member is deemed a member of the
 26 board of parole only for the hearing panel for which
 27 the alternate member serves.
 28 b. At least one member of a hearing panel
 29 containing alternate members shall be a member of the
 30 board.
 31 c. A decision of a hearing panel containing
 32 alternate members is considered a final decision of the
 33 board.
 34 5. An alternate member shall not receive
 35 compensation in excess of that authorized by law for a

36 board of parole member who is not the chairperson or
37 vice chairperson of the board of parole.
38 Sec. 2. Section 904A.3, Code 2013, is amended to
39 read as follows:
40 904A.3 Appointment to board of parole.
41 The governor shall appoint the chairperson and other
42 members of the board of parole, including alternate
43 members, subject to confirmation by the senate.
44 The chairperson shall serve at the pleasure of the
45 governor. Vacancies shall be filled in the same manner
46 as regular appointments are made.>
47 2. Title page, line 1, by striking <relating to>
48 and inserting <authorizing alternate members of>

ALONS of Sioux

H-1198

1 Amend House File 495 as follows:
2 1. Page 1, line 18, by striking <six> and inserting
3 <seven>
4 2. Page 1, by striking lines 21 through 24 and
5 inserting <For rental agreements in which the rent is
6 greater than seven hundred dollars per month, a rental
7 agreement shall not provide for a late fee that exceeds
8 twenty dollars per day or a total amount of one hundred
9 dollars per month.>
10 3. Page 1, before line 25 by inserting:
11 <Sec. ____ Section 562A.12, subsection 7, Code
12 2013, is amended to read as follows:
13 7. The bad faith retention of a deposit by a
14 landlord, or any portion of the rental deposit, in
15 violation of this section shall subject the landlord
16 to punitive damages not to exceed ~~two hundred dollars~~
17 twice the monthly rental payment in addition to actual
18 damages.>
19 4. Page 1, after line 32 by inserting:
20 <Sec. ____ Section 562A.26, Code 2013, is amended
21 to read as follows:
22 562A.26 Tenant's remedies for landlord's unlawful
23 ouster, exclusion, or diminution of service.
24 If the landlord unlawfully removes or excludes
25 the tenant from the premises or willfully diminishes
26 services to the tenant by interrupting or causing
27 the interruption of electric, gas, water, or other
28 essential service to the tenant, the tenant may recover
29 possession pursuant to section 648.1, subsection 1, or
30 terminate the rental agreement and, in either case,
31 recover the actual damages sustained by the tenant,
32 punitive damages not to exceed twice the monthly rental
33 payment, and reasonable attorney fees. If the rental
34 agreement is terminated, the landlord shall return all

35 prepaid rent and security.

36 Sec. ____ Section 562A.29A, subsection 1, Code

37 2013, is amended to read as follows:

38 1. A written notice of termination required under
39 section 562A.27, subsection 1, 2, or 5, a notice of
40 termination and notice to quit under section 562A.27A,
41 a written notice of termination as required by section
42 562A.34, subsection 1, 2, or 3, or a notice to quit
43 required by section 648.3, shall be served ~~upon the~~
44 ~~tenant by one or more of the following methods as~~
45 provided in this subsection:

46 a. A landlord shall serve notice on a tenant by one
47 or more of the following methods:

48 (1) Delivery evidenced by an acknowledgment of
49 delivery that is signed and dated by a resident of
50 the dwelling unit who is at least eighteen years of

Page 2

1 age. Delivery under this paragraph shall be deemed to
2 provide notice to all tenants of the dwelling unit.

3 ~~b. (2) Personal service pursuant to rule of civil~~
4 ~~procedure 1.305, Iowa court rules, for the personal~~
5 ~~service of original notice.~~

6 e. (3) Posting on the primary entrance door of
7 the dwelling unit and mailing by both regular mail
8 and certified mail, as defined in section 618.15, to
9 the address of the dwelling unit or to the tenant's
10 last known address, if different from the address of
11 the dwelling unit. A notice posted according to this
12 paragraph shall be posted within the applicable time
13 period for serving notice and shall include the date
14 the notice was posted.

15 b. A tenant shall serve notice on a landlord by one
16 or more of the following methods:

17 (1) Delivery evidenced by an acknowledgment of
18 delivery that is signed and dated by the landlord or
19 the landlord's agent designated under section 562A.13.

20 (2) Personal service pursuant to rule of civil
21 procedure 1.305, Iowa court rules, for the personal
22 service of original notice.

23 (3) Mailing by both regular mail and certified
24 mail, as defined in section 618.15, to the address
25 of the landlord's business office or to an address
26 designated by the landlord for mailing.>

27 5. Page 2, after line 29 by inserting:

28 <Sec. ____ Section 562B.10, Code 2013, is amended
29 by adding the following new subsection:

30 NEW SUBSECTION. 3A. For rental agreements in
31 which the rent does not exceed seven hundred dollars
32 per month, a rental agreement shall not provide for
33 a late fee that exceeds twelve dollars per day or a

34 total amount of sixty dollars per month. For rental
 35 agreements in which the rent is greater than seven
 36 hundred dollars per month, a rental agreement shall
 37 not provide for a late fee that exceeds twenty dollars
 38 per day or a total amount of one hundred dollars per
 39 month.>

40 6. Page 2, after line 29 by inserting:
 41 <Sec. ____ Section 648.22A, Code 2013, is amended
 42 by adding the following new subsection:
 43 NEW SUBSECTION. 1A. If the plaintiff is the party
 44 making the election, the plaintiff may, at the time
 45 judgment is entered, request an order of removal of the
 46 defendant and may request that the sheriff execute the
 47 order of removal of the defendant from the property.
 48 The sheriff shall serve a copy of the judgment, order
 49 of removal, and written notice of election on any
 50 occupant of the mobile home or manufactured home over

Page 3

1 the age of eighteen or by affixing a copy of the
 2 judgment and notice of election to a main entrance of
 3 the premises. The order is subject to the provisions
 4 of this section.>

5 7. Title page, line 1, after <laws> by inserting
 6 <and related forcible entry and detainer laws>

7 8. By renumbering as necessary.

HEARTSILL of Marion

H-1199

1 Amend House File 593 as follows:

2 1. Page 4, line 21, by striking <section> and
 3 inserting <section, and including notification of the
 4 parents or guardians of all students directly involved
 5 in a reported incident of harassment or bullying>

HALL of Woodbury

H-1200

1 Amend House File 593 as follows:

2 1. Page 6, after line 9 by inserting:
 3 <8. A parent, guardian, or legal or actual
 4 custodian of a student shall prevent the student from
 5 engaging in harassment or bullying at any time.>
 6 2. Page 6, line 10, by striking <8.> and inserting
 7 <8. 9.>
 8 3. Page 6, line 17, by striking <9.> and inserting
 9 <10.>

10 4. Page 6, line 20, by striking <10.> and inserting
11 <11.>

HALL of Woodbury

H-1201

1 Amend House File 380 as follows:

2 1. Page 5, after line 27 by inserting:

3 <1. If an alleged liability is owing and payable
4 that would allow a county to refuse to renew a
5 vehicle registration, the county shall, in addition
6 to satisfying other applicable setoff procedures
7 established under this subsection, provide notice
8 of the alleged liability to a debtor when a vehicle
9 registration renewal statement is sent to the debtor
10 by the county.>

11 2. By renumbering as necessary.

GASKILL of Wapello

H-1202

1 Amend House File 562 as follows:

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

4 <Section 1. STUDY – PRESCRIPTION DRUG OR
5 CONTROLLED SUBSTANCE MEDICATION DEFENSE IN
6 OPERATING-WHILE-INTOXICATED CASES. The legislative
7 council is requested to establish an interim study
8 committee to review the provisions of Code section
9 321J.2, subsection 11, relating to the prescription
10 drug or controlled substance medication defense in
11 a criminal operating-while-intoxicated case and to
12 consider the application of such a defense in an
13 administrative license revocation proceeding based on
14 an operating-while-intoxicated offense. Committee
15 discussion shall include but not be limited to
16 whether the prescription drug or controlled substance
17 medication defense should be confined to criminal
18 operating-while-intoxicated cases, whether the
19 prescription drug or controlled substance medication
20 defense should be included in an implied consent
21 warning, and if so, what type of medical warning about
22 the use of the prescription medication and driving
23 should be required. The committee shall include at
24 least four members of the general assembly and persons
25 with expertise in operating-while-intoxicated cases
26 including representatives from the department of
27 transportation, the department of justice, prosecution
28 and defense counsel, and the medical community
29 including a representative from the pharmacy community.

30 The study committee shall issue a report to the general
31 assembly containing its findings and recommendations
32 by January 15, 2014.>

33 2. Title page, line 1, after <Act> by inserting
34 <creating a study>

M. SMITH of Marshall

H-1203

1 Amend House File 454 as follows:

2 1. Page 3, after line 34 by inserting:

3 <Sec. ____ Section 257.6, subsection 1, paragraph
4 a, subparagraph (6), Code 2013, is amended to read as
5 follows:

6 (6) Resident Except as provided in section 299A.8,
7 resident pupils receiving competent private instruction
8 under dual enrollment pursuant to chapter 299A shall be
9 counted as one-tenth of one pupil.>

10 2. Page 15, after line 34 by inserting:

11 <Sec. ____ Section 299A.8, Code 2013, is amended to
12 read as follows:

13 299A.8 Dual enrollment.

14 1. If a parent, guardian, or legal custodian of
15 a school-age child who is receiving competent private
16 instruction under this chapter submits a request, the
17 child shall also be registered in a public school for
18 dual enrollment purposes. If the child is enrolled in
19 a public school district for dual enrollment purposes,
20 the child shall be permitted to participate in any
21 academic activities in the district and shall also be
22 permitted to participate on the same basis as public
23 school children in any extracurricular activities
24 available to children in the child's grade or group,
25 and the parent, guardian, or legal custodian shall not
26 be required to pay the costs of any annual evaluation
27 under this chapter. Dual enrollment of a child solely
28 for purposes of accessing the annual achievement
29 evaluation shall constitute a dual enrollment purpose.

30 2. If the child is enrolled for dual enrollment
31 purposes, the child shall be included in the public
32 school's basic enrollment under section 257.6, unless
33 the child is enrolled for dual enrollment purposes
34 solely for purposes of accessing the annual achievement
35 evaluation pursuant to section 299A.4. A pupil who is
36 participating only in extracurricular activities shall
37 be counted under section 257.6, subsection 1, paragraph
38 "a", subparagraph (6). A pupil enrolled in grades nine
39 through twelve under this section shall be counted in
40 the same manner as a shared-time pupil under section

41 257.6, subsection 1, paragraph "a", subparagraph (3).>
42 3. By renumbering as necessary.

DOLECHECK of Ringgold

H-1204

1 Amend House File 548 as follows:

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

4 <Section 1. NEW SECTION. 135.39D Vision screening.

5 1. The parent or guardian of a child to be enrolled
6 in a public or accredited nonpublic elementary
7 school shall ensure that the child is screened for
8 vision impairment at least once before enrollment in
9 kindergarten and again before enrollment in grade
10 three. The parent or guardian of the child shall
11 ensure that evidence of the vision screening is
12 provided to the school district or accredited nonpublic
13 school in which the child is enrolled. Evidence of
14 the vision screening may be provided either directly
15 from the parent or guardian or from a vision screening
16 provider referred to in subsection 2, and may be
17 provided in either written or electronic form.

18 2. The requirement for vision screening may be
19 satisfied by any of the following:

20 a. A vision screening or comprehensive eye
21 examination by a licensed ophthalmologist or licensed
22 optometrist.

23 b. A vision screening conducted at a pediatrician's
24 or family practice physician's office, a free
25 clinic, a child care center, a local public health
26 department, a public or accredited nonpublic school,
27 or a community-based organization, or by an advanced
28 registered nurse practitioner or physician assistant.

29 c. An online vision screening, which may be
30 conducted by a child's parent or guardian.

31 d. A photoscreening vision screening, including a
32 vision screening by Iowa kidsight.

33 3. All vision screening methods pursuant to
34 subsection 2, including emerging vision screening
35 technologies, shall be age-appropriate and shall
36 be approved by the department in consultation with
37 leading vision organizations in the state, licensed
38 ophthalmologists, and licensed optometrists.

39 4. A person who performs a vision screening
40 required pursuant to this section shall report the
41 results of the vision screening to the department.
42 The department may collect and maintain such reports
43 through the statewide immunization registry or a
44 private contractor.

45 5. Each public and accredited nonpublic elementary

46 school shall, in collaboration with the department, do
47 the following:
48 a. Provide the parents or guardians of students
49 with vision screening referral resources.
50 b. Arrange for evidence of vision screenings

Page 2

1 provided pursuant to subsection 1 to be forwarded to
2 the department.

3 6. A child shall not be prohibited from attending
4 school based upon the failure of a parent or guardian
5 to ensure that the child has received the vision
6 screening required by this section.

7 7. If a vision screening required pursuant to this
8 section identifies potential vision impairment in a
9 child, the person who performed the vision screening
10 shall, if the person is not a licensed ophthalmologist
11 or licensed optometrist, refer the child to a licensed
12 ophthalmologist or licensed optometrist for a
13 comprehensive eye examination.

14 8. The department shall establish procedures to
15 contact parents or guardians of children identified as
16 having potential vision impairment based on the results
17 of a vision screening required pursuant to subsection
18 1 or a comprehensive eye examination required pursuant
19 to subsection 7 in order to provide information on
20 obtaining necessary vision correction.

21 9. The department may share information with
22 licensed health care providers, agencies, and
23 other persons involved with vision screenings, eye
24 examinations, follow-up services, and intervention
25 services as necessary to administer this section.
26 The department shall adopt rules to protect the
27 confidentiality of the individuals involved.

28 10. The vision screening requirement shall not
29 apply if the vision screening conflicts with a parent's
30 or guardian's genuine and sincere religious belief.

31 11. A person who acts in good faith in complying
32 with this section shall not be civilly or criminally
33 liable for reporting the information required to be
34 reported by this section.

35 12. The department shall adopt rules necessary to
36 administer this section.>

WINCKLER of Scott
MASCHER of Johnson
STECKMAN of Cerro Gordo
STUTSMAN of Johnson

H-1205

- 1 Amend House File 397, as passed by the House, as
 2 follows:
 3 1. Page 1, by striking lines 3 and 4 and inserting:
 4 <Sec. ____ Section 15.106B, subsection 4, paragraph
 5 c, Code 2013, is amended to read as follows:
 6 c. The authority shall not enter into a contract
 7 for services, including a contract executed pursuant
 8 to subsection 2, paragraph "d", that exceeds ~~two~~ three
 9 years in duration.>
 10 2. By renumbering as necessary.

SENATE AMENDMENT

H-1206

- 1 Amend Senate File 288, as passed by the Senate, as
 2 follows:
 3 1. Page 3, lines 23 and 24, by striking <and
 4 conviction> and inserting <~~and conviction~~>
 5 2. Page 6, line 8, after <defendant> by inserting
 6 <, other than a child being prosecuted as a youthful
 7 offender,>
 8 3. Page 8, line 5, after <~~confinement~~> by inserting
 9 <as prescribed by law for the offense>

HESS of Clay

H-1207

- 1 Amend the amendment, H-1197, to House File 538 as
 2 follows:
 3 1. Page 1, by striking lines 15 and 16 and
 4 inserting:
 5 2. A person who serves as>

ALONS of Sioux

H-1208

- 1 Amend House File 529 as follows:
 2 1. Page 1, line 3, after <1A.> by inserting <a.>
 3 2. Page 1, after line 9 by inserting:
 4 <b. This subsection preempts any city or county
 5 ordinance regulating a person who is the owner or
 6 lessee of, or who otherwise has control over, property
 7 that is not a licensed premises, in relation to the
 8 consumption or possession on such property of any
 9 alcoholic liquor, wine, or beer.>
 10 3. Page 1, by striking lines 10 through 23.

- 11 4. Page 1, by striking lines 29 and 30 and
12 inserting <section regarding the purchase of or
13 attempt to purchase alcoholic liquor, wine, or beer, or
14 possessing>
15 5. By striking page 1, line 34, through page 2,
16 line 7.
17 6. By striking page 2, line 17, through page 3,
18 line 11.
19 7. By renumbering as necessary.

SHAW of Pocahontas

H-1209

- 1 Amend Senate File 202, as passed by the Senate, as
2 follows:
3 1. Page 2, by striking lines 12 through 15 and
4 inserting:
5 <A minor who is twelve years of age or older shall
6 have the legal capacity to act and give consent to
7 the provision of tobacco cessation coaching services
8 pursuant to a tobacco cessation telephone and
9 internet-based program approved by the department.
10 Consent shall not be subject to>

FRY of Clarke

H-1210

- 1 Amend the amendment, H-1133, to House File 569 as
2 follows:
3 1. Page 4, line 23, by striking <mental health>
4 2. Page 4, line 35, by striking <mental health>
5 3. Page 4, line 47, by striking <mental health>
6 4. Page 5, line 26, by striking <Clinical
7 evaluation,> and inserting <Evaluation,>
8 5. Page 5, line 36, by striking <Counseling,
9 therapy,> and inserting <Counseling>
10 6. Page 5, by striking lines 48 and 49 and
11 inserting <counselor, a master substance and addictive
12 disorder counselor, or a mental health professional as
13 defined in section 228.1.>
14 7. Page 6, line 5, by striking <Clinical
15 evaluation,> and inserting <Evaluation,>
16 8. Page 6, line 11, by striking <Counseling,
17 therapy,> and inserting <Counseling>
18 9. Page 6, line 24, after <counselor> by inserting
19 <or a mental health professional as defined in section
20 228.1>
21 10. Page 6, by striking lines 44 and 45 and
22 inserting <addictive disorder counselors, licensed
23 substance and addictive disorder prevention

24 professionals, and mental health professionals as
 25 defined in section 228.1.>
 26 11. Page 7, after line 43 by inserting:
 27 <NEW PARAGRAPH. j. Standards for the scope
 28 of practice for substance and addictive disorder
 29 prevention professionals, which shall not include
 30 the diagnosis or treatment of substance or addictive
 31 disorders.
 32 NEW PARAGRAPH. k. Standards for substance and
 33 addictive disorder prevention professionals' ethical
 34 and sexual conduct in regard to persons who receive
 35 substance and addictive disorder prevention services.>
 36 12. Page 8, by striking lines 35 through 37 and
 37 inserting <disorder counselor, or an independent
 38 substance and addictive disorder counselor shall be>
 39 13. By renumbering as necessary.

M. SMITH of Marshall

H-1211

1 Amend House File 597 as follows:
 2 1. Page 1, before line 1 by inserting:
 3 <DIVISION ____
 4 MOTOR FUEL MARKETING>
 5 2. Page 1, after line 4 by inserting:
 6 <NEW SUBSECTION. 12A. "Marketer" means a dealer,
 7 distributor, nonrefiner biofuel manufacturer, or
 8 supplier.
 9 NEW SUBSECTION. 16A. "Nonrefiner biofuel
 10 manufacturer" means the same as defined in section
 11 452A.2.
 12 NEW SUBSECTION. 18A. "Pipeline company" means the
 13 same as defined in section 479B.2.>
 14 3. Page 1, after line 6 by inserting:
 15 <NEW SUBSECTION. 23B. "Terminal" means the same as
 16 defined in section 452A.2.
 17 NEW SUBSECTION. 23C. "Terminal operator" means the
 18 same as defined in section 452A.2.
 19 NEW SUBSECTION. 23D. "Terminal owner" means a
 20 person who holds a legal or equitable interest in a
 21 terminal.>
 22 4. Page 1, by striking line 9 and inserting:
 23 <A retail dealer or other marketer, pipeline
 24 company, terminal owner, terminal operator, motor
 25 vehicle manufacturer, or engine manufacturer is not
 26 liable for>
 27 5. Page 1, by striking lines 26 through 29 and
 28 inserting <blended gasoline or diesel fuel on any
 29 premises in this state.>
 30 6. Page 1, line 35, after <transport> by inserting
 31 <to a distributor or dealer>

32 7. Page 2, by striking line 1 and inserting <or
33 unblended diesel fuel, that is at the terminal, based
34 on>

35 8. Page 2, by striking lines 4 through 7.

36 9. Page 2, line 8, by striking <4.> and inserting
37 <3.>

38 10. Page 2, line 19, by striking <5.> and inserting
39 <4.>

40 11. Page 2, by striking lines 23 through 35 and
41 inserting:

42 <DIVISION ___
43 STORAGE TANKS

44 Sec. ___. Section 101.21, subsection 1, paragraphs
45 a through c, Code 2013, are amended to read as follows:

46 a. ~~Aboveground tanks of~~ An aboveground tank which
47 complies with any of the following:

48 (1) Has one thousand one hundred gallons or less
49 capacity.

50 (2) Stores flammable liquids on a farm located

Page 2

1 outside the limits of a city, if the aboveground tank
2 has two thousand gallons or less capacity.

3 (3) Stores combustible liquids on a farm located
4 outside the limits of a city, if the aboveground tank
5 has five thousand gallons or less capacity.

6 b. ~~Tanks~~ A tank used for storing heating oil for
7 consumptive use on the premises where stored.

8 c. ~~Underground~~ An underground storage ~~tanks~~ tank as
9 defined by section 455B.471.

10 Sec. ___. Section 101.21, Code 2013, is amended by
11 adding the following new subsection:

12 NEW SUBSECTION. 1A. a. "Farm" means land and
13 associated improvements used to produce agricultural
14 commodities, if at least one thousand dollars is
15 annually generated from the sale of the agricultural
16 commodities.

17 b. As used in paragraph "a", "commodities" means
18 crops as defined in section 202.1 or animals as defined
19 in section 459.102.

20 Sec. ___. Section 101.22, subsections 4 through 8,
21 Code 2013, are amended to read as follows:

22 4. The registration notice of the owner or operator
23 to the state fire marshal under subsections 1 through
24 3 shall be accompanied by an annual fee of ~~ten~~ twenty
25 dollars for each tank included in the notice. All
26 moneys collected shall be retained by the department of
27 public safety and are appropriated for the use of the
28 state fire marshal. The annual renewal fee applies to
29 all owners or operators who file a registration notice
30 with the state fire marshal pursuant to subsections 1

31 through 3.

32 5. A person who deposits flammable or combustible
33 liquid in an aboveground flammable or combustible
34 liquid storage tank shall notify the owner or operator
35 in writing of the notification requirements of this
36 section.

37 6. A person who sells or constructs a tank intended
38 to be used as an aboveground storage tank shall
39 notify the purchaser of the tank in writing of the
40 notification requirements of this section applicable
41 to the purchaser.

42 7. 6. It is unlawful to deposit flammable or
43 combustible liquid in An owner or operator shall
44 register an aboveground flammable or combustible liquid
45 storage tank ~~which has not been registered~~ pursuant to
46 subsections 1 through 4.

47 8. 7. The state fire marshal shall furnish the
48 owner or operator of an aboveground flammable or
49 combustible liquid storage tank with a registration tag
50 for each aboveground flammable or combustible liquid

Page 3

1 storage tank registered with the state fire marshal.

2 a. The owner or operator shall affix the tag to the
3 fill pipe of each registered aboveground flammable or
4 combustible liquid storage tank.

5 ~~b. A person who conveys or deposits flammable~~
6 ~~flammable or combustible liquid shall inspect the aboveground~~
7 ~~flammable or combustible liquid storage tank to~~
8 ~~determine the existence or absence of the registration~~
9 ~~tag. If a registration tag is not affixed to the~~
10 ~~aboveground flammable or combustible liquid storage~~
11 ~~tank fill pipe, the person conveying or depositing~~
12 ~~the flammable or combustible liquid may deposit the~~
13 ~~flammable or combustible liquid in the unregistered~~
14 ~~tank. However, only one deposit is allowed into~~
15 ~~the unregistered tank, the person making the deposit~~
16 ~~shall provide the owner or operator of the tank with~~
17 ~~another notice as required by subsection 5, and the~~
18 ~~person shall provide the owner or operator with an~~
19 ~~aboveground flammable or combustible liquid storage~~
20 ~~tank registration form.~~

21 e. It is the owner or operator's duty to comply
22 with registration requirements.

23 8. A late registration penalty of twenty-five
24 dollars is imposed in addition to the registration fee
25 for a tank registered after the required date.>

26 12. Title page, by striking lines 1 and 2 and
27 inserting <An Act relating to liquids which are
28 flammable or combustible, by providing for the
29 storage, marketing, and distribution of such liquids,

30 providing for the marketing and distribution of
31 liquids classified as motor fuel, including blended and
32 unblended gasoline and diesel fuel,>

33 13. By renumbering, redesignating, and correcting
34 internal references as necessary.

KLEIN of Washington

H-1212

1 Amend House File 454 as follows:

2 1. Page 15, after line 34 by inserting:
3 <Sec. ____ Section 299A.4, subsection 6, Code 2013,
4 is amended to read as follows:

5 6. ~~Except when~~ Whether or not a child has been
6 enrolled in a public school district under section
7 299A.8, the director of the department of education,
8 or the director's designee, which may include a school
9 district or an area education agency, shall administer
10 the annual achievement evaluation at no cost to the
11 parent, guardian, or legal custodian of the child
12 being evaluated shall reimburse the entity conducting
13 the evaluation for no more than the actual cost of
14 evaluation required by this chapter. However, and the
15 parent, guardian, or legal custodian is not required to
16 reimburse the evaluating entity for costs incurred as a
17 result of evaluation under section 299A.9.

18 Sec. ____ Section 299A.8, Code 2013, is amended to
19 read as follows:

20 299A.8 Dual enrollment.

21 1. If a parent, guardian, or legal custodian of
22 a school-age child who is receiving competent private
23 instruction under this chapter submits a request, the
24 child shall also be registered in a public school for
25 dual enrollment purposes. If the child is enrolled in
26 a public school district for dual enrollment purposes,
27 the child shall be permitted to participate in any
28 academic activities in the district and shall also be
29 permitted to participate on the same basis as public
30 school children in any extracurricular activities
31 available to children in the child's grade or group,
32 and the parent, guardian, or legal custodian shall not
33 be required to pay the costs of any annual evaluation
34 under this chapter. Dual enrollment of a child solely
35 for purposes of accessing the annual achievement
36 evaluation shall not constitute a dual enrollment
37 purpose.

38 2. If the child is enrolled for dual enrollment
39 purposes, the child shall be included in the public
40 school's basic enrollment under section 257.6. A pupil
41 who is participating only in extracurricular activities
42 shall be counted under section 257.6, subsection 1,

43 paragraph "a", subparagraph (6). A pupil enrolled in
 44 grades nine through twelve under this section shall
 45 be counted in the same manner as a shared-time pupil
 46 under section 257.6, subsection 1, paragraph "a",
 47 subparagraph (3).>
 48 2. By renumbering as necessary.

WINCKLER of Scott

H-1213

1 Amend the amendment, H-1195, to House File 590 as
 2 follows:
 3 1. By striking page 1, line 50, through page 2,
 4 line 3, and inserting:
 5 <__. Page 6, by striking lines 18 through 23 and
 6 inserting:
 7 <13. Court-ordered and voluntary services. The
 8 department shall provide or arrange for and monitor
 9 services for ~~abused~~ children and their families on a
 10 voluntary basis ~~or for cases in which child abuse is~~
 11 confirmed or founded during a child abuse assessment.
 12 The department may provide or arrange for and monitor
 13 services for children and their families on a voluntary
 14 basis for cases in which a family assessment is
 15 completed. The department shall provide or arrange for
 16 and monitor services for children and their families
 17 under a final or intermediate order of the juvenile
 18 court.>>
 19 2. Page 2, by striking lines 4 through 8 and
 20 inserting:
 21 <__. Page 6, by striking lines 24 through 34 and
 22 inserting:
 23 <14. County attorney – juvenile court. The
 24 department shall provide the juvenile court and the
 25 county attorney with a copy of the portion of the
 26 written child abuse assessment report or written family
 27 assessment report pertaining to the child abuse report.
 28 The juvenile court and the county attorney shall
 29 notify the department of any action taken concerning ~~an~~
 30 ~~assessment~~ any report provided by the department.>>
 31 3. By renumbering as necessary.

DAWSON of Woodbury

H-1214

1 Amend the amendment, H-1083, to House File 454 as
 2 follows:
 3 1. Page 1, line 26, after <256B.6> by inserting
 4 <and consistent with the federal Individuals with

5 Disabilities Education Act of 2004, 20 U.S.C. § 1400
 6 et seq>

HEDDENS of Story

H-1215

1 Amend House File 587 as follows:
 2 1. Page 3, line 23, after <1.> by inserting <a.>
 3 2. Page 3, by striking lines 30 through 34 and
 4 inserting <within six months of its being released.
 5 The board may adopt amendments to each code by rule.
 6 The state plumbing code and the state mechanical code
 7 shall be applicable to all buildings and structures
 8 owned by the state or an agency of the state and in
 9 each local jurisdiction.
 10 b. Except as provided in paragraph "c", a local
 11 jurisdiction is not required to adopt by ordinance
 12 the state plumbing code or the state mechanical code.
 13 However, a local jurisdiction that adopts by ordinance
 14 the state plumbing code or the state mechanical
 15 code may adopt standards that are more restrictive.
 16 Local jurisdictions shall not be required to conduct
 17 inspections or take any other enforcement action
 18 under the state plumbing code and state mechanical
 19 code regardless of whether the local jurisdiction has
 20 adopted by ordinance the state plumbing code or the
 21 state mechanical code.
 22 c. A local jurisdiction with a population of more
 23 than fifteen thousand that has not adopted by ordinance
 24 the state plumbing code and state mechanical code shall
 25 have until December 31, 2016, to do so. Cities that
 26 have adopted a plumbing code or mechanical code as
 27 of the effective date of this Act shall have until
 28 December 31, 2016, to adopt the state plumbing code or
 29 the state mechanical code in lieu thereof.>
 30 3. Page 9, line 17, by striking <2016> and
 31 inserting <2017>
 32 4. Page 14, line 33, by striking <department> and
 33 inserting <board>

PETTENGILL of Benton

H-1216

1 Amend the amendment, H-1212, to House File 454 as
 2 follows:
 3 1. Page 1, by striking lines 5 through 9 and
 4 inserting:
 5 <6. Except when a child has been enrolled in a
 6 public A school district under section 299A.8, or area
 7 education agency shall, if requested, administer>

- 8 2. Page 1, line 14, after <and> by inserting <, in
 9 addition.>
 10 3. Page 1, line 17, after <299A.9.> by inserting
 11 <The administration of the annual achievement
 12 evaluation shall not constitute a dual enrollment
 13 purpose under section 299A.8.>

DOLECHECK of Ringgold
 WINCKLER of Scott

H-1217

- 1 Amend House File 567 as follows:
 2 1. Page 1, after line 2 by inserting:
 3 <Sec. __. NEW SECTION. 99F.4E Socioeconomic study
 4 of the impact of gambling on Iowans task force.
 5 1. The governor shall convene a task force to
 6 conduct a socioeconomic study of the impact of gambling
 7 on Iowans, every eight years beginning in calendar year
 8 2013, and issue a report on that study by the close of
 9 the applicable calendar year. The task force shall
 10 include but not be limited to members representing the
 11 faith-based community and business. The task force
 12 shall ensure that the results of each study are readily
 13 accessible to the public.
 14 2. Members of the task force shall be reimbursed
 15 for their actual expenses of service and shall receive
 16 a per diem as specified in section 7E.6. Expenses and
 17 per diem moneys paid to the members shall be paid from
 18 funds appropriated to the commission.>
 19 2. Title page, by striking lines 1 and 2 and
 20 inserting <An Act establishing a task force to conduct
 21 a socioeconomic study of the impact of>
 22 3. By renumbering as necessary.

ALONS of Sioux

H-1218

- 1 Amend Senate File 427, as amended, passed, and
 2 reprinted by the Senate, as follows:
 3 1. Page 1, line 31, by striking <direct>
 4 2. Page 2, line 10, by striking <direct>
 5 3. Page 3, line 23, by striking <board> and
 6 inserting <department>
 7 4. Page 3, line 25, by striking <The board> and
 8 inserting <Consistent with the state fire code, the
 9 department>
 10 5. Page 3, line 29, by striking <board> and
 11 inserting <department>
 12 6. Page 3, line 30, by striking <board> and
 13 inserting <department>
 14 7. Page 3, line 31, after <rule.> by inserting <The

15 department shall work in consultation with the state
 16 fire marshal to ensure that proposed amendments do not
 17 conflict with the state fire code.>

18 8. Page 4, line 5, after ~~<restrictive.>~~ by
 19 inserting <A local jurisdiction that adopts standards
 20 that are more restrictive than the state plumbing code
 21 or the state mechanical code shall promptly provide
 22 copies of those standards to the board. The board
 23 shall maintain on its internet site the text of all
 24 local jurisdiction standards that differ from the
 25 applicable statewide code.>

26 9. By striking page 8, line 28, through page 9,
 27 line 1.

28 10. Page 15, line 15, by striking <board> and
 29 inserting <department>

30 11. Page 16, by striking lines 1 through 8 and
 31 inserting:

32 <Sec. ____ ADMINISTRATIVE RULES. Notwithstanding
 33 any provision to the contrary, the department shall
 34 adopt all rules necessary for the implementation of
 35 this Act.>

36 12. By renumbering as necessary.

PETTENGILL of Benton

H-1219

1 Amend House File 499 as follows:

2 1. Page 1, by striking lines 3 through 22 and
 3 inserting:

4 <NEW SUBSECTION. 8. The commission shall adopt
 5 a rule permitting a resident to use a crossbow for
 6 taking deer during the late season that is designated
 7 for taking deer by muzzleloading rifle or muzzleloading
 8 pistol.>

FISHER of Tama

H-1220

1 Amend Senate File 339, as amended, passed, and
 2 reprinted by the Senate, as follows:

3 1. Page 1, line 5, by striking ~~<regularly>~~

4 2. Page 1, line 9, by striking ~~<and>~~ and inserting
 5 ~~<and or>~~

6 3. Page 1, line 13, by striking ~~<regularly>~~

7 4. Page 1, by striking lines 22 through 24 and
 8 inserting <inspection in accordance with section
 9 321.374, subsection 2.>

10 5. Page 1, line 25, by striking ~~<regularly>~~

11 6. Page 1, line 27, by striking ~~<each>~~ and
 12 inserting <each a vehicle passes its>

13 7. Page 1, line 32, by striking ~~<regularly>~~

- 14 8. Page 2, line 2, by striking <regularly>
 15 9. Page 2, after line 3 by inserting:
 16 <Sec. ____ Section 285.8, subsection 9, Code 2013,
 17 is amended to read as follows:
 18 9. Establish a fee for conducting ~~school bus~~
 19 vehicle inspections and subsequent inspections in
 20 accordance with subsection 4 and issuing school bus
 21 driver authorizations in accordance with section
 22 321.376, which shall not exceed the budgeted cost
 23 for conducting inspections and administering
 24 authorizations.>
 25 10. Page 2, line 6, by striking <regularly>
 26 11. Page 2, by striking lines 10 and 11 and
 27 inserting:
 28 <b. Vehicles used to transport ten or fewer
 29 children in case of an emergency.>
 30 12. Page 2, by striking line 17 and inserting:
 31 <f. Privately owned vehicles used to transport
 32 children to or from before and after school programs,
 33 summer programs, and child care programs if such
 34 programs are not operated by a school district.>
 35 13. Page 2, line 21, by striking <regularly>
 36 14. Page 2, line 34, before <No> by inserting <1.>
 37 15. Page 2, line 35, by striking <regularly>
 38 16. Page 3, line 7, by striking <regularly>
 39 17. Page 3, by striking lines 12 through 17 and
 40 inserting <affixed to the lower right hand corner of
 41 the windshield.
 42 2. A vehicle used as a school bus or vehicle
 43 otherwise used to transport children that does not pass
 44 an inspection and receives an out-of-service violation
 45 in such inspection shall be subject to a subsequent
 46 inspection within no more than thirty days. A vehicle
 47 that does not pass a subsequent inspection and receives
 48 an out-of-service violation in such inspection shall
 49 be removed from service until such time as the vehicle
 50 passes an inspection. The state board of education

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1 shall establish by rule a procedure for returning
 2 such vehicles to service. The board shall define
 3 out-of-service violations by rule. Such definitions
 4 shall include any deficiency under which operation of
 5 a vehicle would create an immediate risk to the safety
 6 of the driver, passengers, or the general public. The
 7 department of education shall include in its vehicle
 8 maintenance and inspection manual procedures for
 9 inspections of vehicles otherwise used to transport
 10 children, the procedure for returning vehicles
 11 to service, and the definitions of out-of-service
 12 violations.>

- 13 18. Page 3, line 21, before <A> by inserting <1.>
 14 19. Page 3, line 24, by striking <regularly>
 15 20. Page 3, after line 29 by inserting:
 16 <2. An individual who knowingly falsifies an
 17 inspection record for a school bus or vehicle otherwise
 18 used to transport children that is subject to an
 19 out-of-service violation as defined by the state board
 20 of education commits a simple misdemeanor.>
 21 21. Page 3, line 33, by striking <regularly>
 22 22. By renumbering, redesignating, and correcting
 23 internal references as necessary.

COMMITTEE ON EDUCATION

H-1221

- 1 Amend the amendment, H-1218, to Senate File 427,
 2 as amended, passed, and reprinted by the Senate, as
 3 follows:
 4 1. Page 1, by striking lines 5 and 6.
 5 2. Page 1, by striking lines 7 through 9 and
 6 inserting:
 7 <__. Page 3, line 25, by striking <The board>
 8 and inserting <Consistent with fire safety rules and
 9 standards promulgated by the state fire marshal, the
 10 board>>
 11 3. Page 1, by striking lines 10 through 13.
 12 4. Page 1, by striking lines 15 through 17 and
 13 inserting <board shall work in consultation with the
 14 state fire marshal to ensure that proposed amendments
 15 do not conflict with the fire safety rules and
 16 standards promulgated by the state fire marshal.>
 17 5. Page 1, by striking lines 32 through 35 and
 18 inserting:
 19 <Sec. __. ADMINISTRATIVE RULES. The department
 20 shall adopt all initial rules, and amendments to
 21 existing rules, necessary for the implementation of
 22 this Act.>

PETTENGILL of Benton

H-1222

- 1 Amend House File 544, as passed by the House, as
 2 follows:
 3 1. Page 1, line 27, after <commission.> by
 4 inserting <The commission shall adopt rules to
 5 emphasize the admission of homeless honorably
 6 discharged veterans.>
 7 2. Page 5, line 10, after <member.> by inserting
 8 <For an individual member who is also a patient, the
 9 interdisciplinary resident care committee shall also

10 include a mental health treatment staff member.>

11 3. By renumbering as necessary.

SENATE AMENDMENT

H-1223

1 Amend House File 593 as follows:

2 1. Page 1, by striking lines 19 through 34 and
3 inserting:

4 <a. "Electronic" means any communication involving
5 the>

6 2. Page 2, by striking lines 6 through 21 and
7 inserting:

8 <b. "Harassment" and "bullying" ~~shall be construed~~
9 ~~to mean any electronic, written, verbal, or physical~~
10 ~~act or conduct toward~~ occurs when a student which
11 is intimidated, annoyed, or alarmed by another
12 student, based on any actual or perceived trait or
13 characteristic of the student, ~~and~~ which creates an
14 objectively hostile school environment ~~that meets one~~
15 ~~or more by any of the following conditions~~ means:

16 (1) Electronic, written, or verbal communication
17 with the student without legitimate purpose and in a
18 manner likely to cause the student annoyance or harm.

19 (2) Personal contact with the student or any other
20 physical act toward the student, with the intent to
21 threaten, intimidate, or alarm the student, that is
22 purposeful and without legitimate purpose.

23 c. "Objectively hostile school environment" means
24 a school environment that meets one or more of the
25 following conditions:

26 (1) Places ~~the~~ a student in reasonable fear of harm
27 to the student's person or property.

28 (2) Has a substantially detrimental effect on ~~the~~ a
29 student's physical or mental health.

30 (3) Has the effect of substantially interfering
31 with a student's academic performance.

32 (4) Has the effect of substantially interfering
33 with ~~the~~ a student's ability to participate in or
34 benefit from the services, activities, or privileges
35 provided by a school.

36 d. "Personal contact" means an encounter in which
37 two or more people are in visual or physical proximity
38 to each other. "Personal contact" does not require a
39 physical touching or oral communication, although it
40 may include such contact.

41 e. e. "Trait or characteristic of the student"
42 includes but>

43 3. Page 2, line 30, by striking <e.> and inserting
44 f.>

45 4. Page 4, line 25, by striking <Programs

46 encouraged> and inserting <Programs encouraged
 47 Schoolwide programs>
 48 5. Page 4, line 27, by striking <are encouraged to>
 49 and inserting <are encouraged to shall>
 50 6. Page 4, line 32, before <training> by inserting

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1 <evidence-based>
 2 7. Page 5, line 4, by striking <a.>
 3 8. Page 5, by striking lines 13 through 24.
 4 9. Page 5, by striking lines 25 through 28 and
 5 inserting:
 6 <6. Collection requirement — report.
 7 a. The board of directors of a school district
 8 and the authorities in charge of each nonpublic
 9 school shall develop and maintain a system to collect
 10 harassment and bullying incidence data. The system
 11 shall include data on each incident of harassment or
 12 bullying, including the date of the incident and the
 13 type of harassment or bullying involved, as defined in
 14 subsection 2, paragraph "b".
 15 b. The department shall establish a database of
 16 harassment and bullying incidence data. The department
 17 shall include in its annual condition of education
 18 report a summary of harassment and bullying incidence
 19 data.>

WINCKLER of Scott

H-1224

1 Amend House File 607 as follows:
 2 1. Page 1, line 32, by striking <executive
 3 director> and inserting <agricultural development
 4 board, executive director.>
 5 2. By striking page 1, line 35, through page 2,
 6 line 18.
 7 3. Page 2, by striking lines 28 through 30 and
 8 inserting <An Iowa finance authority board of directors
 9 is created. The powers of the authority are vested in
 10 and shall be exercised by a the board of. The board
 11 includes nine members appointed by the>
 12 4. Page 3, by striking lines 7 through 10.
 13 5. Page 3, before line 11 by inserting:
 14 <Sec. ____ Section 16.2A, subsections 5 and 7, Code
 15 2013, are amended to read as follows:
 16 5. Members of the board and the executive director
 17 shall give bond as required for public officers in
 18 chapter 64.
 19 7. Members shall elect a chair and vice chair
 20 annually and other officers as they determine. The
 21 executive director shall serve as secretary to the

22 board.>

23 6. Page 3, after line 24 by inserting:

24 <Sec. ____ NEW SECTION. 16.221 Agricultural
25 development division — administration of programs.

26 1. An agricultural development division is created
27 within the authority. The division shall administer
28 chapter 175, by providing assistance to beginning
29 farmers, agricultural producers, displaced farmers,
30 or other persons qualifying for such assistance under
31 chapter 175.

32 2. The agricultural development division shall
33 be administered in accordance with the policies of
34 the agricultural development board created in section
35 175.3. The executive director of the authority may
36 organize the division and employ necessary qualified
37 personnel to administer this chapter and chapter 175.

38 3. The division shall, to every extent practical,
39 assist such persons to do all of the following:

40 a. Acquire agricultural land, agricultural
41 improvements, or depreciable agricultural property,
42 including as provided in section 175.12 or 175.33.

43 b. Implement the installation of permanent soil
44 and water conservation practices and the acquisition
45 of conservation farm equipment for agricultural land,
46 including as provided in section 175.34.

47 c. Obtain affordable operating capital, including
48 as provided by section 175.35.

49 d. Begin or expand beef cattle operations,
50 including as provided in section 175.36.

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1 e. Obtain agricultural assets transfer tax credits,
2 including by issuing tax credit certificates pursuant
3 to section 175.37.

4 f. Develop programs to assist qualified
5 agricultural producers within the state with financing
6 other capital requirements or operating expenses.

7 4. A program established in chapter 175 may be
8 combined with any other program established in this
9 chapter, or a federal program, in order to facilitate,
10 as far as practical, the types of assistance described
11 in this section.

12 5. The net earnings of the division, beyond that
13 necessary for retirement of its notes, bonds, or other
14 obligations or to implement the public purposes and
15 programs authorized in this chapter or chapter 175,
16 shall not inure to the benefit of any person other than
17 the state.

18 6. a. At least two of the authority's full-time
19 equivalent positions, as defined in section 8.36A,
20 shall be entirely dedicated to administering programs

21 established pursuant to chapter 175. One of those
 22 full-time equivalent positions shall be dedicated to
 23 overseeing the administration of those programs, and
 24 to the extent that the programs are affected, the
 25 full-time equivalent position shall be provided the
 26 powers and duties necessary to do all of the following:

- 27 (1) Participate in making managerial decisions.
- 28 (2) Provide for outreach and promotion.
- 29 (3) Improve delivery of services.

30 b. This subsection is repealed on July 1, 2015.>

31 7. Page 3, by striking lines 31 and 32 and

32 inserting:

33 <NEW PARAGRAPH. 0h. "Board" means the agricultural
 34 development board created in section 175.3.>

35 8. Page 4, by striking lines 3 through 35 and

36 inserting:

37 <175.3 Agricultural development board.

38 1. The powers of the agricultural development
 39 division, created within the Iowa finance authority
 40 under section 16.221, are vested in and shall be
 41 exercised by the agricultural development board as
 42 provided in section 16.221 and this section.

43 2. The agricultural development board is created to
 44 exercise all powers and perform all duties necessary
 45 to administer this chapter according to policies
 46 established by the Iowa finance authority. The
 47 authority shall establish policies and practices for
 48 the division and oversee its operations. The authority
 49 may review or approve decisions affecting the division
 50 or administration of this chapter, including decisions

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1 of the agricultural development board.

2 3. The agricultural development board consists of
 3 five members appointed by the governor. The executive
 4 director of the Iowa finance authority or the executive
 5 director's designee shall serve as an ex officio
 6 nonvoting member.

7 4. The appointed members of the agricultural
 8 development board shall be appointed and retain office
 9 as follows:

10 a. Not more than three members shall belong to the
 11 same political party.

12 b. As far as possible the governor shall include
 13 within the membership persons who represent financial
 14 institutions experienced in agricultural lending,
 15 real estate sales, farmers, beginning farmers,
 16 average taxpayers, local government, soil and
 17 water conservation district officials, agricultural
 18 educators, and other persons specially interested in
 19 family farm development.

20 c. Members shall serve for staggered terms of
 21 six years beginning and ending as provided in section
 22 69.19. A person appointed to fill a vacancy shall
 23 serve only for the unexpired portion of the member's
 24 term. A member is eligible for reappointment. An
 25 appointed member may be removed from office by the
 26 governor for misfeasance, malfeasance, willful neglect
 27 of duty, or other just cause, after notice and hearing,
 28 unless the notice and hearing is expressly waived in
 29 writing.

30 5. The agricultural development board shall conduct
 31 business according to all of the following:

32 a. Three appointed members constitute a quorum and
 33 the affirmative vote of a majority of the appointed
 34 members is necessary for any substantive action taken
 35 by the board. A majority of appointed members shall
 36 not include any member who has a conflict of interest
 37 and a statement by a member that the member has a
 38 conflict of interest is conclusive for this purpose. A
 39 vacancy in the membership does not impair the right of
 40 a quorum to exercise all rights and perform all duties
 41 of the board.

42 b. Meetings of the board shall be held at the call
 43 of the chairperson or whenever two appointed members
 44 so request.

45 c. The appointed members shall elect a chairperson
 46 and vice chairperson annually, and other officers as
 47 they determine. The executive director of the Iowa
 48 finance authority or the executive director's designee
 49 shall serve as secretary to the board.

50 6. An appointed member of the agricultural

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1 development board is entitled to receive a per diem
 2 as specified in section 7E.6 for each day spent
 3 in performance of duties as a member, and shall be
 4 reimbursed for all actual and necessary expenses
 5 incurred in the performance of duties as a member.

6 7. An appointed member of the agricultural
 7 development board shall give bond as required for
 8 public officers in chapter 64.>

9 9. Page 5, line 12, by striking <as provided in
 10 section 175.3> and inserting <under this chapter>

11 10. Page 6, by striking line 13 and inserting:
 12 <Sec. ____ REPEAL. Section 175.7, Code 2013, is>

13 11. Page 9, after line 8 by inserting:

14 <Sec. ____ APPOINTMENTS. In making appointments
 15 to the agricultural development board as created in
 16 section 175.3, as enacted in this Act, the governor
 17 shall appoint a number of initial members to serve
 18 for less than six years to ensure that members serve

19 staggered terms.>
 20 12. Page 9, by striking lines 9 through 16.
 21 13. Page 11, line 15, before <The> by inserting
 22 <The Iowa finance authority shall consult with the
 23 agricultural development board when implementing this
 24 Act.>
 25 14. Title page, by striking lines 4 through 5
 26 and inserting <the composition of the Iowa finance
 27 authority board of directors,>
 28 15. By renumbering, redesignating, and correcting
 29 internal references as necessary.

PETTENGILL of Benton

H-1225

1 Amend House File 558 as follows:
 2 1. Page 1, after line 13 by inserting:
 3 <Sec. ___. Section 124.553, Code 2013, is amended
 4 by adding the following new subsection:
 5 NEW SUBSECTION. 8. The board may enter into
 6 agreements for the mutual exchange of information among
 7 prescription database or monitoring programs in other
 8 jurisdictions. Any agreement entered into pursuant to
 9 this subsection shall specify that all the information
 10 exchanged shall be used and disseminated in accordance
 11 with the laws of this state.>
 12 2. By renumbering as necessary.

HAGENOW of Polk

H-1226

1 Amend House File 592 as follows:
 2 1. Page 1, line 23, by striking <final agency
 3 action> and inserting <date that the state public
 4 defender provides notice of the final agency action to
 5 the claimant>
 6 2. Page 1, line 24, after <of> by inserting <the
 7 date that the state public defender provides notice to
 8 the claimant of the>
 9 3. Page 3, by striking lines 15 and 16 and
 10 inserting:
 11 <2. a. The claim and supporting documents shall
 12 be released to the client on whose behalf the costs
 13 were incurred, or the client's designee, upon written
 14 request by the client.>
 15 4. Page 4, by striking lines 7 through 30.
 16 5. Page 5, before line 3 by inserting:
 17 <Sec. ___. Section 232.147, subsection 3, Code
 18 2013, is amended by adding the following new paragraph:
 19 NEW PARAGRAPH. h. The state public defender.>
 20 6. By striking page 5, line 3, through page 6, line
 21 23.

22 7. By striking page 7, line 34, through page 9,
23 line 21.

HAGENOW of Polk

H-1227

1 Amend House File 607 as follows:
2 1. Page 5, after line 28 by inserting:
3 <Sec. ____ Section 175.8, subsection 1, Code 2013,
4 is amended by adding the following new paragraph:
5 NEW PARAGRAPH. h. The performance of the
6 agricultural assets transfer tax credit program as
7 provided in section 175.37, including but not limited
8 to the statewide impact of the program, the number
9 of beginning farmers who are parties to agricultural
10 assets transfer agreements, the benefits realized by
11 all parties to agricultural assets transfer agreements,
12 and the return on investment realized by the state
13 because of the program. The authority shall complete
14 this part of the report each odd numbered year that the
15 report required under this section is due.>
16 2. By renumbering, redesignating, and correcting
17 internal references as necessary.

ISENHART of Dubuque

H-1228

1 Amend House File 512 as follows:
2 1. Page 1, after line 31 by inserting:
3 <____. During the period of election, a manure
4 storage structure that is part of the confinement
5 feeding operation is not used to store manure
6 originating from a location outside the confinement
7 feeding operation.>
8 2. By renumbering, redesignating, and correcting
9 internal references as necessary.

ISENHART of Dubuque

H-1229

1 Amend House File 616 as follows:
2 1. Page 1, after line 34 by inserting:
3 <Sec. ____ Section 403.19A, subsection 2, Code
4 2013, is amended to read as follows:
5 2. a. An eligible city may apply for designation
6 as a pilot project city pursuant to this subsection.
7 ~~An eligible city is a city that contains three or more~~
8 ~~census tracts and is located in a county meeting one of~~
9 ~~the following requirements:~~

- 10 ~~(1) A county that borders Nebraska.~~
 11 ~~(2) A county that borders South Dakota.~~
 12 ~~(3) A county that borders a state other than~~
 13 ~~Nebraska or South Dakota.~~
- 14 b. (1) The department of economic development
 15 ~~shall authority may~~ approve ~~four~~ an eligible cities
 16 city as a pilot project cities, ~~one pursuant to~~
 17 ~~paragraph "a", subparagraph (1), one pursuant to~~
 18 ~~paragraph "a", subparagraph (2), and two pursuant to~~
 19 ~~paragraph "a", subparagraph (3)~~ city if the city is
 20 located in a county that borders another state and if
 21 the city, due to the city's proximity to the bordering
 22 state, has an economic disadvantage for recruiting new
 23 businesses resulting from the imposition of a tax in
 24 this state as compared to a comparable tax, or absence
 25 of a comparable tax, in the bordering state. If two
 26 eligible cities are approved which are located in the
 27 same county and the county has a population of less
 28 than forty five thousand, the two approved eligible
 29 cities shall be considered one pilot project city.
 30 If more than two cities meeting the requirements of
 31 paragraph "a", subparagraph (3), apply to be designated
 32 as a pilot project city, the department of economic
 33 development shall determine which two cities hold
 34 the most potential to create new jobs or generate the
 35 greatest capital within their areas. Applications from
 36 eligible cities filed on or after October 1, 2006,
 37 shall not be considered.
- 38 (2) If a pilot project city does not enter into a
 39 withholding agreement within one year of its approval
 40 as a pilot project city, the city shall lose its
 41 status as a pilot project city. ~~If two pilot project~~
 42 ~~cities are located in the same county, the loss of~~
 43 ~~status by one pilot project city shall not cause the~~
 44 ~~second pilot project city in the county to lose its~~
 45 ~~status as a pilot project city. Upon such occurrence,~~
 46 ~~the department of economic development shall take~~
 47 ~~applications from other eligible cities to replace that~~
 48 ~~city. Another city shall be designated within six~~
 49 ~~months.~~
- 50 (3) On July 1, 2011, the economic development

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- 1 authority shall assume responsibility for the
 2 administration of this subsection.>
 3 2. Page 5, after line 34 by inserting:
 4 <Sec. __. <IMPLEMENTATION. This Act shall not
 5 affect the approval of a city as a pilot project city
 6 under section 403.19A, subsection 2, prior to July 1,

- 7 2013.>
 8 3. By renumbering as necessary.

THOMAS of Clayton

H-1230

- 1 Amend House File 616 as follows:
 2 1. Page 1, line 1, after <c,> by inserting <d,>
 3 2. Page 1, by striking line 4 and inserting
 4 <targeted jobs in an urban renewal area of a ~~pilot~~
 5 project city>
 6 3. Page 1, after line 5 by inserting:
 7 <d. "~~Pilot project~~ Project city" means a city that
 8 has applied and been approved as a ~~pilot~~ project city
 9 pursuant to subsection 2.>
 10 4. Page 1, by striking line 15 and inserting <will
 11 be located in an urban renewal area of a ~~pilot~~ project>
 12 5. Page 1, line 19, by striking <pilot> and
 13 inserting <~~pilot~~>
 14 6. Page 1, line 23, by striking <pilot> and
 15 inserting <~~pilot~~>
 16 7. Page 1, after line 34 by inserting:
 17 <Sec. ____ Section 403.19A, subsection 2, paragraph
 18 a, unnumbered paragraph 1, Code 2013, is amended to
 19 read as follows:
 20 An eligible city may apply for designation as a
 21 ~~pilot~~ project city pursuant to this subsection. An
 22 eligible city is a city that contains three or more
 23 census tracts and is located in a county meeting one of
 24 the following requirements:
 25 Sec. ____ Section 403.19A, subsection 2, paragraph
 26 b, subparagraphs (1) and (2), Code 2013, are amended
 27 to read as follows:
 28 (1) The department of economic development shall
 29 approve four eligible cities as ~~pilot~~ project cities,
 30 one pursuant to paragraph "a", subparagraph (1), one
 31 pursuant to paragraph "a", subparagraph (2), and two
 32 pursuant to paragraph "a", subparagraph (3). If two
 33 eligible cities are approved which are located in the
 34 same county and the county has a population of less
 35 than forty-five thousand, the two approved eligible
 36 cities shall be considered one ~~pilot~~ project city.
 37 If more than two cities meeting the requirements of
 38 paragraph "a", subparagraph (3), apply to be designated
 39 as a ~~pilot~~ project city, the department of economic
 40 development shall determine which two cities hold
 41 the most potential to create new jobs or generate the
 42 greatest capital within their areas. Applications from
 43 eligible cities filed on or after October 1, 2006,
 44 shall not be considered.
 45 (2) If a ~~pilot~~ project city does not enter into a

46 withholding agreement within one year of its approval
47 as a ~~pilot~~ project city, the city shall lose its
48 status as a ~~pilot~~ project city. If two ~~pilot~~ project
49 cities are located in the same county, the loss of
50 status by one ~~pilot~~ project city shall not cause the

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1 second ~~pilot~~ project city in the county to lose its
2 status as a pilot project city. Upon such occurrence,
3 the department of economic development shall take
4 applications from other eligible cities to replace that
5 city. Another city shall be designated within six
6 months.>

7 8. Page 2, line 1, by striking <and f> and
8 inserting <e, f, g, j, k, and l>

9 9. Page 2, line 2, by striking <pilot> and
10 inserting <~~pilot~~>

11 10. Page 2, by striking lines 3 through 5 and
12 inserting <for the deposit into a designated account
13 in the special fund described in section 403.19,
14 subsection 2, of the target jobs withholding credit
15 described>

16 11. Page 2, line 20, by striking <pilot> and
17 inserting <~~pilot~~>

18 12. Page 2, by striking lines 21 through 23 and
19 inserting <allocated to and when collected paid into a
20 designated account in the special fund for the urban
21 renewal area in which the targeted jobs are located.
22 All>

23 13. Page 2, line 24, by striking <pilot> and
24 inserting <~~pilot~~>

25 14. Page 2, by striking line 25 and inserting
26 <project city for an urban renewal project related to
27 the>

28 15. Page 2, line 27, by striking <pilot> and
29 inserting <~~pilot~~>

30 16. Page 2, line 32, by striking <~~pilot~~>

31 17. Page 3, by striking lines 4 and 5 and inserting
32 <least five hundred thousand dollars within the urban
33 renewal area. The withholding agreement may>

34 18. Page 3, line 7, by striking <~~pilot~~>

35 19. Page 3, line 15, by striking <pilot> and
36 inserting <~~pilot~~>

37 20. Page 3, line 17, by striking <pilot> and
38 inserting <~~pilot~~>

39 21. Page 3, line 19, by striking <pilot> and
40 inserting <~~pilot~~>

41 22. Page 3, line 22, by striking <pilot> and
42 inserting <~~pilot~~>

43 23. Page 3, by striking line 30 and inserting
44 <moneys in the special fund. The economic>

45 24. Page 3, line 32, by striking <pilot>
 46 25. Page 4, after line 16 by inserting:
 47 <e. (1) The employer shall certify to the
 48 department of revenue that the targeted jobs
 49 withholding credit is in accordance with the
 50 withholding agreement and shall provide other

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1 information the department may require. Notice of any
 2 withholding agreement shall be provided promptly to
 3 the department of revenue following execution of the
 4 agreement by the ~~pilot~~ project city and the employer.
 5 (2) Following termination of the withholding
 6 agreement, the employer credits shall cease and
 7 any money received by the ~~pilot~~ project city after
 8 termination shall be remitted to the treasurer of state
 9 to be deposited into the general fund of the state.
 10 Notice shall be provided promptly to the department of
 11 revenue following termination.>

12 26. Page 4, line 23, by striking <pilot>

13 27. Page 5, line 8, by striking <pilot>

14 28. Page 5, after line 9 by inserting:

15 <g. A ~~pilot~~ project city shall certify to the
 16 department of revenue the amount of the targeted jobs
 17 withholding credit an employer has remitted to the city
 18 and shall provide other information the department may
 19 require.

20 j. (1) A ~~pilot~~ project city entering into a
 21 withholding agreement shall arrange for matching local
 22 financial support for the project. The local match
 23 required under this paragraph "j" shall be in an amount
 24 equal to one dollar for every dollar of withholding
 25 credit received by the ~~pilot~~ project city.

26 (2) For purposes of this paragraph "j", "local
 27 financial support" means cash or in-kind contributions
 28 to the project from a private donor, a business, or the
 29 ~~pilot~~ project city.

30 (3) If the project, when completed, will increase
 31 the amount of an employer's taxable capital investment
 32 by an amount equal to at least ten percent of the
 33 amount of withholding credit dollars received by the
 34 ~~pilot~~ project city, then the ~~pilot~~ project city shall
 35 itself contribute at least ten percent of the local
 36 match amount computed under subparagraph (1).

37 (4) If the project, when completed, will not
 38 increase the amount of an employer's taxable capital
 39 investment by an amount at least equal to ten percent
 40 of the amount of withholding credit dollars received
 41 by the ~~pilot~~ project city, then the ~~pilot~~ project city
 42 shall not be required to make a contribution to the
 43 local match.

44 (5) A ~~pilot~~ project city's contribution, if any, to
 45 the local match may include the dollar value of any tax
 46 abatement provided by the city to the business for new
 47 construction.

48 k. At the time of submitting its budget to the
 49 department of management, the ~~pilot~~ project city shall
 50 submit to the department of management and the economic

Page 4

1 development authority a description of the activities
 2 involving the use of withholding agreements. The
 3 description shall include but is not limited to the
 4 following:

5 (1) The total number of targeted jobs and a
 6 breakdown as to those that are Iowa business expansions
 7 or retentions within the city limits of the ~~pilot~~
 8 project city and those that are jobs resulting from
 9 established out-of-state businesses moving to or
 10 expanding in Iowa.

11 (2) The number of withholding agreements and the
 12 amount of withholding credits involved.

13 (3) The types of businesses that entered into
 14 agreements, and the types of businesses that declined
 15 the city's proposal to enter into an agreement.

16 1. The economic development authority in
 17 consultation with the department of revenue shall
 18 coordinate the ~~pilot~~ project program with the ~~pilot~~
 19 project cities under this section. The economic
 20 development authority is authorized to adopt, amend,
 21 and repeal rules to implement the ~~pilot~~ project program
 22 under this section.>

23 29. Page 5, line 13, by striking <pilot>

24 30. Page 5, line 20, by striking <pilot>

25 31. Page 5, line 27, by striking <pilot>

26 32. Page 5, line 29, by striking <pilot>

27 33. Page 6, line 4, by striking <pilot>

28 34. By renumbering as necessary.

THOMAS of Clayton

H-1231

1 Amend the amendment, H-1228, to House File 512 as
 2 follows:

3 1. Page 1, by striking line 1 and inserting:

4 <Amend House File 512 as follows:

5 ____ Page 1, before line 1 by inserting:

6 <Section 1. Section 175.8, Code 2013, is amended by
 7 adding the following new subsections:

8 **NEW SUBSECTION.** 2A. The authority shall request
 9 that a taxpayer or a beginning farmer who is a party to
 10 an agricultural assets transfer agreement as provided

11 in section 175.37 participate in periodic surveys
 12 conducted by the authority or its designee to evaluate
 13 the effectiveness of the agricultural assets transfer
 14 tax credit.

15 a. The information in the survey shall include
 16 but is not limited to whether the beginning farmer
 17 continues to be engaged in agricultural production,
 18 the current net worth of the beginning farmer, the
 19 number of acres owned, leased, or shared by each party,
 20 and the amounts and kinds of production engaged in by
 21 each party in the previous crop or calendar year, as
 22 applicable.

23 b. Any information provided to the authority or
 24 designee by a party to an agreement under this section
 25 that discloses the identities of the parties to an
 26 agreement is a confidential record as provided in
 27 section 22.7, unless the parties provide the authority
 28 or a designee with a written consent to disclose such
 29 information.

30 c. The authority shall compile the results of the
 31 information provided in this subsection in a survey
 32 of all parties to agreements. The survey may include
 33 case studies regarding specific benefits realized by
 34 the parties so long as they provide the authority or a
 35 designee with their written consent.

36 NEW SUBSECTION. 2B. The authority shall prepare an
 37 analysis evaluating the state's return on investment
 38 of all loan and tax credit programs established under
 39 this chapter.

40 NEW SUBSECTION. 2C. The authority shall submit
 41 the survey required in subsection 2A and the analysis
 42 required in subsection 2B to the general assembly as
 43 part of its annual report required in subsection 1 each
 44 odd numbered year.>>

45 2. Page 1, after line 7 by inserting:

46 <__. Title page, by striking line 1 and inserting
 47 <An Act relating to agriculture, including by providing
 48 for reporting to the agricultural development
 49 authority, and the determination of animal units
 50 which>>

ISENHART of Dubuque

H-1232

1 Amend House File 608 as follows:

2 1. Page 1, after line 8 by inserting:

3 <Sec. __. Section 910.1, Code 2013, is amended by
 4 adding the following new subsection:

5 NEW SUBSECTION. 1A. "Insurer" means an insurance
 6 company governed by the provisions of chapter 515,
 7 518, or 518A, or a bonding company authorized by the

8 commissioner of insurance.>

9 2. Page 2, by striking lines 8 through 10 and
10 inserting <such payments in an amount which the source
11 of such payments could recover against the offender in
12 a civil action arising out of the same facts or events,
13 subject to the priority of payment provisions in the
14 restitution plan under section 910.2.>

15 3. Page 4, after line 12 by inserting:

16 <Sec. ____ NEW SECTION. 910.16 Civil judgment
17 against offender for restitution to insurer.

18 1. If an offender has fulfilled all conditions of
19 probation or parole, except for payment to an insurer
20 under the plan of restitution, the court shall enter
21 a civil judgment against the offender in favor of the
22 insurer for any amount of restitution remaining unpaid
23 to the insurer under the plan of restitution, prior to
24 discharge from probation or parole. Upon entry of the
25 civil judgment by the court in favor of the insurer,
26 the portion of the restitution payable to the insurer
27 shall be considered paid in full for purposes of the
28 criminal case.

29 2. Upon the expiration of an offender's sentence,
30 if an offender is not placed on probation or parole,
31 the court shall enter a civil judgment against the
32 offender in favor of the insurer in the same manner as
33 subsection 1, for any amount of restitution remaining
34 unpaid to the insurer under the plan of restitution.
35 Upon the entry of the civil judgment, the portion
36 of the restitution payable to the insurer shall be
37 considered paid in full for purposes of the criminal
38 case.>

39 4. Title page, by striking lines 1 and 2 and
40 inserting <An Act relating to restitution to insurers
41 in criminal cases.>

42 5. By renumbering as necessary.

COMMITTEE ON JUDICIARY

H-1233

1 Amend House File 614 as follows:

2 1. Page 10, line 27, after <percent> by inserting
3 <, or up to 25 percent if a waiver is approved by the
4 United States department of health and human services,>

ROGERS of Black Hawk

H-1234

1 Amend the amendment, H-1227, to House File 607 as
2 follows:

3 1. Page 1, after line 15 by inserting:

4 <Sec. ____ Section 175.8, Code 2013, is amended by
 5 adding the following new subsections:
 6 NEW SUBSECTION. 2A. The authority shall request
 7 that a taxpayer or a beginning farmer who is a party to
 8 an agricultural assets transfer agreement as provided
 9 in section 175.37 participate in periodic surveys
 10 conducted by the authority or its designee to evaluate
 11 the effectiveness of the agricultural assets transfer
 12 tax credit.

13 a. The information in the survey shall include
 14 but is not limited to whether the beginning farmer
 15 continues to be engaged in agricultural production,
 16 the current net worth of the beginning farmer, the
 17 number of acres owned, leased, or shared by each party,
 18 and the amounts and kinds of production engaged in by
 19 each party in the previous crop or calendar year, as
 20 applicable.

21 b. Any information provided to the authority or
 22 designee by a party to an agreement under this section
 23 that discloses the identities of the parties to an
 24 agreement is a confidential record as provided in
 25 section 22.7, unless the parties provide the authority
 26 or a designee with a written consent to disclose such
 27 information.

28 c. The authority shall compile the results of the
 29 information provided in this subsection in a survey
 30 of all parties to agreements. The survey may include
 31 case studies regarding specific benefits realized by
 32 the parties so long as they provide the authority or a
 33 designee with their written consent.

34 NEW SUBSECTION. 2B. The authority shall prepare an
 35 analysis evaluating the state's return on investment
 36 of all loan and tax credit programs established under
 37 this chapter.

38 NEW SUBSECTION. 2C. The authority shall submit
 39 the survey required in subsection 2A and the analysis
 40 required in subsection 2B to the general assembly as
 41 part of its annual report required in subsection 1 each
 42 odd numbered year.>>

43 2. By renumbering as necessary.

ISENHART of Dubuque

H-1235

1 Amend House File 615 as follows:

2 1. Page 1, by striking lines 3 through 5 and
 3 inserting:

4 <NEW SUBSECTION. 3. The corporation may establish
 5 one or more innovation funds for purposes of
 6 stimulating early-stage and seed capital investment in
 7 the state. If a fund is>

- 8 2. Page 1, line 10, by striking <the> and inserting
9 <an>
- 10 3. Page 1, line 12, after <process.> by inserting
11 <The corporation may contract with a different entity
12 for the provision of investment management services for
13 each innovation fund.>
- 14 4. Page 2, by striking lines 16 through 19 and
15 inserting:
16 <b. (1) The authority shall issue one or more
17 certificates totaling the amount allowed per fiscal
18 year under paragraph "a" to one or more nonprofit
19 corporations operating an innovation fund.
20 (2) In order to receive a certificate pursuant
21 to this paragraph, a nonprofit corporation shall be
22 functioning as an innovation intermediary that is
23 aligning local technologies, assets, and resources to
24 collaborate on advancing innovation in this state, and
25 shall be in compliance with the requirements of section
26 15.107A, subsection 3.
27 (3) (a) If in a fiscal year multiple nonprofit
28 corporations qualify to receive certificates issued
29 pursuant to this paragraph, certificates shall be
30 issued in such a way that each nonprofit corporation
31 operating an innovation fund receives a pro rata share
32 of the total tax credits equal to the same proportion
33 that the outstanding certified binding investment
34 commitments to that nonprofit corporation bears to
35 the total outstanding certified binding investment
36 commitments to all qualified nonprofit corporations
37 being issued a certificate under this paragraph.
38 (b) Upon the request of the authority, a nonprofit
39 corporation operating one or more innovation funds
40 shall certify to the authority the outstanding amount
41 of binding investment commitments it has received to
42 invest in innovation funds it operates.>
- 43 5. Page 4, by striking line 15 and inserting:
44 <7. ~~An~~ A nonprofit corporation establishing
45 an innovation fund shall submit an application>
- 46 6. Page 4, line 16, by striking <shall> and
47 inserting <shall may>
- 48 7. Page 4, line 19, by striking <a.> and inserting
49 <a. (1)>
- 50 8. Page 4, line 22, by striking <b.> and inserting

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- 1 b. (2)
- 2 9. Page 4, line 24, by striking <c.> and inserting
3 <e. (3)>
- 4 10. Page 4, by striking lines 26 and 27 and
5 inserting:
6 <(4) The fund proposes to function as an innovation

7 intermediary by aligning local technologies, assets,
8 and resources to collaborate on advancing innovation in
9 this state.

10 (5) The fund proposes to provide multiple rounds
11 of funding and early-stage private sector funding to
12 innovative businesses with a high growth potential, and
13 proposes to focus such funding on innovative businesses
14 that show a clear potential to produce commercially
15 viable products or services within a reasonable period
16 of time.

17 (6) The fund proposes to operate in a manner
18 designed to complement the purposes and further the
19 policy goals of the demonstration fund and the state
20 small business credit initiative demonstration fund
21 administered by the authority pursuant to 261 IAC 105
22 and 261 IAC 117, respectively.

23 (7) The fund proposes to evaluate all
24 prospective innovative businesses using a rigorous,
25 technology-based approach and proposes to collaborate
26 and coordinate with the authority and other state
27 and local entities in an effort to achieve policy
28 consistency.

29 (8) The fund proposes to collaborate with the
30 regents institutions of this state and to leverage
31 relationships with such institutions in order to
32 commercialize research developed at those institutions.

33 (9) The fund proposes a detailed plan to support
34 the continuum of innovation in this state by addressing
35 the need for early-stage venture capital investments.

36 (10) The fund meets any other criteria adopted by
37 the authority by rule.

38 b. The board shall certify funds in such a way that
39 not more than three funds are certified as innovation
40 funds at any one time. In determining whether to
41 certify a fund the board shall consider the following:

42 (1) The total available pool of innovation fund
43 investment tax credits.

44 (2) The size of the prospective fund as compared to
45 other existing or prospective innovation funds.

46 (3) The impact that certification of the fund would
47 have on the available pool of investment capital for
48 other existing or prospective innovation funds.

49 (4) Whether certifying the fund as an innovation
50 fund would further the economic goals of the state.>

Page 3

1 11. By renumbering as necessary.

H-1236

1 Amend House File 516 as follows:

2 1. Page 1, line 28, by striking <four> and
3 inserting <two>

4 2. Page 2, line 27, by striking <four> and
5 inserting <four two>

6 3. Page 2, line 28, by striking <four> and
7 inserting <two>

8 4. Page 3, after line 4 by inserting:

9 <Sec. ____ Section 357A.13, Code 2013, is amended
10 to read as follows:

11 357A.13 Selling water.

12 1. If the capacity of the district's facilities
13 permits, the district may sell water by contract to
14 any city, other district, or other person, public or
15 private, not within the boundaries of a district.

16 2. Notwithstanding any other provision of law to
17 the contrary, a rural water district or rural water
18 association may sell water by contract to an owner of
19 real property located in a city or within two miles of
20 a city who is not receiving water service as follows:

21 a. An owner of real property located in a city
22 or within two miles of a city who is not receiving
23 water service from a city, city utility, or joint
24 water utility may seek to contract with a district or
25 association to receive water service. The owner shall
26 provide written notification to the city clerk of the
27 city responsible for providing, or of a city that has
28 adopted an ordinance reserving the right to provide,
29 water service to the property that the owner is seeking
30 to enter into a contract with a district or association
31 to receive water service.

32 b. (1) After providing notification pursuant to
33 paragraph "a", a property owner may receive offers
34 for the provision of water service from a district,
35 association, city, city utility, or joint water utility
36 for the provision of water service.

37 (2) If the property owner wishes to accept an
38 offer for the provision of water service pursuant to
39 this subsection, the property owner shall provide
40 written notification of the preferred offer to the
41 city clerk of the city responsible for providing, or
42 of a city that has adopted an ordinance reserving the
43 right to provide, water service to the property and
44 shall include in writing with the notice all terms and
45 conditions of the preferred offer. This notice shall
46 constitute an offer to the city to meet the terms and
47 conditions of the preferred offer.

48 (3) The property owner may accept a preferred offer
49 if, as provided in paragraph "c", the city responsible
50 for providing, or of a city that has adopted an

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1 ordinance reserving the right to provide, water service
2 waives its right to provide water service to the
3 property.
4 c. Upon receiving notice provided pursuant to
5 paragraph "b", a city may waive the right to provide
6 water service to the property, may accept the offer
7 from the property owner to provide service, or may
8 reserve the right to substantially meet the terms and
9 conditions of the preferred offer included with the
10 notification. The city receiving notice pursuant to
11 paragraph "b" waives the right to provide water service
12 to the property if the city does not respond within
13 ninety days following the receipt of such notice.>

14 5. Page 5, after line 5 by inserting:

15 <Sec. ____ Section 364.4, Code 2013, is amended by
16 adding the following new subsection:

17 NEW SUBSECTION. 6. Notwithstanding any other
18 provision of law to the contrary, a city may sell
19 water by contract to an owner of real property if that
20 property is not receiving water service and is located
21 in a rural water district, an association's service
22 area, in another city, or within two miles of another
23 city as follows:

24 a. An owner of real property located in a district,
25 an association's service area, a city, or within two
26 miles of a city who is not receiving water service
27 from a district, association, city, city utility, or
28 joint water utility may seek to contract with a city
29 to receive water service. The owner shall provide
30 written notification to the board of directors of
31 the district or association or the city clerk of the
32 city responsible for providing, or a city that has
33 adopted an ordinance pursuant to subsection 3 reserving
34 the right to provide, water service to the property
35 that the owner is seeking to enter into a contract
36 to receive water service from another district,
37 association, or city, as applicable.

38 b. (1) After providing notification pursuant to
39 paragraph "a", a property owner may receive offers
40 for the provision of water service from a district,
41 association, city, city utility, or joint water utility
42 for the provision of water service.

43 (2) If the property owner wishes to accept an
44 offer for the provision of water service pursuant to
45 this subsection, the property owner shall provide
46 written notification to the board of directors of the
47 district or association or the city clerk of the city
48 responsible for providing, or a city that has adopted
49 an ordinance pursuant to subsection 3 reserving the
50 right to provide, water service to the property of the

Page 3

1 preferred offer and shall include in writing with the
2 notice all terms and conditions of the preferred offer.
3 This notice shall constitute an offer to the district,
4 association, or city, as applicable, to meet the terms
5 and conditions of the preferred offer.

6 (3) The property owner may accept a preferred
7 offer if, as provided in paragraph "c", the district,
8 association, or city responsible for providing, or
9 a city that has adopted an ordinance pursuant to
10 subsection 3 reserving the right to provide water
11 service waives its right to provide water service to
12 the property.

13 c. Upon receiving notice provided pursuant to
14 paragraph "b", the district, association, or city,
15 as applicable, may waive the right to provide water
16 service to the property, may accept the offer from the
17 property owner to provide service, or may reserve the
18 right to substantially meet the terms and conditions
19 of the preferred offer included with the notification.
20 The district, association, or city receiving notice
21 pursuant to paragraph "b" waives the right to provide
22 water service to the property if the district,
23 association, or city does not respond within ninety
24 days following the receipt of such notice.>

25 6. Title page, line 1, by striking <rural> and
26 inserting <certain>

27 7. Title page, line 4, after <city> by inserting
28 <and providing rights to certain owners of property not
29 receiving water service>

30 8. By renumbering, redesignating, and correcting
31 internal references as necessary.

DEYOE of Story

H-1237

1 Amend House File 614 as follows:

2 1. Page 3, by striking lines 3 through 11
3 and inserting <mental health centers established
4 in accordance with chapter 230A or applicable
5 administrative rule. If a mental health services
6 provider was designated as authorized in section
7 230A.107, subsection 2, the provider remains eligible
8 to receive funding distributed pursuant to this
9 paragraph as a community mental health center. The
10 funding distributed shall be used by recipients of the
11 funding for the purpose of staff training or services
12 to adults with a serious mental illness and children
13 with a serious emotional disturbance. The distribution
14 amounts shall be announced at the beginning of the

15 federal fiscal year and distributed on a quarterly
 16 basis. Recipients shall submit quarterly reports>
 17 2. Page 13, by striking lines 6 through 13 and
 18 inserting:
 19 <e. For distribution to counties or regions through
 20 the mental health and disability regional services fund
 21 created in section 225C.7A for services to persons
 22 with mental illness or an intellectual disability in
 23 accordance with law:
 24 (1) FFY 2013-2014
 25 \$ 6,357,391
 26 (2) FFY 2014-2015
 27 \$ 7,480,233>
 28 3. Page 15, line 1, by striking <45,039,023> and
 29 inserting <44,572,411>
 30 4. Page 15, line 2, by striking <45,039,023> and
 31 inserting <44,522,628>

ROGERS of Black Hawk

H-1238

1 Amend House File 566 as follows:
 2 1. Page 4, line 32, by striking <two> and inserting
 3 <five>

BALTIMORE of Boone

H-1239

1 Amend House File 615 as follows:
 2 1. By striking page 2, line 33, through page
 3 3, line 2, and inserting <shall not have an equity
 4 interest in any business that has or will receive an
 5 investment of moneys from the innovation fund.>

ISENHART of Dubuque

H-1240

1 Amend the amendment, H-1220, to Senate File 339,
 2 as amended, passed, and reprinted by the Senate, as
 3 follows:
 4 1. Page 1, line 8, after <inspection> by inserting
 5 <by the department of education>
 6 2. Page 1, after line 13 by inserting:
 7 <__. Page 1, line 35, after <education.> by
 8 inserting <Such rules shall provide that subsequent
 9 inspections shall be conducted only by the department
 10 of education.>>
 11 3. Page 1, line 46, after <inspection> by inserting

12 <by the department of education>
13 4. By renumbering as necessary.

RUFF of Clayton

H-1241

1 Amend Senate File 304, as amended, passed, and
2 reprinted by the Senate, as follows:
3 1. By striking page 1, line 1, through page 2, line
4 28.
5 2. Page 3, after line 20 by inserting:
6 <k. One member appointed by the Iowa emergency
7 medical services association.
8 l. One member appointed by the Iowa emergency
9 management association.
10 m. One member who is a fire chief appointed by the
11 Iowa association of professional fire chiefs.
12 n. One member who is a hazardous materials
13 transportation regulation specialist appointed by the
14 director of the department of transportation.
15 o. Four members of the general assembly serving
16 as ex officio, nonvoting members, one representative
17 to be appointed by the speaker of the house of
18 representatives, one representative to be appointed by
19 the minority leader of the house of representatives,
20 one senator to be appointed by the majority leader of
21 the senate, and one senator to be appointed by the
22 minority leader of the senate.>
23 3. Page 4, by striking lines 29 through 33.
24 4. Page 5, by striking lines 1 and 2.
25 5. Title page, by striking lines 2 and 3 and
26 inserting <training and>
27 6. By renumbering, redesignating, and correcting
28 internal references as necessary.

COMMITTEE ON PUBLIC SAFETY

H-1242

1 Amend House File 593 as follows:
2 1. Page 6, before line 27 by inserting:
3 <Sec. ____ Section 282.18, subsection 5, Code 2013,
4 is amended to read as follows:
5 5. Open enrollment applications filed after March
6 1 of the preceding school year that do not qualify
7 for good cause as provided in subsection 4 shall be
8 subject to the approval of the board of the resident
9 district and the board of the receiving district. The
10 parent or guardian shall send notification to the
11 district of residence and the receiving district that
12 the parent or guardian seeks to enroll the parent's or

13 guardian's child in the receiving district. A decision
 14 of either board to deny an application filed under this
 15 subsection involving repeated acts of harassment or
 16 bullying, as defined in section 280.28, of the student
 17 or serious health condition of the student that the
 18 resident district cannot adequately address, is subject
 19 to appeal under section 290.1. The state board shall
 20 exercise broad discretion to achieve just and equitable
 21 results that are in the best interest of the affected
 22 child or children.>

HUNTER of Polk

H-1243

1 Amend House File 548, as passed by the House, as
 2 follows:
 3 1. By striking everything after the enacting clause
 4 and inserting:
 5 <Section 1. **NEW SECTION.** 135.39D Vision screening.
 6 1. The parent or guardian of a child to be enrolled
 7 in a public or accredited nonpublic elementary
 8 school shall ensure that the child is screened for
 9 vision impairment at least once before enrollment in
 10 kindergarten and again before enrollment in grade
 11 three. The parent or guardian of the child shall
 12 ensure that evidence of the vision screening is
 13 provided to the school district or accredited nonpublic
 14 school in which the child is enrolled. Evidence of
 15 the vision screening may be provided either directly
 16 from the parent or guardian or from a vision screening
 17 provider referred to in subsection 2, and may be
 18 provided in either written or electronic form.
 19 2. The requirement for vision screening may be
 20 satisfied by any of the following:
 21 a. A vision screening or comprehensive eye
 22 examination by a licensed ophthalmologist or licensed
 23 optometrist.
 24 b. A vision screening conducted at a pediatrician's
 25 or family practice physician's office, a free
 26 clinic, a child care center, a local public health
 27 department, a public or accredited nonpublic school,
 28 or a community-based organization, or by an advanced
 29 registered nurse practitioner or physician assistant.
 30 c. An online vision screening, which may be
 31 conducted by a child's parent or guardian.
 32 d. A photoscreening vision screening, including a
 33 vision screening by Iowa kidsight.
 34 3. All vision screening methods pursuant to
 35 subsection 2, including emerging vision screening
 36 technologies, shall be age-appropriate and shall
 37 be approved by the department in consultation with

38 leading vision organizations in the state, licensed
39 ophthalmologists, and licensed optometrists.

40 4. A person who performs a vision screening
41 required pursuant to this section shall report the
42 results of the vision screening to the department.
43 The department may collect and maintain such reports
44 through the statewide immunization registry or a
45 private contractor.

46 5. Each public and accredited nonpublic elementary
47 school shall, in collaboration with the department, do
48 the following:

49 a. Provide the parents or guardians of students
50 with vision screening referral resources.

Page 2

1 b. Arrange for evidence of vision screenings
2 provided pursuant to subsection 1 to be forwarded to
3 the department.

4 6. A child shall not be prohibited from attending
5 school based upon the failure of a parent or guardian
6 to ensure that the child has received the vision
7 screening required by this section.

8 7. If a vision screening required pursuant to this
9 section identifies potential vision impairment in a
10 child, the person who performed the vision screening
11 shall, if the person is not a licensed ophthalmologist
12 or licensed optometrist, refer the child to a licensed
13 ophthalmologist or licensed optometrist for a
14 comprehensive eye examination.

15 8. The department shall establish procedures to
16 contact parents or guardians of children identified as
17 having potential vision impairment based on the results
18 of a vision screening required pursuant to subsection
19 1 or a comprehensive eye examination required pursuant
20 to subsection 7 in order to provide information on
21 obtaining necessary vision correction.

22 9. The department may share information with
23 licensed health care providers, agencies, and
24 other persons involved with vision screenings, eye
25 examinations, follow-up services, and intervention
26 services as necessary to administer this section.
27 The department shall adopt rules to protect the
28 confidentiality of the individuals involved.

29 10. The vision screening requirement shall not
30 apply if the vision screening conflicts with a parent's
31 or guardian's genuine and sincere religious belief.

32 11. A person who acts in good faith in complying
33 with this section shall not be civilly or criminally
34 liable for reporting the information required to be
35 reported by this section.

36 12. The department shall adopt rules necessary to
37 administer this section.>

L. MILLER of Scott

H-1244

1 Amend the amendment, H-1235, to House File 615 as
2 follows:

3 1. Page 1, after line 13 by inserting:

4 <__. Page 1, after line 33 by inserting:

5 <d. "Nonprofit corporation" means a corporation
6 organized under chapter 504 and qualifying under
7 section 501(c)(3) of the Internal Revenue Code as an
8 organization exempt from federal income tax under
9 section 501(a) of the Internal Revenue Code.>>

10 2. Page 1, by striking lines 24 through 26 and
11 inserting <collaborate on advancing innovation in this
12 state, shall be in compliance with the requirements
13 of section 15.107A, subsection 3, and shall not be
14 controlled by a financial institution as defined
15 in section 422.61 or a credit union as defined in
16 section 533.102. For purposes of this subparagraph
17 (2), "controlled" means the ability, either directly
18 or indirectly through an affiliate of the financial
19 institution or credit union, to direct or cause
20 the direction of the management and policies of the
21 nonprofit corporation, and includes but is not limited
22 to instances in which fifty percent or more of the
23 directors, officers, or members of the nonprofit
24 corporation are also a director, officer, member,
25 owner, employee, or agent of the financial institution,
26 credit union, or of an affiliate of the financial
27 institution or credit union. "Affiliate" includes
28 any entity that owns or holds fifty percent or more
29 of the equity interest or voting power in a financial
30 institution or credit union, or any entity in which
31 fifty percent or more of the entity's equity interest
32 or voting power is owned or held by a financial
33 institution or credit union.>

34 3. Page 1, after line 42 by inserting:

35 <__. Page 2, line 29, after <fund.> by inserting

36 <Notwithstanding any other provision of law to the
37 contrary, a nonprofit corporation operating an
38 innovation fund shall not be allowed to make an equity
39 investment in such innovation fund.>>

40 4. By renumbering as necessary.

LOFGREN of Muscatine
THOMAS of Clayton

H-1245

- 1 Amend the amendment, H-1239, to House File 615, as
2 follows:
3 1. Page 1, by striking lines 3 through 5 and
4 inserting <3, line 2, and inserting <shall not be
5 permitted to vote for or participate in a decision to
6 invest moneys from the innovation fund in a business in
7 which the investor has a controlling interest.>>

LOFGREN of Muscatine

H-1246

- 1 Amend the amendment, H-1235, to House File 615 as
2 follows:
3 1. Page 1, after line 13 by inserting:
4 <__. By striking page 2, line 35, through page
5 3, line 2, and inserting <which the investor has a
6 controlling interest.>>

LOFGREN of Muscatine

H-1247

- 1 Amend House File 523 as follows:
2 1. Page 2, by striking lines 11 through 33.
3 2. Title page, lines 3 and 4, by striking
4 <vehicles, the restore the outdoors program, and
5 protected wetlands.> and inserting <vehicles and the
6 restore the outdoors program.>
7 3. By renumbering as necessary.

RAYHONS of Hancock

H-1248

- 1 Amend House File 215, as amended, passed, and
2 reprinted by the House, as follows:
3 1. By striking everything after the enacting clause
4 and inserting:
5 <DIVISION I
6 INSTRUCTIONAL HOURS
7 Section 1. Section 256.7, subsection 19, Code 2013,
8 is amended to read as follows:
9 19. Define ~~the minimum school day as a day~~
10 ~~consisting of five and one-half hours of instructional~~
11 ~~time for grades one through twelve. The minimum days~~
12 ~~or hours as time that~~ shall be exclusive of the lunch
13 period, but may include passing time between classes.
14 Time spent on parent-teacher conferences shall be
15 considered instructional time. ~~A school or school~~

16 district may record a day of school with less than the
 17 minimum instructional hours as a minimum school day if
 18 any of the following apply:

19 a. If emergency health or safety factors require
 20 the late arrival or early dismissal of students on a
 21 specific day.
 22 b. If the total hours of instructional school
 23 time for grades one through twelve for any five
 24 consecutive school days equal a minimum of twenty-seven
 25 and one-half hours, even though any one day of
 26 school is less than the minimum instructional hours
 27 because of a staff development opportunity provided
 28 for the professional instructional staff or because
 29 parent teacher conferences have been scheduled
 30 beyond the regular school day. Furthermore, if the
 31 total hours of instructional time for the first four
 32 consecutive days equal at least twenty-seven and
 33 one-half hours because parent teacher conferences
 34 have been scheduled beyond the regular school day, a
 35 school or school district may record zero hours of
 36 instructional time on the fifth consecutive school day
 37 as a minimum school day.

38 Sec. 2. Section 256F.4, subsection 5, Code 2013, is
 39 amended to read as follows:

40 5. A charter school or innovation zone school shall
 41 provide instruction for at least the number of days
 42 or hours required by section 279.10, subsection 1, ~~or~~
 43 ~~shall provide at least the equivalent number of total~~
 44 ~~hours.~~

45 Sec. 3. Section 279.10, subsection 1, Code 2013, is
 46 amended to read as follows:

47 1. The school year for each school district and
 48 accredited nonpublic school shall begin on ~~the first~~
 49 day of July 1 and each regularly established elementary
 50 and secondary school shall begin no sooner than a day

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1 during the calendar week in which the first day of
 2 September falls but no later than the first Monday
 3 in December. However, if the first day of September
 4 falls on a Sunday, school may begin on a day during
 5 the calendar week which immediately precedes the
 6 first day of September. ~~School shall continue for~~
 7 ~~at least one hundred eighty days, except as provided~~
 8 ~~in subsection 3, and may be maintained~~ The school
 9 calendar shall include not less than one hundred
 10 eighty days, except as provided in subsection 3,
 11 or one thousand eighty hours of instruction during
 12 the entire calendar year. ~~However, if The board of~~
 13 directors of a school district and the authorities in
 14 charge of an accredited nonpublic school shall set the

15 number of days or hours of required attendance for the
16 school year as provided in section 299.1, subsection
17 2, but the board of directors of a school district
18 shall hold a public hearing on any proposed school
19 calendar prior to adopting the school calendar. If the
20 board of directors of a district or the authorities
21 in charge of an accredited nonpublic school extends
22 the school calendar because inclement weather caused
23 the school district or accredited nonpublic school to
24 temporarily close school during the regular school
25 calendar, the school district or accredited nonpublic
26 school may excuse a graduating senior who has met
27 district or school requirements for graduation from
28 attendance during the extended school calendar. A
29 school corporation may begin employment of personnel
30 for in-service training and development purposes before
31 the date to begin elementary and secondary school.

32 Sec. 4. Section 279.10, subsection 2, Code 2013, is
33 amended to read as follows:

34 2. The board of directors shall hold a public
35 hearing on any proposal relating to the school calendar
36 prior to submitting it to the department of education
37 for approval.

38 Sec. 5. Section 299.1, subsection 2, Code 2013, is
39 amended to read as follows:

40 2. The board of directors of a public school
41 district or the governing body of an accredited
42 nonpublic school shall set the number of days or
43 hours of required attendance for the schools under
44 its control. The board of directors of a public
45 school district or the governing body of an accredited
46 nonpublic school may, by resolution, require attendance
47 for the entire time when the schools are in session in
48 any school year and adopt a policy or rules relating
49 to the reasons considered to be valid or acceptable
50 excuses for absence from school.

Page 3

1 Sec. 6. Section 299.4, subsection 1, Code 2013, is
2 amended to read as follows:

3 1. The parent, guardian, or legal custodian of a
4 child who is of compulsory attendance age, who places
5 the child under competent private instruction under
6 either section 299A.2 or 299A.3, not in an accredited
7 school or a home school assistance program operated by
8 a school district or accredited nonpublic school, shall
9 furnish a report in duplicate on forms provided by the
10 public school district, to the district by the earliest
11 starting date specified in section 279.10, subsection 1
12 September 1 of the school year in which the child will
13 be under competent private instruction. The secretary

14 shall retain and file one copy and forward the other
 15 copy to the district's area education agency. The
 16 report shall state the name and age of the child, the
 17 period of time during which the child has been or will
 18 be under competent private instruction for the year,
 19 an outline of the course of study, texts used, and
 20 the name and address of the instructor. The parent,
 21 guardian, or legal custodian of a child, who is placing
 22 the child under competent private instruction for
 23 the first time, shall also provide the district with
 24 evidence that the child has had the immunizations
 25 required under section 139A.8, and, if the child is
 26 elementary school age, a blood lead test in accordance
 27 with section 135.105D. The term "outline of course of
 28 study" shall include subjects covered, lesson plans,
 29 and time spent on the areas of study.

30 Sec. 7. **EFFECTIVE DATE.** This division of this Act
 31 takes effect July 1, 2014.

32 DIVISION II

33 IOWA ONLINE INITIATIVE — FEES

34 Sec. 8. Section 256.42, Code 2013, is amended by
 35 adding the following new subsection:

36 NEW SUBSECTION. 8. a. Beginning July 1, 2016,
 37 the department shall establish fees payable by
 38 school districts and accredited nonpublic schools
 39 participating in the initiative. Fees collected
 40 pursuant to this subsection shall be deposited in the
 41 general fund of the state and shall be established
 42 so as not to exceed the cost of administering this
 43 section.

44 b. Costs of administering this section include
 45 the costs of providing professional development
 46 necessary to prepare teachers to participate in
 47 the initiative, providing supervision of usage of
 48 the initiative by licensed teachers, acquiring and
 49 maintaining equipment and services necessary for use of
 50 the initiative, facilitating access to the initiative

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1 by school districts and accredited nonpublic schools,
 2 and necessary recordkeeping and accounting. Costs of
 3 administering this section do not include any of the
 4 following:

5 (1) Costs of course development.

6 (2) Costs of purchasing access to course materials
 7 unless such costs are charged on the basis of usage.

8 DIVISION III

9 TRAINING AND EMPLOYMENT OF TEACHERS

10 Sec. 9. NEW SECTION. 256.96 Online state job
 11 posting system.

12 1. The department shall provide for the operation

13 of an online state job posting system. The system
14 shall be designed and implemented for the online
15 posting of job openings offered by school districts,
16 charter schools, area education agencies, the
17 department, and accredited nonpublic schools. The
18 system shall be accessible via the department's
19 internet site. The system shall include a mechanism
20 for the electronic submission of job openings for
21 posting on the system as provided in subsection 2.
22 The system and each job posting on the system shall
23 include a statement that an employer submitting a job
24 opening for posting on the system will not discriminate
25 in hiring on the basis of race, ethnicity, national
26 origin, gender, age, physical disability, sexual
27 orientation, gender identity, religion, marital status,
28 or status as a veteran. The department may contract
29 for, or partner with another entity for, the use of an
30 existing internet site to operate the online state job
31 posting system if the existing internet site is more
32 effective and economical than the department's internet
33 site.

34 2. A school district, charter school, or area
35 education agency shall submit all of its job openings
36 to the department for posting on the system. The
37 department shall post all of its job openings on the
38 system. An accredited nonpublic school may submit job
39 openings to the department for posting on the system.

40 3. This section shall not be construed to do any of
41 the following:

42 a. Prohibit any employer from advertising job
43 openings and recruiting employees independently of the
44 system.

45 b. Prohibit any employer from using another method
46 of advertising job openings or another applicant
47 tracking system in addition to the system.

48 c. Provide the department with any regulatory
49 authority in the hiring process or hiring decisions of
50 any employer other than the department.

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1 Sec. 10. NEW SECTION. 261.110 Teach Iowa scholar
2 program.

3 1. Contingent on a specific appropriation for these
4 purposes, a teach Iowa scholar program is established
5 to provide teach Iowa scholar grants to selected
6 high-caliber teachers. The commission shall administer
7 the program in consultation with the department of
8 education.

9 2. An Iowa resident applicant shall be eligible
10 for a teach Iowa scholar grant if the applicant meets
11 all of the criteria specified under, or established in

12 accordance with, subsection 3.

13 3. Criteria for eligibility shall be established by
14 the commission and shall include but are not limited
15 to the following:

16 a. The applicant was in the top twenty-five percent
17 academically of students exiting a teacher preparation
18 program approved by the state board of education
19 pursuant to section 256.7, subsection 3, or a similar
20 teacher preparation program in another state, had
21 earned other comparable academic credentials, or had
22 achieved comparable assessment scores.

23 b. The applicant is preparing to teach in fields
24 including but not limited to science, technology,
25 engineering, or mathematics; English as a second
26 language or special education instruction; or is
27 preparing to teach in a hard-to-staff subject as
28 identified by the department. The department shall
29 take into account the varying regional needs in the
30 state for teachers in these subject areas when applying
31 the criterion of this paragraph. The department shall
32 annually identify and designate hard-to-staff subjects
33 for the purpose of this paragraph. The eligibility
34 of an applicant who receives a teach Iowa scholar
35 grant and who is preparing to teach in a hard-to-staff
36 subject as identified by the department shall not be
37 affected in subsequent years if the department does not
38 continue to identify that subject as a hard-to-staff
39 subject.

40 4. A selected applicant who meets all of the
41 eligibility requirements of this section shall be
42 eligible for a teach Iowa scholar grant for each year
43 of full-time employment completed in this state as a
44 teacher for a school district, charter school, area
45 education agency, or accredited nonpublic school. A
46 teach Iowa scholar grant shall not exceed four thousand
47 dollars per year per recipient. Grants awarded under
48 this section shall not exceed a total of twenty
49 thousand dollars per recipient over a five-year period.

50 5. The commission shall adopt rules pursuant to

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1 chapter 17A to administer this section. The rules
2 shall include but shall not be limited to a process
3 for use by the commission to determine which eligible
4 applicants will receive teach Iowa scholar grants.

5 6. A teach Iowa scholar fund is established in the
6 state treasury. The fund shall be administered by the
7 commission and shall consist of moneys appropriated by
8 the general assembly and any other moneys received by
9 the commission for deposit in the fund.

10

DIVISION IV

11 TEACHER AND ADMINISTRATOR MATTERS

12 Sec. 11. Section 256.9, subsection 51, Code 2013,
13 is amended to read as follows:

14 51. Develop, and periodically review and
15 revise as necessary, with significant input from
16 Iowa administrators, Iowa standards for school
17 administrators, including knowledge and skill
18 criteria, and develop, based on the Iowa standards
19 for administrators, mentoring and induction,
20 evaluation processes, and professional development
21 plans pursuant to chapter 284A. The standards shall
22 align with nationally accepted school administrator
23 standards, and be designed specifically for purposes
24 of chapters 272 and 284A. The criteria shall further
25 define the characteristics of quality administrators
26 as established by the Iowa standards for school
27 administrators.

28 Sec. 12. Section 256.9, Code 2013, is amended by
29 adding the following new subsection:

30 NEW SUBSECTION. 63. a. Develop and implement a
31 coaching and support system for teachers aligned with
32 the state models and comparable systems approved as
33 provided in section 284.15.

34 b. Develop and implement a coaching and support
35 system for administrators aligned with the beginning
36 administrator mentoring and induction program created
37 pursuant to section 284A.5.

38 Sec. 13. Section 284.8, subsection 1, Code 2013, is
39 amended to read as follows:

40 1. a. A school district shall provide for an
41 annual review of each teacher's performance for
42 purposes of assisting teachers in making continuous
43 improvement, developing skills to enrich a teacher's
44 professional life while increasing student learning,
45 documenting continued competence in the Iowa teaching
46 standards, identifying teachers in need of improvement,
47 or to determine ~~determining~~ whether the teacher's
48 practice meets school district expectations for
49 career advancement in accordance with ~~section 284.7~~
50 this chapter. The review shall include, at minimum,

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1 classroom observation of the teacher, the teacher's
2 progress, and implementation of the teacher's
3 individual professional development plan, subject
4 to the level of resources provided to implement the
5 plan; and shall include supporting documentation from
6 parents, students, and other teachers.

7 b. The first and second year of review shall
8 be conducted by a peer group of at least three but
9 not more than six teachers selected by the building

10 principal in consultation with teachers and the
11 building's certified bargaining representative, if
12 any. Each teacher shall be assigned to a peer group
13 and shall receive adequate training prior to conducting
14 a peer group review. A teacher who participates in a
15 peer group review shall be provided release time for
16 the training and for the time spent in conducting the
17 peer group review. If the process requires that a
18 participating teacher work beyond regular hours, the
19 teacher shall be paid the teacher's per diem rate.
20 The peer group shall be established to reflect common
21 grade level, subject matter expertise, curriculum, and
22 proximity or other previously established grouping
23 of individuals employed to provide instruction to
24 students. The peer group shall review all of the peer
25 group members. Peer group reviews shall be supportive
26 and formative and shall be conducted on an informal,
27 confidential, collaborative basis that is focused
28 on assisting each peer group member in achieving
29 the goals of the teacher's individual professional
30 development plan. If a conflict develops between
31 persons participating in a peer group review, an effort
32 shall be made to mediate the conflict.
33 c. Peer group reviews shall not be the basis for
34 recommending that a teacher participate in an intensive
35 assistance program, and shall not be used to determine
36 the compensation, promotion, layoff, or termination
37 of a teacher, or any other determination affecting a
38 teacher's employment status. However, as a result of a
39 peer group review, a teacher may elect to participate
40 in an intensive assistance program.
41 d. Members of the peer group shall be reviewed
42 every third year by at least one evaluator certified in
43 accordance with section 284.10.
44 e. The teacher who is the subject of a peer review
45 shall have exclusive right to all documentation created
46 as a result of the peer group review process. Content
47 of a peer group review shall not be incorporated into a
48 summative evaluation.

49 DIVISION V
50 IOWA TEACHER CAREER AND COMPENSATION MATTERS

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1 Sec. 14. Section 257.1, subsection 2, paragraph b,
2 Code 2013, is amended to read as follows:
3 b. For the budget year commencing July 1, 1999,
4 and for each succeeding budget year the regular
5 program foundation base per pupil is eighty-seven
6 and five-tenths percent of the regular program state
7 cost per pupil. For the budget year commencing July
8 1, 1991, and for each succeeding budget year the

9 special education support services foundation base is
10 seventy-nine percent of the special education support
11 services state cost per pupil. The combined foundation
12 base is the sum of the regular program foundation base,
13 the special education support services foundation base,
14 the total teacher salary supplement district cost, the
15 total professional development supplement district
16 cost, the total early intervention supplement district
17 cost, the total teacher leadership supplement district
18 cost, the total area education agency teacher salary
19 supplement district cost, and the total area education
20 agency professional development supplement district
21 cost.

22 Sec. 15. Section 257.1, subsection 3, Code 2013, is
23 amended to read as follows:

24 3. Computations rounded. In making computations
25 and payments under this chapter, except in the case of
26 computations relating to funding of special education
27 support services, media services, and educational
28 services provided through the area education agencies,
29 and the teacher salary supplement, the professional
30 development supplement, ~~and~~ the early intervention
31 supplement, and the teacher leadership supplement, the
32 department of management shall round amounts to the
33 nearest whole dollar.

34 Sec. 16. Section 257.4, subsection 1, paragraph
35 a, Code 2013, is amended by adding the following new
36 subparagraph:

37 NEW SUBPARAGRAPH. (8) The total teacher leadership
38 supplement district cost.

39 Sec. 17. Section 257.8, subsection 2, Code 2013, is
40 amended to read as follows:

41 2. Categorical state percent of growth. The
42 categorical state percent of growth for the budget
43 year beginning July 1, 2010, is two percent. The
44 categorical state percent of growth for the budget
45 year beginning July 1, 2012, is two percent. The
46 categorical state percent of growth for each budget
47 year shall be established by statute which shall
48 be enacted within thirty days of the submission in
49 the year preceding the base year of the governor's
50 budget under section 8.21. The establishment of the

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1 categorical state percent of growth for a budget year
2 shall be the only subject matter of the bill which
3 enacts the categorical state percent of growth for a
4 budget year. The categorical state percent of growth
5 may include state percents of growth for the teacher
6 salary supplement, the professional development
7 supplement, ~~and~~ the early intervention supplement, and

8 the teacher leadership supplement.

9 Sec. 18. Section 257.9, Code 2013, is amended by
10 adding the following new subsection:

11 NEW SUBSECTION. 11. Teacher leadership supplement
12 state cost per pupil. For the budget year beginning
13 July 1, 2014, the teacher leadership supplement state
14 cost per pupil shall be four hundred dollars payable
15 to the school districts implementing a state model
16 or comparable system approved as provided in section
17 284.15. The teacher leadership supplement state cost
18 per pupil for the budget year beginning July 1, 2015,
19 and succeeding budget years, shall be the teacher
20 leadership supplement state cost per pupil for the
21 base year plus an allowable growth amount that is
22 equal to the teacher leadership supplement categorical
23 state percent of growth, pursuant to section 257.8,
24 subsection 2, for the budget year, multiplied by the
25 teacher leadership supplement state cost per pupil for
26 the base year.

27 Sec. 19. Section 257.10, subsection 8, paragraph a,
28 Code 2013, is amended to read as follows:

29 a. Combined district cost is the sum of the regular
30 program district cost per pupil multiplied by the
31 weighted enrollment, the special education support
32 services district cost, the total teacher salary
33 supplement district cost, the total professional
34 development supplement district cost, ~~and~~ the total
35 early intervention supplement district cost, and the
36 total teacher leadership supplement district cost, plus
37 the sum of the additional district cost allocated to
38 the district to fund media services and educational
39 services provided through the area education agency,
40 the area education agency total teacher salary
41 supplement district cost and the area education agency
42 total professional development supplement district
43 cost.

44 Sec. 20. Section 257.10, Code 2013, is amended by
45 adding the following new subsection:

46 NEW SUBSECTION. 12. Teacher leadership supplement
47 cost per pupil and district cost.

48 a. For the budget year beginning July 1, 2014, the
49 teacher leadership supplement district cost per pupil
50 shall be four hundred dollars. For the budget year

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1 beginning July 1, 2015, and succeeding budget years,
2 the teacher leadership supplement district cost per
3 pupil for each school district for a budget year is the
4 teacher leadership supplement program district cost per
5 pupil for the base year plus the teacher leadership
6 supplement state allowable growth amount for the budget

7 year.

8 b. For the budget year beginning July 1, 2015,
9 and succeeding budget years, if the department of
10 management determines that the unadjusted teacher
11 leadership supplement district cost of a school
12 district for a budget year is less than one hundred
13 percent of the unadjusted teacher leadership
14 supplement district cost for the base year for the
15 school district, the school district shall receive a
16 budget adjustment for that budget year equal to the
17 difference.

18 c. (1) The unadjusted teacher leadership
19 supplement district cost is the teacher leadership
20 supplement district cost per pupil for each school
21 district for a budget year multiplied by the budget
22 enrollment for that school district.

23 (2) The total teacher leadership supplement
24 district cost is the sum of the unadjusted teacher
25 leadership supplement district cost plus the budget
26 adjustment for that budget year.

27 d. For the budget year beginning July 1, 2014,
28 and succeeding budget years, the use of the funds
29 calculated under this subsection shall comply with the
30 requirements of chapter 284 and shall be distributed
31 to teachers pursuant to section 284.15 and to pay
32 salary supplements to teachers assigned to leadership
33 roles, to increase the percentages of teachers
34 assigned to leadership roles, to increase the minimum
35 teacher salaries, to cover the costs for the time when
36 teachers assigned to leadership roles are not providing
37 instruction to students in a classroom, for coverage
38 of a classroom when an initial or career teacher is
39 observing or coteaching with a teacher assigned to a
40 leadership role, for professional development time to
41 learn best practices associated with the leadership
42 process, for other costs associated with a comparable
43 system pursuant to section 284.15, and to accomplish
44 goals that include improving instruction and elevating
45 the quality of teaching and student learning.

46 Sec. 21. Section 257.16, subsection 4, Code 2013,
47 is amended to read as follows:

48 4. Notwithstanding any provision to the contrary,
49 if the governor orders budget reductions in accordance
50 with section 8.31, the teacher salary supplement

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1 district cost, the professional development supplement
2 district cost, ~~and~~ the early intervention supplement
3 district cost, and the teacher leadership supplement
4 district cost as calculated under section 257.10,
5 subsections 9, 10, ~~and~~ 11, and 12, and the area

6 education agency teacher salary supplement district
 7 cost and the area education agency professional
 8 development supplement district cost as calculated
 9 under section 257.37A, subsections 1 and 2, shall be
 10 paid in full as calculated and the reductions in the
 11 appropriations provided in accordance with this section
 12 shall be reduced from the remaining moneys appropriated
 13 pursuant to this section and shall be distributed on a
 14 per pupil basis calculated with the weighted enrollment
 15 determined in accordance with section 257.6, subsection
 16 5.

17 Sec. 22. Section 284.2, subsections 1 and 8, Code
 18 2013, are amended to read as follows:

19 1. "Beginning teacher" means an individual serving
 20 under an initial or intern license, issued by the board
 21 of educational examiners under chapter 272, who is
 22 assuming a position as a teacher. "Beginning teacher"
 23 includes an individual who is an initial teacher.

24 For purposes of the beginning teacher mentoring
 25 and induction program created pursuant to section
 26 284.5, "beginning teacher" also includes preschool
 27 teachers who are licensed by the board of educational
 28 examiners under chapter 272 and are employed by a
 29 school district or area education agency. "Beginning
 30 teacher" does not include a teacher whose employment
 31 with a school district or area education agency is
 32 probationary unless the teacher is serving under an
 33 initial or teacher intern license issued by the board
 34 of educational examiners under chapter 272.

35 8. "Performance review" means a summative evaluation
 36 of a teacher other than a beginning teacher ~~and that is~~
 37 used to determine whether the teacher's practice meets
 38 school district expectations and the Iowa teaching
 39 standards; and to determine whether the teacher's
 40 practice meets school district expectations for career
 41 advancement in accordance with ~~section 284.7 this~~
 42 chapter.

43 Sec. 23. Section 284.3, subsection 2, paragraph a,
 44 Code 2013, is amended to read as follows:

45 a. For purposes of comprehensive evaluations ~~for,~~
 46 standards and criteria which measure a beginning
 47 teachers required to allow beginning teachers to
 48 progress to career teachers, standards and criteria
 49 that are teacher's performance against the Iowa
 50 teaching standards specified in subsection 1, and the

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1 criteria for the Iowa teaching standards developed
 2 by the department in accordance with section 256.9,
 3 subsection 46, to determine whether the teacher's
 4 practice meets the requirements specified for a career

5 teacher. These standards and criteria shall be set
6 forth in an instrument provided by the department. The
7 comprehensive evaluation and instrument are not subject
8 to negotiations or grievance procedures pursuant
9 to chapter 20 or determinations made by the board
10 of directors under section 279.14. A local school
11 board and its certified bargaining representative may
12 negotiate, pursuant to chapter 20, evaluation and
13 grievance procedures for beginning teachers that are
14 not in conflict with this chapter. If, in accordance
15 with section 279.19, a beginning teacher appeals the
16 determination of a school board to an adjudicator under
17 section 279.17, the adjudicator selected shall have
18 successfully completed training related to the Iowa
19 teacher standards, the criteria adopted by the state
20 board of education in accordance with subsection 3, and
21 any additional training required under rules adopted by
22 the public employment relations board in cooperation
23 with the state board of education.

24 Sec. 24. Section 284.3A, subsection 2, paragraph a,
25 Code 2013, is amended to read as follows:

26 a. For the school budget year beginning July 1,
27 2010, and each succeeding school year, school districts
28 and area education agencies shall combine payments made
29 to teachers under sections 257.10 and 257.37A with
30 regular wages to create a combined salary. The teacher
31 contract issued under section 279.13 must include
32 the combined salary. If a school district or area
33 education agency uses a salary schedule, a combined
34 salary schedule shall be used for regular wages and
35 for distribution of payments under sections 257.10 and
36 257.37A, incorporating the salary minimums required in
37 section 284.7 in accordance with this chapter. The
38 combined salary schedule must use only the combined
39 salary and cannot differentiate regular salaries and
40 distribution of payments under sections 257.10 and
41 257.37A.

42 Sec. 25. Section 284.5, subsection 4, Code 2013, is
43 amended to read as follows:

44 4. Each school district and area education
45 agency shall develop ~~an initial beginning teacher~~
46 ~~mentoring and induction~~ a plan for the program. A
47 school district shall include its plan in the school
48 district's comprehensive school improvement plan
49 submitted pursuant to section 256.7, subsection 21.
50 ~~The beginning teacher mentoring and induction plan~~

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1 shall, at a minimum, provide for a two-year sequence
2 of induction program content and activities to support
3 the Iowa teaching standards and beginning teacher

4 professional and personal needs; mentor training
 5 that includes, at a minimum, skills of classroom
 6 demonstration and coaching, and district expectations
 7 for beginning teacher competence on Iowa teaching
 8 standards; placement of mentors and beginning teachers;
 9 the process for dissolving mentor and beginning teacher
 10 partnerships; district organizational support for
 11 release time for mentors and beginning teachers to
 12 plan, provide demonstration of classroom practices,
 13 observe teaching, and provide feedback; structure
 14 for mentor selection and assignment of mentors to
 15 beginning teachers; a district facilitator; and
 16 program evaluation. In addition, for beginning
 17 prekindergarten through grade three teachers, the plan
 18 shall provide that such a teacher shall be mentored
 19 in the teacher's classroom by a skilled mentor, and
 20 the plan for mentoring such teachers shall incorporate
 21 any recommendations offered by the Iowa reading
 22 research center established pursuant to section 256.9,
 23 subsection 53, paragraph "c".

24 Sec. 26. Section 284.6, subsection 8, Code 2013, is
 25 amended to read as follows:

26 8. For each year in which a school district
 27 receives funds calculated and paid to school
 28 districts for professional development pursuant to
 29 section 257.10, subsection 10, or section 257.37A,
 30 subsection 2, the school district shall create quality
 31 professional development opportunities. Not less
 32 than thirty-six hours in the school calendar, held
 33 outside of the minimum school day, shall be set aside
 34 during nonpreparation time or designated professional
 35 development time to allow practitioners to collaborate
 36 with each other to deliver educational programs and
 37 assess student learning, or to engage in peer group
 38 review pursuant to section 284.8, subsection 1. ~~The~~
 39 ~~goal for the use of the funds is to provide one~~
 40 ~~additional contract day or the equivalent thereof~~
 41 ~~for professional development and use of the funds is~~
 42 ~~limited may be used to providing provide~~ professional
 43 development to teachers, including additional salaries
 44 for time beyond the normal negotiated agreement; pay
 45 for substitute teachers, professional development
 46 materials, speakers, and professional development
 47 content; and costs associated with implementing the
 48 individual professional development plans. The use of
 49 the funds shall be balanced between school district,
 50 attendance center, and individual professional

1 development plans, making every reasonable effort to
 2 provide equal access to all teachers.

3 Sec. 27. Section 284.7, subsection 1, paragraph
4 a, subparagraph (2), Code 2013, is amended to read as
5 follows:

6 ~~Beginning July 1, 2008~~ Except as provided in
7 a state model or comparable system approved pursuant
8 to section 284.15, the minimum salary for a beginning
9 teacher shall be twenty-eight thousand dollars.

10 Sec. 28. Section 284.7, subsection 1, paragraph
11 b, subparagraph (2), Code 2013, is amended to read as
12 follows:

13 ~~Beginning July 1, 2008~~ Except as provided in
14 a state model or comparable system approved pursuant
15 to section 284.15, the minimum salary for a first-year
16 career teacher shall be thirty thousand dollars.

17 Sec. 29. Section 284.7, subsection 5, Code 2013,
18 is amended by striking the subsection and inserting in
19 lieu thereof the following:

20 5. This section is repealed July 1, 2016.

21 Sec. 30. NEW SECTION. 284.11 State supplemental
22 assistance for teachers in high-need schools.

23 1. Findings and intent. The general assembly finds
24 that Iowa school districts need to be more competitive
25 in recruiting and retaining talented teachers to teach
26 in high-need schools. Therefore, it is the intent
27 of the general assembly to encourage school districts
28 to provide supplemental assistance to teachers to
29 teach in high-need schools. This section provides for
30 state assistance to allow school districts to provide
31 supplemental assistance to motivate teachers to teach
32 in high-need schools.

33 2. Department's responsibilities. Contingent
34 on a specific appropriation for these purposes, the
35 department shall do the following:

36 a. Collect relevant data and establish a list of
37 high-need schools eligible for state supplemental
38 assistance. The department shall establish a process
39 and criteria to determine which schools are placed
40 on the list and the department shall revise the list
41 annually. Criteria for the determination of which
42 high-need schools shall be placed on the list shall be
43 based upon factors that include but are not limited
44 to the socioeconomic status of the students enrolled
45 in the school, the percentage of the school's student
46 body who are limited English proficient students,
47 student academic growth, certified instructional staff
48 attrition, and geographic balance. The department
49 may approve or disapprove requests for revision of
50 the list, which a school district submits pursuant to

2 b. Develop a standardized process for distributing
3 any moneys appropriated for supplemental assistance
4 for high-need schools. In determining the process for
5 distribution of such moneys, the department shall take
6 into consideration the amount of moneys appropriated
7 for supplemental assistance for teachers in high-need
8 schools for the given year and the minimal amount of
9 moneys needed per teacher to provide an incentive for
10 a teacher to accept a teaching position in a high-need
11 school. A school district receiving moneys pursuant to
12 this section shall certify annually to the department
13 how the moneys distributed to the school district
14 pursuant to this section were used by the school
15 district.

16 c. Review the use and effectiveness of the funds
17 distributed to school districts for supplemental
18 assistance for teachers in high-need schools under this
19 section. The department shall submit its findings and
20 recommendations in a report to the general assembly by
21 January 15 annually.

22 3. School district request for approval. A school
23 district may request on an annual basis approval from
24 the department for additions to the list of high-need
25 schools the department maintains pursuant to subsection
26 2 based upon the unique local conditions and needs of
27 the school district. The criteria used to determine
28 the placement of high-need schools on the list in
29 accordance with subsection 2, does not restrict the
30 department from adding a high-need school to the list
31 as requested by a school district on the basis of
32 unique local conditions and needs pursuant to this
33 subsection.

34 4. Eligibility. Teachers of all subjects taught in
35 a school included in the department's list of high-need
36 schools shall be eligible to receive supplemental
37 assistance offered in accordance with this section.
38 Notwithstanding any provision of law to the contrary,
39 the department's determination of state supplemental
40 assistance for teachers in high-need schools is not
41 subject to appeal.

42 Sec. 31. NEW SECTION. 284.15 Career path,
43 leadership role, and compensation model and comparable
44 system requirements.

45 1. Common provisions for models and comparable
46 systems. Except as otherwise provided in this section,
47 all models specified in sections 284.16, 284.17,
48 and 284.18, and any comparable system described in
49 section 284.19, shall be approved under subsection
50 12, shall meet the requirements of this section, and

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1 shall provide for a minimum salary and a residency as
2 provided in section 284.16, subsection 2, paragraph
3 "a".

4 2. Salary supplements and appeal. The salary
5 supplement received by teachers pursuant to section
6 257.10, subsection 12, shall fully cover the salary
7 costs of any additional contract days required of
8 teachers under a state model or comparable system
9 approved pursuant to this section. If a teacher
10 ends or completes a leadership role assignment, the
11 teacher shall no longer receive a salary supplement for
12 performance in a leadership role unless the teacher
13 is issued a new contract for assignment in another
14 leadership role. Notwithstanding any provision of
15 law to the contrary, the determinations of salary
16 supplements paid from moneys received pursuant to
17 section 257.10, subsection 12, are not subject to
18 appeal.

19 3. Review councils. The school board implementing
20 a state model pursuant to section 284.16, 284.17, or
21 284.18, shall appoint a site-based review council
22 if the school district has a certified enrollment of
23 six hundred or more students, or a district-based
24 review council if the school district has a certified
25 enrollment of less than six hundred students.

26 a. Each council shall be comprised of equal numbers
27 of teachers and administrators. Teacher members
28 shall include teachers who have been nominated by
29 the certified employee organization that represents
30 the school district's teachers, if such organization
31 exists, or, if such organization does not exist, by a
32 teacher quality committee.

33 b. The council shall accept and review
34 applications for initial or renewal leadership role
35 assignments which are submitted to the school's
36 or school district's administration and shall make
37 recommendations regarding the applications to the
38 superintendent of the school district. In developing
39 recommendations, the council shall utilize measures
40 of teacher effectiveness and professional growth,
41 consider the needs of the school district, and review
42 the performance and professional development of the
43 applicants. Any teacher recommended by a review
44 council for assignment or reassignment in a leadership
45 role shall have demonstrated to the council's
46 satisfaction competency on the Iowa teaching standards
47 as set forth in section 284.3.

48 4. Leadership role assignment. An assignment to a
49 teacher leadership role pursuant to this chapter shall
50 be subject to review by the school's or the school

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1 district's administration, in consultation with the
2 review council, at least annually. The review shall
3 include peer feedback on the effectiveness of the
4 teacher's performance of duty specific to the teacher's
5 leadership role. A teacher who completes the time
6 period of assignment in a teacher leadership role
7 may submit to the school's or the school district's
8 administration an application for assignment in a
9 new role or for reassignment as appropriate. The
10 administration shall share the application with the
11 review council constituted pursuant to subsection 3,
12 paragraph "a".

13 5. Status quo. A teacher employed in a school
14 district shall not receive less compensation in that
15 district than the teacher received in the school year
16 preceding participation, as set forth in section 284.4,
17 due to implementation of a state model or comparable
18 system approved pursuant to this section. A teacher
19 who achieves national board for professional teaching
20 standards certification and meets the requirements of
21 section 256.44 shall continue to receive the award
22 as specified in section 256.44 in addition to the
23 compensation set forth in this chapter.

24 6. Early implementation. Prior to July 1, 2016, a
25 school district may apply to the commission on educator
26 leadership and compensation for early implementation
27 of a state model set forth in section 284.16, 284.17,
28 or 284.18, or a comparable system set forth in section
29 284.19. The commission may deny early implementation
30 of an otherwise qualified state model or comparable
31 system if the amount specified for the teacher
32 leadership supplement state cost per pupil pursuant
33 to section 257.9, subsection 11, and amount specified
34 for the teacher leadership supplement district cost
35 per pupil pursuant to section 257.10, subsection 12,
36 is insufficient to fully fund the teacher leadership
37 supplement for all eligible school districts.

38 7. Implementation. On or after July 1, 2016, each
39 school district shall implement a state model set forth
40 in section 284.16, 284.17, or 284.18, or a comparable
41 system set forth in section 284.19 for which the school
42 district received approval pursuant to this section.
43 Compliance with this section shall be determined by
44 the accreditation team authorized pursuant to section
45 256.11. A school district shall not be required to
46 fully implement a state model or comparable system
47 pursuant to this section if implementation costs
48 exceed the moneys received by the school district
49 under section 257.10, subsection 12. However, if the
50 school district's implementation costs exceed such

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1 funds, the school district shall implement as much
2 of the approved state model or comparable system as
3 reasonably possible, and shall, at a minimum, meet the
4 minimum salary requirements for an Iowa teacher as
5 provided in section 284.16, subsection 2, paragraph
6 "a", subparagraph (1).

7 8. Approval. The department shall establish an
8 application process for approval of the implementation
9 of a state model set forth in section 284.16, 284.17,
10 or 284.18, or a comparable system set forth in section
11 284.19, which a school district may implement pursuant
12 to subsection 6, or shall implement in accordance with
13 subsection 7.

14 9. Teachers emeritus. A school district is
15 encouraged to utilize appropriately licensed teachers
16 emeritus in the implementation of this section and
17 sections 284.16 through 284.19.

18 10. Attendance center applicability. A state model
19 or comparable system approved and implemented by a
20 school district in accordance with this section and
21 sections 284.16 through 284.19 shall be applicable to
22 teachers in every attendance center operated by the
23 school district.

24 11. Planning grants. Contingent on a specific
25 appropriation for these purposes, a school district
26 may apply to the commission on educator leadership
27 and compensation established pursuant to subsection
28 12 for a planning grant to design an implementation
29 strategy for a state model set forth in section 284.16,
30 284.17, or 284.18, or a comparable system set forth
31 in section 284.19. The planning grant shall be used
32 to facilitate a local decision-making process that
33 includes representation of administrators, teachers,
34 and parents and guardians of students. The department
35 shall establish and make available an application for
36 the awarding of planning grants for purposes of this
37 subsection.

38 12. Commission on educator leadership and
39 compensation. The department shall establish, and
40 provide staffing and administrative support for a
41 commission on educator leadership and compensation.
42 The commission shall monitor with fidelity the
43 implementation of the state models and comparable
44 systems by school districts approved pursuant to
45 this section. The commission shall evaluate the
46 applications submitted for approval pursuant to
47 this section and shall approve or disapprove such
48 applications. If the commission disapproves an
49 application, the commission shall specify the reasons
50 for disapproval. A school district that receives

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1 approval to implement a state model or comparable
2 system under this section is eligible to receive funds
3 under section 257.10, subsection 12. In addition,
4 the commission shall review the use and effectiveness
5 of the funds distributed to school districts for
6 supplemental assistance to teachers in high-need
7 schools under section 284.11.

8 a. The commission shall be comprised of the
9 following:

10 (1) Five teachers selected by the Iowa state
11 education association.

12 (2) Three administrators selected by the school
13 administrators of Iowa.

14 (3) Two school board members selected by the Iowa
15 association of school boards.

16 (4) Each president or president's designee of
17 the Iowa state education association, the school
18 administrators of Iowa, and the Iowa association of
19 school boards.

20 (5) The director or the director's designee.

21 b. Members shall be appointed to staggered
22 three-year terms which shall begin and end as provided
23 in section 69.19. Appointments shall comply with
24 sections 69.16, 69.16A, and 69.16C. Vacancies on the
25 commission shall be filled in the same manner as the
26 original appointment. A person appointed to fill a
27 vacancy shall serve only for the unexpired portion
28 of the term. Members are entitled to reimbursement
29 of actual expenses incurred in performance of their
30 official duties.

31 c. By December 15 annually, the commission shall
32 submit its findings and any recommendations, including
33 but not limited to any recommendations for changes
34 relating to this section and sections 284.16 through
35 284.19, and for changes to section 284.11 relating to
36 state supplemental assistance to teachers in high-need
37 schools, in a report to the director, the state board,
38 the governor, and the general assembly.

39 13. Teacher leadership supplement foundation
40 aid. a. Teacher leadership supplement foundation
41 aid calculated under section 257.10, subsection 12,
42 shall be paid as part of the state aid payments made to
43 school districts in accordance with section 257.16.

44 b. Notwithstanding section 284.3A, teacher
45 leadership supplement foundation aid shall not be
46 combined with regular wages to create a combined
47 salary.

48 c. The teacher leadership supplement district cost
49 as calculated under section 257.10, subsection 12, is
50 not subject to a uniform reduction in accordance with

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1 section 8.31.

2 d. Except as otherwise provided by law for a fiscal
3 year, of the amount appropriated statewide for that
4 fiscal year for payment of the teacher leadership
5 supplement pursuant to section 257.10, subsection 12,
6 the department may use an amount not to exceed five
7 hundred thousand dollars to provide administration and
8 oversight of the state models and comparable systems
9 approved and implemented pursuant to this section and
10 section 284.16, 284.17, 284.18, or 284.19; and to fund
11 up to two full-time equivalent positions which shall be
12 in addition to the number of positions authorized for
13 the fiscal year.

14 Sec. 32. NEW SECTION. 284.16 Teacher leadership
15 framework model.

16 1. Teacher leadership framework model —
17 purposes. To promote continuous improvement in Iowa's
18 quality teaching workforce and to give Iowa teachers
19 the opportunity for career recognition that reflects
20 the various roles teachers play as educational leaders,
21 a teacher leadership framework model is established
22 for teachers employed by school districts. A teacher
23 employed by an area education agency may be included in
24 a framework model established by a school district if
25 the area education agency and the school district enter
26 into a contract for such purpose. The framework model
27 is designed to accomplish the following goals:

28 a. To attract able and promising new teachers by
29 offering competitive starting salaries and offering
30 short-term and long-term professional development and
31 leadership opportunities.

32 b. To retain effective teachers by providing
33 enhanced career opportunities.

34 c. To promote collaboration by developing and
35 supporting opportunities for teachers in schools and
36 school districts statewide to learn from each other.

37 d. To reward professional growth and effective
38 teaching by providing for career opportunities that
39 come with increased leadership responsibilities and
40 involve increased compensation.

41 e. To improve student achievement by strengthening
42 instruction.

43 2. Model requirements. The teacher leadership
44 framework model requirements shall be as follows:

45 a. Initial teacher.

46 (1) The salary for an initial teacher who has
47 successfully completed an approved practitioner
48 preparation program as defined in section 272.1 or
49 holds an initial or intern teacher license issued
50 under chapter 272, and who participates in the initial

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1 teacher mentoring and induction program as provided in
2 this chapter, shall be at least thirty-five thousand
3 dollars, which shall also constitute the minimum salary
4 for an Iowa teacher.

5 (2) An initial teacher shall complete a teacher
6 residency during the first year of employment that has
7 all of the following characteristics:

8 (a) Mentoring by a mentor teacher or lead teacher.

9 (b) Sufficient collaboration time for the initial
10 teacher in the residency year to be able to observe and
11 learn from more experienced teachers, mentor teachers,
12 and lead teachers employed by school districts located
13 in this state.

14 (c) A teaching load of not more than seventy-five
15 percent student instruction to allow the initial
16 teacher time for observation and learning.

17 (d) A teaching contract issued under section
18 279.13 that establishes an employment period which
19 is five days longer than that required for career
20 teachers employed by the school district of employment.
21 The five additional contract days shall be used to
22 strengthen instructional leadership in accordance with
23 this section.

24 (e) Frequent observation, evaluation, and
25 professional development opportunities.

26 b. Career teacher. A career teacher is a teacher
27 who meets the requirements of section 284.17,
28 subsection 1, paragraph "b", subparagraph (1).
29 Beginning July 1, 2014, the minimum salary for a
30 first-year career teacher shall be thirty-seven
31 thousand dollars.

32 c. Model teacher. A model teacher is a teacher
33 who meets the requirements of paragraph "b", has met
34 the requirements established by the school district
35 that employs the teacher, is evaluated by the school
36 district as demonstrating the competencies of a model
37 teacher, has participated in a rigorous review process,
38 and has been recommended for a one-year assignment
39 as a model teacher by a site-based or district-based
40 review council appointed pursuant to section 284.15,
41 subsection 3. A school district shall set as a
42 goal the designation of at least ten percent of
43 its teachers as model teachers, though the district
44 may enter into an agreement with one or more other
45 districts or an area education agency to meet this
46 goal through a collaborative arrangement. The terms
47 of the teaching contracts issued under section 279.13
48 to model teachers shall exceed by five days the terms
49 of teaching contracts issued under section 279.13 to
50 career teachers, and the five additional contract days

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1 shall be used to strengthen instructional leadership in
2 accordance with this section. A model teacher shall
3 receive annually a salary supplement of at least two
4 thousand dollars.

5 d. Mentor teacher. A mentor teacher is a
6 teacher who is evaluated by the school district as
7 demonstrating the competencies and superior teaching
8 skills of a mentor teacher, and has been recommended
9 for a one-year assignment as a mentor teacher by a
10 site-based or district-based review council appointed
11 pursuant to section 284.15, subsection 3. In addition,
12 a mentor teacher shall hold a valid license issued
13 under chapter 272, participate in teacher professional
14 development as outlined in this chapter, demonstrate
15 continuous improvement in teaching, and possess the
16 skills and qualifications to assume leadership roles.
17 A mentor teacher shall have a teaching load of not
18 more than seventy-five percent student instruction to
19 allow the teacher to mentor other teachers. A school
20 district shall set as a goal the designation of at
21 least ten percent of its teachers as mentor teachers,
22 though the district may enter into an agreement with
23 one or more other districts or an area education
24 agency to meet this goal through a collaborative
25 arrangement. The terms of the teaching contracts
26 issued under section 279.13 to mentor teachers shall
27 exceed by ten days the terms of teaching contracts
28 issued under section 279.13 to career teachers, and
29 the ten additional contract days shall be used to
30 strengthen instructional leadership in accordance with
31 this section. A mentor teacher shall receive annually
32 a salary supplement of at least five thousand dollars.

33 e. Lead teacher. A lead teacher is a teacher
34 who holds a valid license issued under chapter 272
35 and has been recommended for a one-year assignment
36 as a lead teacher by a site-based or district-based
37 review council appointed pursuant to section 284.15,
38 subsection 3. The recommendation from the council must
39 assert that the teacher possesses superior teaching
40 skills and the ability to lead adult learners. A lead
41 teacher shall assume leadership roles that may include
42 but are not limited to the planning and delivery of
43 professional development activities designed to improve
44 instructional strategies; the facilitation of an
45 instructional leadership team within the lead teacher's
46 building, school district, or other school districts;
47 the mentoring of other teachers; and participation in
48 the evaluation of student teachers. A lead teacher
49 shall have a teaching load of not more than fifty
50 percent student instruction to allow the lead teacher

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1 to spend time on co-teaching; co-planning; peer
2 reviews; observing career teachers, model teachers,
3 and mentor teachers; and other duties mutually agreed
4 upon by the superintendent and the lead teacher. A
5 school district shall set as a goal the designation of
6 at least five percent of its teachers as lead teachers,
7 though the district may enter into an agreement with
8 one or more other districts or an area education
9 agency to meet this goal through a collaborative
10 arrangement. The terms of the teaching contracts
11 issued under section 279.13 to lead teachers shall
12 exceed by fifteen days the terms of teaching contracts
13 issued under section 279.13 to career teachers, and
14 the fifteen additional contract days shall be used to
15 strengthen instructional leadership in accordance with
16 this section. A lead teacher shall receive annually a
17 salary supplement of at least ten thousand dollars.

18 3. Requirements for implementation and receipt
19 of teacher leadership supplement funds. Except as
20 otherwise provided in section 284.15, a school district
21 shall meet the requirements of section 284.15 in order
22 to implement a teacher leadership framework model
23 pursuant to this section and to be eligible to receive
24 funds under section 257.10, subsection 12.

25 Sec. 33. NEW SECTION. 284.17 Iowa teacher career
26 path model.

27 1. Iowa teacher career path model. To promote
28 continuous improvement in Iowa's quality teaching
29 workforce and to give Iowa teachers the opportunity
30 for career recognition that reflects the various roles
31 teachers play as educational leaders, an Iowa teacher
32 career path model is established for teachers employed
33 by school districts. The Iowa teacher career path
34 model requirements and the model's salary minimums are
35 as follows:

36 a. Beginning teacher.

37 (1) A beginning teacher is a teacher who meets the
38 following requirements:

39 (a) Has successfully completed an approved
40 practitioner preparation program as defined in section
41 272.1 or holds an intern teacher license issued under
42 chapter 272.

43 (b) Holds an initial or intern teacher license
44 issued under chapter 272.

45 (c) Participates in the beginning teacher mentoring
46 and induction program as provided in this chapter.

47 (2) Beginning July 1, 2014, the minimum salary
48 for a beginning teacher shall be thirty-five thousand
49 dollars.

50 b. Career teacher.

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1 (1) A career teacher is a teacher who holds a
2 statement of professional recognition issued under
3 chapter 272 or who meets the following requirements:

4 (a) Has successfully completed the beginning
5 teacher mentoring and induction program and has
6 successfully completed a comprehensive evaluation.

7 (b) Is reviewed by the school district as
8 demonstrating the competencies of a career teacher.

9 (c) Holds a valid license issued under chapter 272.

10 (d) Participates in teacher professional
11 development as set forth in this chapter and
12 demonstrates continuous improvement in teaching.

13 (2) Beginning July 1, 2014, the minimum salary
14 for a first-year career teacher shall be thirty-seven
15 thousand dollars.

16 c. Career II teacher.

17 (1) A career II teacher is a teacher who meets the
18 requirements of paragraph "b", has met the requirements
19 established by the school district that employs the
20 teacher, and is evaluated by the review council as
21 demonstrating the competencies of a career II teacher.

22 The teacher shall have successfully completed a
23 performance review in order to be classified as a
24 career II teacher. Beginning July 1, 2014, the annual
25 teacher leadership supplement paid to a first-year
26 career II teacher shall be five thousand dollars.

27 (2) The contract term for a career II teacher
28 shall exceed the contract term issued to a career
29 teacher under section 279.13 by an additional five
30 days. Approximately twenty-five percent of the career
31 II teacher's total contract time shall be spent on
32 noninstructional duties, which may include but not be
33 limited to time spent mentoring beginning and career
34 teachers and supervising student teachers who are
35 participating in a field experience pursuant to section
36 272.25. Allocation of the career II teacher's time
37 shall be mutually agreed to by the teacher and the
38 school district.

39 (3) As an alternative to the twenty-five percent
40 noninstructional time requirement of subparagraph
41 (2), a career II teacher may spend at least five hours
42 per week as a peer coach in addition to the normal
43 teaching load. Compensation for peer coaching duties
44 shall be computed using the career II teacher's hourly
45 rate of compensation for the additional duties, which
46 shall be performed during normal, noninstructional
47 contract time. For purposes of this subparagraph,
48 "peer coaching" means additional guidance in one or
49 more aspects of the teaching profession provided to one
50 or more teachers. Assignment as a peer coach shall

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1 be based on either a request from a principal or from
2 an individual teacher upon approval of a principal.
3 Peer coaching shall include detailed preliminary
4 discussions as to areas in which the teachers being
5 coached desire to improve; formulation of an action
6 plan to bring about such improvement; in-class
7 supervision by the peer coach; postclass discussion of
8 strengths, weaknesses, and strategies for improvement;
9 and dialogue between the peer coach and students and
10 school officials regarding the teachers being coached.

11 A peer coach shall coordinate peer coaching activities
12 relating to training and professional development with
13 an area education agency where appropriate.

14 d. Advanced teacher.

15 (1) An advanced teacher is a teacher who meets the
16 following requirements:

17 (a) Receives the recommendation of the review
18 council that the teacher possesses superior teaching
19 skills and that the teacher should be classified as an
20 advanced teacher.

21 (b) Holds a valid license issued under chapter 272.

22 (c) Participates in teacher professional
23 development as outlined in this chapter and
24 demonstrates continuous improvement in teaching.

25 (d) Possesses the skills and qualifications to
26 assume leadership roles.

27 (2) Beginning July 1, 2014, the annual teacher
28 leadership supplement paid to a first-year advanced
29 teacher shall be thirteen thousand five hundred
30 dollars.

31 (3) The contract term for an advanced teacher shall
32 exceed the contract term issued to a career teacher
33 under section 279.13 by an additional ten days. The
34 goal of the contract shall be that at least fifty
35 percent of the advanced teacher's total contract time
36 be spent on noninstructional duties, which may include
37 but not be limited to time spent mentoring beginning
38 and career teachers and supervising student teachers
39 who are participating in a field experience pursuant to
40 section 272.25; developing, planning, and organizing
41 professional development; organizing peer review
42 groups; and selecting course materials. Allocation of
43 the advanced teacher's time shall be mutually agreed to
44 by the teacher and the school district.

45 (4) An advanced teacher may engage in peer
46 coaching under the conditions specified in paragraph
47 "c", subparagraph (3), and if so, compensation for
48 peer coaching duties shall be computed using the
49 advanced teacher's hourly rate of compensation for the
50 additional duties, which shall be performed during

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1 normal noninstructional contract time.
2 2. Staffing goals. Each school district approved
3 under section 284.15 to implement the model in
4 accordance with this section shall meet the following
5 staffing requirements:
6 a. Employ at least one career II teacher in each
7 elementary school.
8 b. Employ at least one advanced teacher for every
9 three career II teachers employed.
10 c. Employ at least one career II teacher for each
11 of the following subject areas taught in secondary
12 school: English, mathematics, science, and social
13 studies.
14 3. Requirements for implementation and receipt
15 of teacher leadership supplement funds. Except as
16 otherwise provided in section 284.15, a school district
17 shall meet the requirements of section 284.15 in order
18 to implement an Iowa teacher career path model pursuant
19 to this section and to be eligible to receive funds
20 under section 257.10, subsection 12.
21 Sec. 34. NEW SECTION. 284.18 Instructional coach
22 model.
23 1. Instructional coach model. The instructional
24 coach and curriculum and professional development
25 leader model shall include, at a minimum, the following
26 components:
27 a. Beginning and career teacher levels. The
28 beginning teacher and career teacher levels and minimum
29 salaries specified in section 284.17, subsection 1,
30 paragraphs "a" and "b", and the residency requirement
31 for a first-year beginning teacher that shall be the
32 same as set forth for an initial teacher in section
33 284.16, subsection 2, paragraph "a", subparagraph (2).
34 b. Instructional coach level. An instructional
35 coach shall, at a minimum, meet the requirements
36 specified for a career teacher in section 284.17,
37 subsection 1, paragraph "b", and engage full-time
38 in instructional coaching. For purposes of this
39 paragraph, "instructional coaching" means additional
40 guidance in one or more aspects of the teaching
41 profession provided to teachers. Assignment as an
42 instructional coach shall be based on either a request
43 from a principal or from an individual teacher upon
44 approval of a principal. Instructional coaching
45 shall include detailed preliminary discussions as
46 to areas in which the teachers being coached desire
47 to improve; formulation of an action plan to bring
48 about such improvement; in-class supervision by the
49 instructional coach; postclass discussion of strengths,
50 weaknesses, and strategies for improvement; and

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1 dialogue between the instructional coach and students
2 and school officials regarding the teachers being
3 coached. An instructional coach shall coordinate
4 instructional coaching activities relating to training
5 and professional development with an area education
6 agency where appropriate. An instructional coach shall
7 receive a stipend of not less than five thousand nor
8 more than seven thousand dollars annually in addition
9 to the teacher's salary as a career teacher. A school
10 district approved to implement the instructional coach
11 model pursuant to section 284.15 shall employ at least
12 one instructional coach at each attendance center or at
13 least one instructional coach for every five hundred
14 students enrolled in an attendance center, whichever
15 number is greater.

16 c. A curriculum and professional development leader
17 level. A curriculum and professional development
18 leader shall at a minimum receive additional training
19 during the summer at the expense of the school
20 district. While receiving training pursuant to
21 this paragraph "c", the teacher shall be paid an
22 additional salary amount for time beyond the school
23 district's normal teaching contract at the applicable
24 per diem rate. The contract term for a curriculum
25 and professional development leader shall exceed
26 the contract term issued to a model teacher under
27 section 279.13 by an additional fifteen days, and
28 the curriculum and professional development leader
29 shall receive a stipend of not less than ten thousand
30 nor more than twelve thousand dollars annually in
31 addition to the teacher's salary as a career teacher.
32 A curriculum and professional development leader shall
33 do the following:

34 (1) Provide and demonstrate teaching on an ongoing
35 basis.

36 (2) Routinely work strategically with teachers in
37 planning, monitoring, reviewing, and implementing best
38 instructional practices.

39 (3) Observe and coach teachers in effective
40 instructional practices.

41 (4) Support teacher growth and reflective
42 practices.

43 (5) Work with and train classroom teachers to
44 provide interventions aligned by subject area.

45 (6) Support instruction and learning through the
46 use of technology.

47 (7) Actively participate in collaborative problem
48 solving and reflective practices which include but
49 are not limited to professional study groups, peer
50 observations, grade level planning, and weekly team

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1 meetings.

2 2. Requirements for implementation and receipt
3 of teacher leadership supplement funds. Except as
4 otherwise provided in section 284.15, a school district
5 shall meet the requirements of section 284.15 in order
6 to implement an instructional coach model pursuant to
7 this section and to be eligible to receive funds under
8 section 257.10, subsection 12.

9 Sec. 35. NEW SECTION. 284.19 Comparable system
10 criteria.

11 1. Minimum requirements for comparable systems. Any
12 Iowa teacher career path, leadership role, and
13 compensation model or comparable system approved
14 pursuant to section 284.15 and this section shall
15 include, at a minimum, the following components:

16 a. A minimum salary and a residency as provided in
17 section 284.16, subsection 2, paragraph "a".

18 b. Additional levels of compensation for
19 differentiated teacher roles, which shall not be less
20 than the per diem rate established for regular teaching
21 duties at the specified level prior to implementation
22 of the comparable system.

23 c. Multiple, differentiated teacher leadership
24 roles beyond the beginning or initial teacher and
25 career teacher levels, with a goal of making such
26 levels available to at least twenty-five percent of the
27 teacher workforce. Compensation at the differentiated
28 levels shall be commensurate with the additional
29 responsibilities of teachers who accept leadership
30 roles.

31 d. A rigorous selection process that involves
32 teachers in determining placement in, and retention
33 of, teacher leadership positions. The process shall
34 include the following components:

35 (1) A requirement that a teacher chosen for a
36 leadership role have not less than three years of
37 teaching experience and one year of teaching experience
38 in the school district.

39 (2) Exclusion of a teacher in a leadership role
40 from supervisory duties.

41 (3) A requirement that teacher leaders be
42 responsible for modeling best instructional practice,
43 mentoring initial teachers, acting as liaisons with
44 families, and helping colleagues prepare for peer group
45 reviews and evaluations conducted pursuant to section
46 284.8. Teacher leaders shall not be responsible for
47 purely administrative duties.

48 (4) Authorization for teacher leaders to
49 participate in a peer group review under section 284.8.

50 e. A professional development system facilitated

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1 by teachers and aligned with the Iowa professional
 2 development model adopted by the state board.
 3 f. Hiring permanent professional staff, including
 4 but not limited to retired teachers, at competitive
 5 rates, in order for an attendance center or school
 6 district to give teacher leaders time to focus on
 7 leadership duties.

8 2. Requirements for implementation and receipt
 9 of teacher leadership supplement funds. Except as
 10 otherwise provided in section 284.15, a school district
 11 shall meet the requirements of section 284.15 in order
 12 to implement a comparable system pursuant to this
 13 section and to be eligible to receive funds under
 14 section 257.10, subsection 12.

15 DIVISION VI

16 MISCELLANEOUS PROVISIONS

17 Sec. 36. Section 256.9, subsection 53, paragraph c,
 18 unnumbered paragraph 1, Code 2013, is amended to read
 19 as follows:

20 Establish in collaboration with the state board of
 21 regents, subject to an appropriation of funds by the
 22 general assembly contingent on a specific appropriation
 23 for such purpose, an Iowa reading research center.

24 Sec. 37. Section 256.9, subsection 53, paragraph
 25 c, subparagraph (3), Code 2013, is amended to read as
 26 follows:

27 (3) The center shall submit a report of its
 28 activities to the general assembly by January 15
 29 annually. By January 15, 2015, the annual report
 30 shall include but not be limited to recommendations
 31 regarding the following measures to support schools
 32 in implementing chapter 284 with regard to the
 33 prekindergarten through grade three years:

34 (a) Tools and strategies for assessing early
 35 elementary school teachers to determine whether they
 36 have the skills and abilities to serve as mentor
 37 or lead teachers to other early elementary school
 38 teachers.

39 (b) Specific training and professional development
 40 to support the mentoring responsibilities of mentor
 41 teachers and lead teachers.

42 (c) Assessment tools to identify struggling readers
 43 and evidence-based measures designed to respond to the
 44 needs of such students.

45 (d) Resources, guides, and informational materials
 46 which parents and teachers may share to promote early
 47 literacy.

48 Sec. 38. NEW SECTION. 256.24 Competency-based
 49 education grant program.

50 1. Contingent on a specific appropriation for

Page 30

1 these purposes, the department shall establish a
2 competency-based education grant program to award
3 grants to not more than ten school districts annually
4 for purposes of developing, implementing, and
5 evaluating competency-based education pilot and
6 demonstration projects.

7 2. The department shall develop grant application,
8 selection, and evaluation criteria.

9 3. Each pilot or demonstration project shall
10 be conducted for a minimum of one year, but may be
11 conducted for multiple school years as proposed by the
12 applicant and approved by the department.

13 4. Grant moneys shall be distributed to selected
14 school districts by the department no later than
15 December 1, 2013. Grant amounts shall be distributed
16 as determined by the department.

17 5. The department shall submit progress reports
18 analyzing the status and preliminary findings of
19 the projects to the state board, the governor, and
20 the general assembly by January 15 annually. The
21 department shall summarize the projects' findings,
22 including student achievement results, and submit the
23 summary and any recommendations in a final report to
24 the state board, the governor, and the general assembly
25 by January 15, 2019.

26 Sec. 39. NEW SECTION. 256.27 Economically
27 challenged schools grant program.

28 1. Contingent on a specific appropriation for
29 these purposes, the department shall establish an
30 economically challenged schools grant program to
31 award funds to school district attendance centers to
32 create pilot projects designed to meet the needs of
33 prekindergarten through grade twelve students who
34 are not proficient in reading or mathematics and to
35 involve the students' parents in supporting project
36 activities. Pilot project activities may include but
37 are not limited to establishing a longer school day,
38 longer school calendar, summer school, or intensive
39 reading and mathematics programs for such students.

40 2. The department shall develop grant application,
41 selection, and evaluation criteria. The priorities
42 for the grant funds shall include applications from
43 school districts with high percentages of students
44 who are below grade level in proficiency, or who are
45 eligible for free and reduced price meals under the
46 federal National School Lunch Act and the federal Child
47 Nutrition Act of 1966, 42 U.S.C. § 1751-1785, and shall
48 include providing project services on a voluntary
49 basis to students deemed at risk of not succeeding
50 in reading or mathematics. The department shall make

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1 every reasonable effort to equitably distribute grant
2 funds geographically among rural and urban areas.
3 3. Each pilot project shall be conducted for a
4 minimum of one year, but may be conducted for multiple
5 school years as proposed by the applicant and approved
6 by the department.

7 4. The department shall submit progress reports
8 analyzing the status and preliminary findings of
9 the projects to the state board, the governor, and
10 the general assembly by January 15 annually. The
11 department shall summarize the projects' findings,
12 including student achievement results, and submit the
13 summary and any recommendations in a final report to
14 the state board, the governor, and the general assembly
15 by January 15, 2019.

16 5. This section is repealed effective June 30,
17 2019.

18 Sec. 40. NEW SECTION. 256.34 World language
19 education pilot project.

20 1. Contingent on a specific appropriation for
21 these purposes, the department shall establish a world
22 language education pilot project to enhance foreign
23 language education in Iowa schools. The department
24 shall administer the pilot project in partnership with
25 the university of northern Iowa and up to three school
26 districts. The department shall establish criteria for
27 the selection of school districts to participate in the
28 pilot project.

29 2. The department shall establish a world language
30 education administrative team to be composed of school
31 administrators from school districts participating
32 in the pilot project. Team members shall conduct
33 fact finding visits to schools in the United States
34 and at least one foreign school that exemplify best
35 practices for world class foreign language education
36 delivery models. A fact finding visit to a foreign
37 school pursuant to this section shall not be funded
38 with state moneys. Team members shall work with the
39 department and university of northern Iowa to develop
40 standards and benchmarks based on the latest edition of
41 the national standards for foreign language learning,
42 to develop a written and verbal assessment system that
43 measures foreign language competencies, and to support
44 participating school districts in the development of
45 curricula based on the latest edition of the national
46 standards for foreign language learning.

47 3. Each school district participating in the pilot
48 project, in coordination with the department, shall
49 compare on an annual basis its results under the pilot
50 project with state data to determine the outcomes of

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1 the pilot project for student learning.

2 4. The world language education administrative
3 team, in coordination with the department and the
4 university of northern Iowa, shall submit its findings
5 and recommendations regarding the pilot project and
6 foreign language education in this state in a report to
7 the general assembly by December 19, 2014.

8 Sec. 41. Section 256C.4, subsection 1, paragraph e,
9 Code 2013, is amended to read as follows:

10 e. Preschool foundation aid funding shall not
11 be used for the costs of constructing a facility in
12 connection with an approved local program. Preschool
13 foundation aid funding may be used by approved local
14 programs and community providers for professional
15 development for preschool teachers, for instructional
16 equipment, for material and equipment designed to
17 develop pupils' large and small motor skills, and for
18 other direct costs. Preschool foundation aid funding
19 received by an approved local program that remain
20 unexpended or unobligated at the end of a fiscal year
21 shall be used to build the approved local program's
22 preschool program capacity in the next succeeding
23 fiscal year.

24 Sec. 42. Section 257.11, Code 2013, is amended by
25 adding the following new subsection:

26 NEW SUBSECTION. 7A. Economically challenged schools
27 grant program. Pupils who are eligible for free and
28 reduced price meals under the federal National School
29 Lunch Act and the federal Child Nutrition Act of 1966,
30 42 U.S.C. § 1751-1785, and who are enrolled in a school
31 district that is approved to create a pilot project
32 pursuant to section 256.27 shall receive a supplemental
33 weighting of one-tenth of one pupil. This subsection
34 is repealed effective June 30, 2018.

35 Sec. 43. Section 272.2, subsection 13, Code 2013,
36 is amended to read as follows:

37 13. Adopt rules to provide for nontraditional
38 preparation options for licensing persons who hold
39 a bachelor's degree from an accredited college or
40 university, who but do not meet other requirements for
41 licensure. However, prior to issuing licenses pursuant
42 to this subsection, the board shall recommend licensing
43 criteria to the general assembly. Licenses shall not
44 be issued under this subsection except pursuant to
45 statutory licensing criteria enacted pursuant to such
46 recommendations.

47 Sec. 44. Section 279.9, Code 2013, is amended to
48 read as follows:

49 279.9 Use of tobacco, alcoholic beverages, or
50 controlled substances.

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1 ~~1. The rules shall prohibit the use of tobacco,~~
 2 ~~including nicotine products,~~ and the use or possession
 3 of alcoholic liquor, wine, or beer or any controlled
 4 substance as defined in section 124.101, subsection 5,
 5 by any student of the schools and the, or by anyone
 6 on school grounds, is prohibited. A school board may
 7 suspend or expel a student for a violation of a rule
 8 under this section. For violation of this section, a
 9 school board may remove a person from school grounds
 10 and may bar the person's future presence on school
 11 grounds.

12 2. As used in this section, "nicotine product"
 13 means any product containing nicotine or any other
 14 preparation of tobacco not described in section 453A.1,
 15 and any product or formulation of matter containing
 16 biologically active amounts of nicotine that is
 17 manufactured, sold, offered for sale, or otherwise
 18 distributed with the expectation that the product
 19 or matter will be introduced into the human body.
 20 "Nicotine product" does not include any cessation
 21 product specifically approved by the United States food
 22 and drug administration for use in reducing, treating,
 23 or eliminating nicotine or tobacco dependence.

24 Sec. 45. Section 279.60, subsections 1 and 2, Code
 25 2013, are amended to read as follows:

26 1. Each school district shall administer a
 27 kindergarten readiness the teaching strategies gold
 28 early childhood assessment prescribed by the department
 29 of education to every resident prekindergarten or
 30 four-year-old child whose parent or guardian enrolls
 31 the child in the district, and to every kindergarten
 32 student enrolled in the district not later than the
 33 date specified in section 257.6, subsection 1. The
 34 assessment shall be aligned with state early learning
 35 standards and preschool programs shall be encouraged
 36 to administer the assessment at least at the beginning
 37 and end of the preschool program, with the assessment
 38 information entered into the statewide longitudinal
 39 data system. The department shall work to develop
 40 agreements with head start programs to incorporate
 41 similar information about four-year-old children served
 42 by head start into the statewide longitudinal data
 43 system.

44 2. a. ~~Each school district shall administer the~~
 45 ~~dynamic indicators of basic early literacy skills~~
 46 ~~kindergarten benchmark assessment or other kindergarten~~
 47 ~~benchmark assessment adopted by the department of~~
 48 ~~education in consultation with the early childhood Iowa~~
 49 ~~state board to every kindergarten student enrolled~~
 50 ~~in the district not later than the date specified in~~

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1 ~~section 257.6, subsection 1.~~ The school district shall
2 also collect information from each parent, guardian,
3 or legal custodian of a kindergarten student enrolled
4 in the district, including but not limited to whether
5 the student attended preschool, factors identified by
6 the early childhood Iowa office pursuant to section
7 256I.5, and other demographic factors. Each school
8 district shall report the results of the community
9 strategies employed during the prior school year
10 pursuant to section 279.68, subsection 4, paragraph
11 "a", the assessment administered pursuant to subsection
12 1, and the preschool information collected to the
13 department of education in the manner prescribed
14 by the department not later than January 1 of that
15 school year. The early childhood Iowa office in the
16 department of management shall have access to the raw
17 data. The department shall review the information
18 submitted pursuant to this section and shall submit its
19 findings and recommendations annually in a report to
20 the governor, the general assembly, the early childhood
21 Iowa state board, and the early childhood Iowa area
22 boards.

23 ~~b. This subsection is repealed July 1, 2013.~~

24 Sec. 46. Section 282.12, subsection 2, Code 2013,
25 is amended to read as follows:

26 2. For one-way sharing, the sending district
27 shall pay ~~no less than one-half a percentage of the~~
28 district cost per pupil of the sending district that
29 is proportionate to the percentage of the pupil's
30 school day during which the pupil attends classes in
31 the receiving district minus any actual costs incurred
32 by the sending district including but not limited to
33 transportation and administration costs, if such costs
34 are specified in the agreement.

35 Sec. 47. REPEAL. Section 256D.9, Code 2013, is
36 repealed.

37 Sec. 48. COMPETENCY-BASED EDUCATION TASK
38 FORCE RECOMMENDATIONS. Contingent on a specific
39 appropriation for these purposes, the department of
40 education shall implement the recommendations of the
41 competency-based education task force established
42 pursuant to 2012 Iowa Acts, chapter 1119, section 2,
43 relating to the development of model competencies, to
44 investigating and providing examples of templates that
45 will effectively and efficiently record and report
46 student achievement in a competency-based environment,
47 to developing the assessment validation rubric and
48 model assessments aligned to the competencies, and to
49 creating opportunities for professional development for
50 preservice and in-service for practitioners.

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1 Sec. 49. SCHOOL DISTRICT REPORTING REQUIREMENT TASK
2 FORCE — STATE BOARD OF EDUCATION.

3 1. a. A reporting requirement review task force
4 is established consisting of five members who shall
5 be appointed by the director of the department of
6 education as follows:

7 (1) One member from nominees submitted by an
8 organization representing the boards of Iowa school
9 districts.

10 (2) One member from nominees submitted by an
11 organization representing Iowa school administrators.

12 (3) One member from nominees submitted by the
13 largest statewide certified employee organization
14 representing Iowa teachers.

15 (4) One member representing the department of
16 education.

17 (5) One member representing the general public.

18 b. The member representing the department of
19 education shall convene the initial meeting, at which
20 the members shall elect a chairperson.

21 2. The department of education shall compile a
22 list of reports that school districts are required to
23 submit to the department biennially or more frequently.
24 The department shall submit the list to the reporting
25 requirement review task force by September 3, 2013.

26 3. The task force shall review the list submitted
27 by the department pursuant to subsection 2. For
28 each reporting requirement listed, the task force
29 shall produce written justification for continuing,
30 modifying, or eliminating the requirement. The task
31 force shall compile its written justifications in a
32 report the task force shall submit to the state board
33 of education and to the general assembly by December
34 2, 2013.

35 4. The state board of education shall review the
36 report submitted pursuant to subsection 3, and shall
37 determine which of the task force recommendations
38 for modifying or eliminating requirements may be
39 accomplished by administrative rule and which must be
40 accomplished by statute. The state board shall submit
41 its findings and recommendations, including plans for
42 board action relating to administrative rules and board
43 recommendations for specific statutory changes, in a
44 report to the general assembly by February 3, 2014.

45 Sec. 50. SCHOOL YEAR-LONG STUDENT TEACHING FIELD
46 EXPERIENCE REQUIREMENT — STUDY.

47 1. a. Each practitioner preparation program
48 offered at an institution of higher learning governed
49 by the state board of regents shall convene a
50 study committee of education faculty members to

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1 study the feasibility of establishing professional
2 development schools for preservice teacher candidates
3 in collaboration with school districts, and the
4 feasibility of requiring students enrolled in
5 practitioner preparation programs to complete a field
6 experience lasting one full school year.

7 b. Each study committee shall evaluate for its
8 institution the following issues relating specifically
9 to a proposed professional development school and
10 relating specifically to a proposed full school year of
11 student teaching field experience:

12 (1) The impact on the likelihood a student will
13 graduate within four years, including but not limited
14 to consideration of the cost to a student, student debt
15 load, and class scheduling.

16 (2) The impact on university faculty and the need
17 to employ more faculty, including the need to deliver
18 coursework and supervision to student teachers in the
19 field.

20 (3) The availability of an adequate number of
21 placements in prekindergarten through grade twelve
22 schools and the impact on a school district, including
23 but not limited to the district's cost to compensate
24 cooperating teachers.

25 (4) The likely impact on the abilities and
26 performance of a student teacher and whether the
27 benefits outweigh the costs.

28 (5) The likely impact on student achievement of
29 students in the student teacher's classroom.

30 c. The study committees convened pursuant to
31 paragraph "a" shall submit their findings and
32 recommendations in a report to the state board of
33 regents, the department of education, the board of
34 educational examiners, the governor, and the general
35 assembly by December 2, 2013.

36 2. The Iowa association of independent colleges
37 is encouraged to form a study committee comprised
38 of education faculty members with duties similar to
39 those provided for in subsection 1 for its member
40 institutions which offer approved practitioner
41 preparation programs, and to submit any resulting
42 findings and recommendations to the general assembly
43 by December 2, 2013.

44 Sec. 51. EFFECTIVE DATE. The following provision
45 or provisions of this division of this Act take effect
46 June 30, 2013:

47 1. The section of this division of this Act
48 amending section 279.60, subsection 2, paragraph "b".

49 Sec. 52. EFFECTIVE UPON ENACTMENT. The following
50 provision or provisions of this division of this Act,

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1 being deemed of immediate importance, take effect upon
2 enactment:

3 1. The section of this division of this Act
4 repealing section 256D.9.

5 2. The section of this division of this Act
6 amending section 272.2.

7 Sec. 53. APPLICABILITY. The section of this
8 division of this Act amending section 282.12 applies
9 to sharing agreements entered into on or after July 1,
10 2013.

11 DIVISION VII

12 STATE SCHOOL FOUNDATION PROGRAM

13 Sec. 54. Section 257.8, subsections 1 and 2, Code
14 2013, are amended to read as follows:

15 1. State percent of growth. ~~The state percent of~~
16 ~~growth for the budget year beginning July 1, 2010,~~
17 ~~is two percent.~~ The state percent of growth for the
18 budget year beginning July 1, 2012, is two percent.
19 The state percent of growth for the budget year
20 beginning July 1, 2013, is four percent. The state
21 percent of growth for the budget year beginning July
22 1, 2014, is four percent. The state percent of growth
23 for each subsequent budget year shall be established
24 by statute which shall be enacted within thirty days
25 of the submission in the year preceding the base year
26 of the governor's budget under section 8.21. The
27 establishment of the state percent of growth for a
28 budget year shall be the only subject matter of the
29 bill which enacts the state percent of growth for a
30 budget year.

31 2. Categorical state percent of growth. ~~The~~
32 ~~categorical state percent of growth for the budget~~
33 ~~year beginning July 1, 2010, is two percent.~~ The
34 categorical state percent of growth for the budget
35 year beginning July 1, 2012, is two percent. The
36 categorical state percent of growth for the budget
37 year beginning July 1, 2013, is four percent. The
38 categorical state percent of growth for the budget
39 year beginning July 1, 2014, is four percent. The
40 categorical state percent of growth for each budget
41 year shall be established by statute which shall
42 be enacted within thirty days of the submission in
43 the year preceding the base year of the governor's
44 budget under section 8.21. The establishment of the
45 categorical state percent of growth for a budget year
46 shall be the only subject matter of the bill which
47 enacts the categorical state percent of growth for a
48 budget year. The categorical state percent of growth
49 may include state percents of growth for the teacher
50 salary supplement, the professional development

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1 supplement, and the early intervention supplement.
2 Sec. 55. CODE SECTION 257.8 — IMPLEMENTATION. The
3 requirements of section 257.8, subsections 1 and
4 2, regarding the enactment of bills establishing
5 the regular program state percent of growth and the
6 categorical state percent of growth within thirty days
7 of the submission in the year preceding the base year
8 of the governor's budget and regarding the subject
9 matter limitation of such bills do not apply to this
10 division of this Act.

11 Sec. 56. EFFECTIVE UPON ENACTMENT. This division
12 of this Act, being deemed of immediate importance,
13 takes effect upon enactment.

14 Sec. 57. APPLICABILITY. This division of this
15 Act is applicable for computing state aid under the
16 state school foundation program for the school budget
17 years beginning July 1, 2013, and July 1, 2014, as
18 appropriate.

19 DIVISION VIII

20 PARENT LIAISON COUNSELOR PILOT PROGRAM

21 Sec. 58. NEW SECTION. 280.30 Parent liaison
22 counselor pilot program.

23 1. A parent liaison counselor pilot program is
24 established to be administered by the department of
25 education. The goals of the program shall be to raise
26 student achievement, as measured by increasing high
27 school graduation rates, increasing the percentage of
28 high school graduates who are qualified to enroll in a
29 college or university, and increasing the percentage of
30 students who successfully complete college preparatory
31 coursework while enrolled in high school. The
32 department of education shall adopt measures which
33 reflect the goals of the program for the purpose of
34 assessing the effectiveness of the program.

35 2. A school district identified by the department
36 of education as having a persistently lowest-achieving
37 school may participate in the program and shall
38 employ one parent liaison counselor. A parent liaison
39 counselor shall be a guidance counselor licensed under
40 chapter 272 who is currently employed by the school
41 district. The guidance counselor shall be issued a
42 full-time contract for the full school year. The
43 additional contract days shall be used to administer
44 the program.

45 3. A parent liaison counselor shall have the
46 following duties:

47 a. Meeting and working with targeted students
48 and the parents of targeted students, whether at a
49 student's home or in a student's school, regarding
50 course selection, career planning, and postsecondary

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1 preparation.

2 b. For targeted students in middle school, focusing
3 primarily on helping targeted students and the parents
4 of targeted students with advance planning and course
5 selection for high school.

6 4. For purposes of this section, targeted students
7 are students who have unrealized academic potential and
8 whose circumstances inhibit their academic performance,
9 including but not limited to students who are limited
10 English proficient, students in special education,
11 students in individualized education programs, students
12 from families with a family income at or below two
13 hundred percent of the federal poverty level as defined
14 by the most recently revised poverty income guidelines
15 published by the United States department of health
16 and human services, students with ongoing attendance
17 issues, and other at-risk student populations
18 identified by the department of education.

19 5. The department of education shall submit a
20 report to the general assembly, annually by December
21 15, on the parent liaison counselor pilot program.

22 6. This section is repealed June 30, 2016.>

23 2. Title page, by striking lines 6 through 10 and
24 inserting <establishing a fee; and including effective
25 date and applicability>

SENATE AMENDMENT

H-1249

1 Amend House File 120 as follows:

2 1. Page 1, by striking lines 1 through 7.

3 2. Title page, by striking lines 1 through 4 and
4 inserting <An Act relating to the administration of
5 the judicial branch including provisions pertaining to
6 shorthand reporters and the practice of law, and making
7 appropriations.>

HESS of Clay

H-1250

1 Amend House File 557 as follows:

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

4 Section 1. Section 702.11, subsection 2, Code 2013,
5 is amended by adding the following new paragraph:
6 **NEW PARAGRAPH.** h. Removal of an officer's
7 communication or control device in violation of section
8 708.12, subsection 3, paragraph "f".

9 Sec. 2. NEW SECTION. 708.12 Removal of an
10 officer's communication or control device.
11 1. As used in this section, "officer" means peace
12 officer as defined in section 724.2A or a correctional
13 officer.
14 2. A person who knowingly or intentionally removes
15 or attempts to remove a communication device or any
16 device used for control from the possession of an
17 officer, when the officer is in the performance of a
18 act which is within the scope of the lawful duty or
19 authority of that officer and the person knew or should
20 have known the individual to be an officer, commits the
21 offense of removal of an officer's communication or
22 control device.
23 3. a. A person who removes or attempts to remove
24 an officer's communication or control device is guilty
25 of a simple misdemeanor.
26 b. A person who knowingly or intentionally removes
27 or attempts to remove a communication or control device
28 from the possession of an officer with the intent to
29 interfere with the communications or duties of the
30 officer, is guilty of a serious misdemeanor.
31 c. If a violation of paragraph "a" results in
32 bodily injury to the officer the person is guilty of a
33 serious misdemeanor.
34 d. If a violation of paragraph "a" results in
35 serious injury to the officer the person is guilty of
36 an aggravated misdemeanor.
37 e. If a violation of paragraph "a" occurs and the
38 person knowingly or intentionally causes bodily injury
39 to the officer the person is guilty of an aggravated
40 misdemeanor.
41 f. If a violation of paragraph "a" occurs and the
42 person knowingly or intentionally causes serious injury
43 to the officer the person is guilty of a class "D"
44 felony.
45 Sec. 3. Section 719.1, subsections 1 and 2, Code
46 2013, are amended to read as follows:
47 1. a. A person who knowingly resists or obstructs
48 anyone known by the person to be a peace officer,
49 emergency medical care provider under chapter 147A,
50 or fire fighter, whether paid or volunteer, in the

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1 performance of any act which is within the scope of the
2 lawful duty or authority of that officer, emergency
3 medical care provider under chapter 147A, or fire
4 fighter, whether paid or volunteer, or who knowingly
5 resists or obstructs the service or execution by any
6 authorized person of any civil or criminal process or
7 order of any court, commits a simple misdemeanor. In

8 addition to any other penalties, the punishment imposed
9 for a violation of this subsection shall include
10 assessment of a fine of not less than two hundred fifty
11 dollars. ~~However, if~~

12 b. If a person commits interference with official
13 acts, as defined in this subsection, which results
14 in bodily injury, the person commits a serious
15 misdemeanor.

16 c. If a person commits interference with official
17 acts, as defined in this subsection, which results
18 in serious injury, the person commits an aggravated
19 misdemeanor.

20 d. If a person commits an interference with
21 official acts, as defined in this subsection, and in so
22 doing inflicts bodily injury other than serious injury,
23 that person commits an aggravated misdemeanor.

24 e. If a person commits an interference with
25 official acts, as defined in this subsection, and in so
26 doing inflicts or attempts to inflict serious injury,
27 or displays a dangerous weapon, as defined in section
28 702.7, or is armed with a firearm, that person commits
29 a class "D" felony.

30 2. a. A person under the custody, control, or
31 supervision of the department of corrections who
32 knowingly resists, obstructs, or interferes with a
33 correctional officer, agent, employee, or contractor,
34 whether paid or volunteer, in the performance of
35 the person's official duties, commits a serious
36 misdemeanor.

37 b. If a person violates this subsection and in so
38 doing commits an assault, as defined in section 708.1,
39 the person commits an aggravated misdemeanor.

40 c. If a person violates this subsection and the
41 violation results in bodily injury to another, the
42 person commits an aggravated misdemeanor.

43 d. If a person violates this subsection and the
44 violation results in serious injury to another, the
45 person commits a class "D" felony.

46 e. If a person violates this subsection and in so
47 doing inflicts or attempts to inflict bodily injury
48 other than serious injury to another, displays a
49 dangerous weapon, as defined in section 702.7, or is
50 armed with a firearm, the person commits a class "D"

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1 felony.

2 f. If a person violates this subsection and uses
3 or attempts to use a dangerous weapon, as defined in
4 section 702.7, or inflicts serious injury to another,
5 the person commits a class "C" felony.

6 2. Title page, by striking lines 1 through 4 and

7 inserting <An Act relating to removing or attempting
8 to remove a communication or control device from
9 the possession of a peace officer or correctional
10 officer, interference with official acts, and providing
11 penalties.>

WORTHAN of Buena Vista

H-1251

1 Amend Senate File 406, as passed by the Senate, as
2 follows:

3 1. Page 1, by striking lines 3 through 9 and
4 inserting:

5 <Sec. ____ NEW SECTION. 10A.901 Definitions.

6 As used in this article, unless the context
7 otherwise requires:

8 1. "Administrator" means the person coordinating
9 the administration of this division.

10 2. "Division" means the mental health advocate
11 division of the department of inspections and appeals.>

12 2. Page 1, line 10, by striking <216A.172> and
13 inserting <10A.902>

14 3. Page 1, line 11, by striking <office's> and
15 inserting <division's>

16 4. Page 1, line 16, by striking <office> and
17 inserting <division>

18 5. Page 1, line 17, after <advocate.> by inserting
19 <A mental health advocate employed by a county as of
20 June 30, 2013, shall be deemed to be qualified.>

21 6. Page 1, line 22, by striking <or nursing> and
22 inserting <nursing, or psychology.>

23 7. Page 1, line 27, by striking <office> and
24 inserting <division>

25 8. Page 1, line 29, after <advocates.> by inserting
26 <The procedures for filling a vacant mental health
27 advocate position assigned to a geographic area shall
28 require the individual filling the vacancy to reside
29 within the assigned geographic area.>

30 9. Page 2, line 4, by striking <human rights> and
31 inserting <inspections and appeals>

32 10. Page 2, line 10, by striking <human rights> and
33 inserting <inspections and appeals>

34 11. Page 2, line 25, by striking <human rights> and
35 inserting <inspections and appeals>

36 12. Page 3, by striking lines 13 through 15 and
37 inserting <minor's objections, the juvenile court shall
38 notify the department of inspections and appeals and
39 the department shall appoint an individual to act as an
40 the mental>

41 13. Page 3, lines 23 and 24, by striking <office of
42 the>

- 43 14. Page 3, lines 25 and 26, by striking <human
 44 rights> and inserting <inspections and appeals>
 45 15. Page 4, line 3, by striking <human rights> and
 46 inserting <inspections and appeals>
 47 16. Page 5, by striking lines 21 through 23 and
 48 inserting <advocate. For the purposes of this section,
 49 "division" means the mental health advocate division of
 50 the department of inspections and appeals.>

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- 1 17. Page 6, line 11, by striking <office> and
 2 inserting <division>
 3 18. Page 6, line 12, by striking <office> and
 4 inserting <division>
 5 19. Page 7, line 8, by striking <office> and
 6 inserting <division>
 7 20. Page 7, line 10, by striking <office> and
 8 inserting <division>
 9 21. Page 7, line 11, by striking <office> and
 10 inserting <division>
 11 22. Page 7, line 32, by striking <office> and
 12 inserting <division>
 13 23. Page 7, line 34, by striking <216A.172> and
 14 inserting <10A.902>
 15 24. Page 8, line 10, by striking <office> and
 16 inserting <division>
 17 25. Page 8, by striking lines 32 through 35 and
 18 inserting:
 19 <1. The full-time or part-time county employees
 20 paid for mental health advocate services under section
 21 229.19 immediately prior to July 1, 2014, shall be
 22 appointed as mental health advocates pursuant to
 23 section 10A.902 and shall become employees>
 24 26. Page 9, line 1, by striking <human rights> and
 25 inserting <inspections and appeals>
 26 27. Page 9, line 4, by striking <salaries>
 27 28. Page 9, line 31, by striking <full-time>
 28 29. Page 9, line 32, by striking <full-time>
 29 30. Page 10, line 12, by striking <human rights>
 30 and inserting <inspections and appeals>
 31 31. Page 10, line 24, by striking <full-time>
 32 32. Page 10, line 25, by striking <full-time>
 33 33. Title page, by striking lines 4 and 5 and
 34 inserting <of a mental health advocate division in the
 35 department of inspections and appeals and including
 36 effective date provisions.>

H-1252

1 Amend Senate File 338, as passed by the Senate, as
2 follows:
3 1. Page 1, by striking lines 12 through 16 and
4 inserting <district shall implement a consistent policy
5 to follow the same procedure for each school employee
6 employed by the school district on or after July
7 1, 2013, at least every five years after the school
8 employee's date of hire. A school district shall not
9 charge>

HESS of Clay

H-1253

1 Amend Senate File 296, as amended, passed, and
2 reprinted by the Senate, as follows:
3 1. By striking everything after the enacting clause
4 and inserting:
5 <Section 1. HEALTH CARE DELIVERY – INTENT. It is
6 the intent of the general assembly that health care
7 delivery in the state result in improved patient health
8 outcomes, improved patient care, and reduced cost.
9 It is the intent of the general assembly that such
10 health care delivery provide for the replacement of the
11 IowaCare program.>
12 2. Title page, line 1, by striking <integrated care
13 models for>
14 3. Title page, by striking lines 2 through 5 and
15 inserting <of health care in the state.>

COMMITTEE ON APPROPRIATIONS

H-1254

1 Amend House File 625 as follows:
2 1. Page 1, by striking line 12 and inserting:
3 <(2) (a) "Total approved tax credits" means for the
4 tax year>
5 2. Page 1, line 15, by striking <and> and inserting
6 <and>
7 3. Page 1, by striking lines 18 through 21 and
8 inserting <and for tax years beginning on or after
9 January 1, 2012, "~~total approved tax credits~~" means
10 eight million seven hundred fifty thousand dollars.
11 (b) However, for tax years beginning on or after
12 January 1, 2014, and only if legislation is enacted
13 by the Eighty-fifth General Assembly, 2013 session,
14 amending section 257.8, subsections 1 and 2, to
15 establish both the state percent of growth and the
16 categorical state percent of growth for the budget year

17 beginning July 1, 2013, at two percent or greater,
 18 "total approved tax credits" shall mean one of the
 19 following dollar amounts, as applicable:
 20 (i) If both the state percent of growth and the
 21 categorical state percent of growth for such budget
 22 year are greater than or equal to two percent, but
 23 less than two and one-half percent, nine million nine
 24 hundred thousand dollars.
 25 (ii) If both percents are greater than or equal to
 26 two and one-half percent, but less than three percent,
 27 ten million four hundred seventy-five thousand dollars.
 28 (iii) If both percents are greater than or equal
 29 to three percent, but less than three and one-half
 30 percent, ten million nine hundred fifty thousand
 31 dollars.
 32 (iv) If both percents are greater than or equal to
 33 three and one-half percent, but less than four percent,
 34 eleven million four hundred eighty-five thousand
 35 dollars.
 36 (v) If both percents are greater than or equal to
 37 four percent, twelve million dollars.>
 38 4. Title page, line 3, by striking <increasing> and
 39 inserting <modifying>
 40 5. Title page, line 4, after <credits> by inserting
 41 <contingent on the establishment of certain state
 42 percents of growth>
 43 6. By renumbering as necessary.

ISENHART of Dubuque

H-1255

1 Amend House File 617 as follows:
 2 1. By striking page 1, line 35, through page 2,
 3 line 8, and inserting:
 4 <2. An application for an initial license for an
 5 ambulatory surgical center shall be accompanied by a
 6 fee of fifty dollars.>

L. MILLER of Scott

H-1256

1 Amend the amendment, H-1241, to Senate File 304,
 2 as amended, passed, and reprinted by the Senate, as
 3 follows:
 4 1. Page 1, by striking lines 12 and 13 and
 5 inserting:
 6 <n. One member who is a member of the office

7 of motor vehicle enforcement of the department of
8 transportation appointed by the>

WORTHAN of Buena Vista

H-1257

1 Amend Senate File 386, as passed by the Senate, as
2 follows:

3 1. Page 1, after line 9 by inserting:

4 <Sec. ____ Section 321.1, subsections 12A, 37, 59,
5 and 74, Code 2013, are amended to read as follows:

6 12A. "Completed motor vehicle" means a motor vehicle
7 which does not require any additional manufacturing
8 operations to perform its intended function except the
9 addition of readily attachable equipment, components,
10 or minor finishing operations. "Completed motor
11 vehicle" also includes a glider kit vehicle.

12 37. "Manufacturer" means every person engaged in
13 the business of fabricating or assembling vehicles of
14 a type required to be registered. ~~It "Manufacturer"~~
15 does not include a person who converts, modifies,
16 or alters a completed motor vehicle manufactured by
17 another person or a person who assembles a glider kit
18 vehicle. ~~It "Manufacturer" includes a person who uses~~
19 a completed motor vehicle manufactured by another
20 person to construct a class "B" motor home as defined
21 in section 321.124.

22 59. "Reconstructed vehicle" means every vehicle of
23 a type required to be registered under this chapter
24 materially altered from its original construction by
25 the removal, addition, or substitution of essential
26 parts, new or used. "Reconstructed vehicle" does not
27 include a street rod, ~~or~~ replica vehicle, or glider kit
28 vehicle.

29 74. "Specially constructed vehicle" means every
30 vehicle of a type required to be registered under
31 this chapter not originally constructed under a
32 distinctive name, make, model, or type by a generally
33 recognized manufacturer of vehicles and not materially
34 altered from its original construction. ~~A "specially~~
35 "Specially constructed vehicle" does not include a
36 street rod, or replica vehicle, or glider kit vehicle.>

37 2. Page 1, after line 32 by inserting:

38 <Sec. ____ Section 321.1, Code 2013, is amended by
39 adding the following new subsection:

40 NEW SUBSECTION. 28B. "Glider kit vehicle" means
41 a commercial motor vehicle, as defined in subsection
42 11, that is a combination of a new cab and a new frame
43 with an engine, transmission, and drive axle that are
44 not new such that the resulting vehicle is not a newly
45 manufactured vehicle pursuant to 49 C.F.R. § 571.7(e).>

46 3. Page 3, after line 3 by inserting:
 47 <Sec. _____. Section 321.45, subsection 1, Code 2013,
 48 is amended by adding the following new paragraph:
 49 NEW PARAGRAPH. d. Notwithstanding paragraph "c",
 50 a glider kit vehicle shall take the identity of the

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1 new cab and the new frame used in the assembly of the
 2 glider kit vehicle.>

3 4. Page 8, after line 11 by inserting:
 4 <Sec. _____. Section 322.2, subsections 2 and 11,
 5 Code 2013, are amended to read as follows:
 6 2. "Completed motor vehicle" means a motor vehicle
 7 which does not require any additional manufacturing
 8 operations to perform its intended function except the
 9 addition of readily attachable equipment, components,
 10 or minor finishing operations. "Completed motor
 11 vehicle" also includes a glider kit vehicle as defined
 12 in section 321.1.

13 11. "Manufacturer" means any person engaged in
 14 the business of fabricating or assembling motor
 15 vehicles. ~~It~~ "Manufacturer" does not include a person
 16 who converts, modifies, or alters a completed motor
 17 vehicle manufactured by another person or a person who
 18 assembles a glider kit vehicle as defined in section
 19 321.1. ~~It~~ "Manufacturer" includes a person who uses a
 20 completed motor vehicle manufactured by another person
 21 to construct a class "B" motor home as defined in
 22 section 321.124.>

23 5. Page 8, after line 13 by inserting:
 24 <Sec. _____. EFFECTIVE UPON ENACTMENT. The following
 25 provision or provisions of this Act, being deemed of
 26 immediate importance, take effect upon enactment:

27 1. The section of this Act amending section 321.1,
 28 subsections 12A, 37, 59, and 74.

29 2. The section of this Act enacting section 321.1,
 30 subsection 28B.

31 3. The section of this Act enacting section 321.45,
 32 subsection 1, paragraph "d".

33 4. The section of this Act amending section 322.2,
 34 subsections 2 and 11.>

35 6. Title page, line 6, after <periods,> by
 36 inserting <regulation of glider kit vehicles,>

37 7. Title page, line 10, after <contracts> by
 38 inserting <, and including effective date provisions>

39 8. By renumbering as necessary.

H-1258

1 Amend Senate File 355, as passed by the Senate, as
2 follows:

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

4 <Section 1. Section 321.453, Code 2013, is amended
5 to read as follows:

6 321.453 Exceptions.

7 The provisions of this chapter governing size,
8 weight, and load, and the permit requirements
9 of chapter 321E do not apply to ~~fire-any of the~~
10 following:>

11 1. Fire apparatus; road.>

12 2. Road maintenance equipment owned by, or under
13 lease to, a state or local authority, or used in
14 the performance of a contract with any a state or
15 local authority; or to implements, even if the road
16 maintenance equipment is not used exclusively in the
17 performance of such a contract.>

18 3. Implements of husbandry moved or moving upon a
19 highway, except for those implements of husbandry moved
20 or moving on any portion of the interstate and except
21 as provided in sections 321.463, 321.471, and 321.474.
22 A vehicle, carrying an implement of husbandry, which
23 is exempted from the permit requirements under this
24 section shall be equipped with an amber flashing light
25 visible from the rear. If the amber flashing light
26 is obstructed by the loaded implement, the loaded
27 implement shall also be equipped with and display
28 an amber flashing light. The vehicle shall also be
29 equipped with warning flags on that portion of the
30 vehicle which protrudes into oncoming traffic, and
31 shall only operate from thirty minutes prior to sunrise
32 to thirty minutes following sunset.>

33 2. By renumbering as necessary.

J. SMITH of Dickinson

H-1259

1 Amend Senate File 224, as passed by the Senate, as
2 follows:

3 1. Page 1, after line 15 by inserting:

4 <Sec. ____ Section 321.190, subsection 1, paragraph
5 d, Code 2013, is amended to read as follows:

6 d. The fee for a nonoperator's identification
7 card shall be ~~five~~ eight dollars and the card shall
8 be valid for a period of ~~five~~ eight years from the
9 date of issuance. ~~A nonoperator's identification~~
10 ~~card shall be issued without expiration to anyone age~~
11 ~~seventy or over.~~ If an applicant for a nonoperator's
12 identification card is a foreign national who is

13 temporarily present in this state, the nonoperator's
 14 identification card shall be issued only for the
 15 length of time the foreign national is authorized to be
 16 present as determined by the department, not to exceed
 17 two years. An issuance fee shall not be charged for
 18 a person whose driver's license or driving privilege
 19 has been suspended under section 321.210, subsection
 20 1, paragraph "a", subparagraph (3), or voluntarily
 21 surrendered by the person in lieu of suspension under
 22 section 321.210, subsection 1, paragraph "a".>

23 2. Page 1, after line 31 by inserting:

24 <Sec. ____ Section 321.196, subsection 1, Code
 25 2013, is amended to read as follows:

26 1. Except as otherwise provided, if the licensee
 27 is between the ages of seventeen years eleven months
 28 and seventy-two years on the date of issuance of the
 29 license, a driver's license, other than an instruction
 30 permit, chauffeur's instruction permit, or commercial
 31 driver's instruction permit issued under section
 32 321.180, expires five ~~eight~~ years from the licensee's
 33 birthday anniversary occurring in the year of issuance
 34 if the licensee is between the ages of seventeen years
 35 eleven months and seventy years on the date of issuance
 36 of the license, but not to exceed the licensee's
 37 seventy-fourth birthday. If the licensee is under the
 38 age of seventeen years eleven months of age ~~seventy~~
 39 seventy-two or over, the license is effective for
 40 a period of two years from the licensee's birthday
 41 anniversary occurring in the year of issuance. A
 42 licensee whose license is restricted due to vision
 43 or other physical deficiencies may be required to
 44 renew the license every two years. If a licensee
 45 is a foreign national who is temporarily present in
 46 this state, the license shall be issued only for the
 47 length of time the foreign national is authorized to be
 48 present as verified by the department, not to exceed
 49 two years.

50 Sec. ____ EMERGENCY RULES. The department of

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1 transportation may adopt emergency rules under section
 2 17A.4, subsection 3, and section 17A.5, subsection 2,
 3 paragraph "b", to implement section 321.190, subsection
 4 1, paragraph "d", as amended in this Act, and section
 5 321.196, subsection 1, as amended in this Act, and the
 6 rules shall be effective immediately upon filing unless
 7 a later date is specified in the rules. Any rules
 8 adopted in accordance with this section shall also be
 9 published as a notice of intended action as provided
 10 in section 17A.4. The rules established under this
 11 authority may provide for a transition from five-year

12 to eight-year renewal periods for driver's licenses
 13 and nonoperator's identification cards. During the
 14 transition, the department may issue driver's licenses
 15 and nonoperator's identification cards valid for
 16 periods of five, six, seven, or eight years to equalize
 17 renewal periods and applicants over succeeding years.
 18 Sec. ____ EFFECTIVE UPON ENACTMENT. The following
 19 provision or provisions of this Act, being deemed of
 20 immediate importance, take effect upon enactment:
 21 1. The section of this Act amending section
 22 321.190, subsection 1, paragraph "d".
 23 2. The section of this Act amending section
 24 321.196, subsection 1.
 25 3. The section of this Act relating to emergency
 26 rules.>
 27 3. Title page, line 1, after <to> by inserting
 28 <the period of validity of driver's licenses and
 29 nonoperator's identification cards,>
 30 4. Title page, line 3, by striking <cards.> and
 31 inserting <cards, and including effective date and
 32 applicability provisions.>
 33 5. By renumbering as necessary.

MOORE of Jackson

H-1260

1 Amend House File 617 as follows:
 2 1. Page 1, by striking lines 8 through 16 and
 3 inserting <hours following admission. "Ambulatory
 4 surgical center" includes a facility certified or
 5 seeking certification as an ambulatory surgical center
 6 under the federal Medicare program or under the medical
 7 assistance program established pursuant to chapter
 8 249A. "Ambulatory surgical center" does not include
 9 the individual or group practice office of a private
 10 physician, podiatrist, or dentist who there engages in
 11 the lawful practice of surgery, or the portion of a
 12 licensed hospital designated for outpatient surgical
 13 treatment.>
 14 2. By striking page 1, line 35, through page 2,
 15 line 8, and inserting:
 16 <2. An application for an initial license for an
 17 ambulatory surgical center shall be accompanied by a
 18 fee of fifty dollars.>

L. MILLER of Scott

H-1261

1 Amend Senate File 358, as amended, passed, and
 2 reprinted by the Senate, as follows:

- 3 1. Page 3, line 1, by striking <who> and inserting
 4 <the vendor of which>
 5 2. Page 3, line 3, after <bond> by inserting <, or
 6 a vendee who is entitled to an immediate issuance of a
 7 deed in fulfillment of the contract or bond>
 8 3. Page 3, line 4, by striking <property> and
 9 inserting <property.>
 10 4. By renumbering as necessary.

HAGENOW of Polk

H-1262

- 1 Amend House File 472, as passed by the House, as
 2 follows:
 3 1. Page 1, line 13, after <therapist,> by inserting
 4 <school nurse,>

SENATE AMENDMENT

H-1263

- 1 Amend House File 556, as amended, passed, and
 2 reprinted by the House, as follows:
 3 1. Page 137, lines 23 and 24, by striking <556.17,
 4 subsection 2, paragraph "b"; and 572.34, subsections 5
 5 through 8;> and inserting <and 556.17, subsection 2,
 6 paragraph "b";>

SENATE AMENDMENT

H-1264

- 1 Amend Senate File 272, as amended, passed, and
 2 reprinted by the Senate, as follows:
 3 1. Page 2, after line 10 by inserting:
 4 <DIVISION ____
 5 EMINENT DOMAIN
 6 Sec. ____ NEW SECTION. 6A.15 Property on state
 7 historic registry.
 8 1. Property listed on the state register of
 9 historic places maintained by the historical division
 10 of the department of cultural affairs shall not be
 11 removed from the register solely for the purpose of
 12 allowing acquisition of the property by condemnation,
 13 unless such condemnation is undertaken by the
 14 department of transportation.
 15 2. Property listed on the state register of
 16 historic places maintained by the historical division
 17 of the department of cultural affairs shall not be
 18 condemned by the state or a political subdivision
 19 unless a joint resolution authorizing commencement of
 20 the condemnation proceedings is approved by a vote of

21 at least two-thirds of the members of both chambers
22 of the general assembly and signed by the governor.
23 The approval requirements of this subsection shall not
24 apply to condemnation undertaken by the department of
25 transportation.

26 Sec. ____ Section 6A.19, Code 2013, is amended to
27 read as follows:

28 6A.19 Interpretative clause.

29 A grant in this chapter of right to take private
30 property for a public use shall not be construed as
31 limiting a like grant elsewhere in the Code for another
32 and different use. Unless specifically provided by
33 law, this chapter shall not be construed to limit or
34 otherwise affect the application of chapters 478 and
35 479 to the eminent domain authority of the utilities
36 division of the department of commerce.

37 Sec. ____ Section 6A.22, subsection 2, paragraph
38 c, subparagraph (1), Code 2013, is amended to read as
39 follows:

40 (1) (a) If private property is to be condemned for
41 development or creation of a lake, only that number
42 of acres justified as reasonable and necessary for
43 a surface drinking water source, and not otherwise
44 acquired, may be condemned. In addition, the acquiring
45 agency shall conduct a review of prudent and feasible
46 alternatives to provision of a drinking water source
47 prior to making a determination that such lake
48 development or creation is reasonable and necessary.
49 Development or creation of a lake as a surface drinking
50 water source includes all of the following:

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1 (i) Construction of the dam, including sites for
2 suitable borrow material and the auxiliary spillway.

3 (ii) The water supply pool.

4 (iii) The sediment pool.

5 (iv) The flood control pool.

6 (v) The floodwater retarding pool.

7 (vi) The surrounding area upstream of the dam
8 no higher in elevation than the top of the dam's
9 elevation.

10 (vii) The appropriate setback distance required
11 by state or federal laws and regulations to protect
12 drinking water supply.

13 (b) For purposes of this subparagraph (1), "number
14 of acres justified as reasonable and necessary for
15 a surface drinking water source" means according to
16 guidelines of the United States natural resource
17 conservation service and according to analyses of
18 ~~surface~~ drinking water capacity needs conducted
19 by one or more registered professional engineers.

20 The registered professional engineers may, if
21 appropriate, employ standards or guidelines other
22 than the guidelines of the United States natural
23 resource conservation service when determining the
24 number of acres justified as reasonable and necessary
25 for a surface drinking water source. The data and
26 information used by the registered professional
27 engineers shall include data and information relating
28 to population and commercial enterprise activity for
29 the area from the two most recent federal decennial
30 censuses unless the district court of the county in
31 which the property is situated has determined by a
32 preponderance of the evidence that such data would
33 not accurately predict the population and commercial
34 enterprise activity of the area in the future.

35 (c) A second review or analysis of the drinking
36 water capacity needs shall be performed upon receipt
37 by the acquiring agency of a petition signed by not
38 less than twenty-five percent of the affected property
39 owners. The registered professional engineer to
40 perform the second review or analysis shall be selected
41 by a committee appointed by the affected property
42 owners and whose membership is comprised of at least
43 fifty percent property owners affected by the proposed
44 condemnation action. The acquiring agency shall be
45 responsible for paying the fees and expenses of such
46 an engineer.

47 (d) If private property is to be condemned for
48 development or creation of a lake, the plans, analyses,
49 applications, including any application for funding,
50 and other planning activities of the acquiring agency

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1 shall not include or provide for the use of the lake
2 for recreational purposes.

3 Sec. ____ Section 6B.54, subsection 10, paragraph
4 a, Code 2013, is amended by adding the following new
5 subparagraph:

6 NEW SUBPARAGRAPH. (3) Reasonable attorney fees and
7 reasonable costs not to exceed one hundred thousand
8 dollars, attributable to a determination that the
9 creation of a lake through condemnation includes a
10 future recreational use or that a violation of section
11 6A.22, subsection 2, paragraph "c", subparagraph (1),
12 subparagraph division (d), has occurred, if such fees
13 and costs are not otherwise provided under section
14 6B.33.

15 Sec. ____ NEW SECTION. 6B.56B Disposition of
16 condemned property — two-year time period.

17 1. When two years have elapsed since property
18 was condemned for the creation of a lake according

19 to the requirements of section 6A.22, subsection 2,
20 paragraph "c", subparagraph (1), and the property has
21 not been used for or construction has not progressed
22 substantially from the date the property was condemned
23 for the purpose stated in the application filed
24 pursuant to section 6B.3, and the acquiring agency has
25 not taken action to dispose of the property pursuant
26 to section 6B.56, the acquiring agency shall, within
27 sixty days, adopt a resolution offering the property
28 for sale to the prior owner at a price as provided in
29 section 6B.56. If the resolution adopted approves an
30 offer of sale to the prior owner, the offer shall be
31 made in writing and mailed by certified mail to the
32 prior owner. The prior owner has one hundred eighty
33 days after the offer is mailed to purchase the property
34 from the acquiring agency.

35 2. If the acquiring agency has not adopted a
36 resolution described in subsection 1 within the
37 sixty-day time period, the prior owner may, in writing,
38 petition the acquiring agency to offer the property
39 for sale to the prior owner at a price as provided in
40 section 6B.56. Within sixty days after receipt of
41 such a petition, the acquiring agency shall adopt a
42 resolution described in subsection 1. If the acquiring
43 agency does not adopt such a resolution within sixty
44 days after receipt of the petition, the acquiring
45 agency is deemed to have offered the property for sale
46 to the prior owner.

47 3. The acquiring agency shall give written notice
48 to the owner of the right to purchase the property
49 under this section at the time damages are paid to the
50 owner.

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1 Sec. ____ Section 403.7, subsection 1, unnumbered
2 paragraph 1, Code 2013, is amended to read as follows:

3 A municipality shall have the right to acquire by
4 condemnation any interest in real property, including a
5 fee simple title thereto, which it may deem necessary
6 for or in connection with an urban renewal project
7 under this chapter, subject to the limitations on
8 eminent domain authority in ~~chapter~~ chapters 6A and 6B.
9 However, a municipality shall not condemn agricultural
10 land included within an economic development area
11 for any use unless the owner of the agricultural land
12 consents to condemnation or unless the municipality
13 determines that the land is necessary or useful for any
14 of the following:

15 Sec. ____ NEW SECTION. 423B.11 Use of revenues —
16 limitation.

17 The revenue raised by a local sales and services

18 tax imposed under this chapter by a county shall not
 19 be expended for any purpose related to a project that
 20 includes the condemnation of private property for
 21 the creation of a lake according to the requirements
 22 of section 6A.22, subsection 2, paragraph "c",
 23 subparagraph (1), if the local sales and services tax
 24 has not been approved at election in the area where the
 25 property to be condemned is located.

26 Sec. ____ Section 455A.5, Code 2013, is amended by
 27 adding the following new subsection:

28 NEW SUBSECTION. 7. The authority granted to the
 29 commission to acquire real property for purposes
 30 of carrying out a duty related to development or
 31 maintenance of the recreation resources of the state,
 32 including planning, acquisition, and development of
 33 recreational projects, and areas and facilities related
 34 to such projects, shall not include the authority to
 35 acquire real property by eminent domain.

36 Sec. ____ Section 456A.24, subsection 2, unnumbered
 37 paragraph 1, Code 2013, is amended to read as follows:

38 Acquire by purchase, ~~condemnation~~, lease, agreement,
 39 gift, and devise lands or waters suitable for the
 40 purposes hereinafter enumerated, and rights-of-way
 41 thereto, and to maintain the same for the following
 42 purposes, ~~to wit~~:

43 Sec. ____ Section 456A.24, Code 2013, is amended by
 44 adding the following new subsection:

45 NEW SUBSECTION. 15. The authority granted the
 46 department to acquire real property for any statutory
 47 purpose relating to the development or maintenance
 48 of the recreation resources of the state, including
 49 planning, acquisition, and development of recreational
 50 projects, and areas and facilities related to such

Page 5

1 projects, shall not include the authority to acquire
 2 real property by eminent domain.

3 Sec. ____ Section 461A.7, Code 2013, is amended to
 4 read as follows:

5 461A.7 ~~Eminent domain~~ Purchase of lands — public
 6 parks.

7 The commission may purchase ~~or condemn~~ lands from
 8 willing sellers for public parks. ~~No~~ A contract for
 9 the purchase of such public parks shall not be made to
 10 an amount in excess of funds appropriated therefor by
 11 the general assembly.

12 Sec. ____ Section 461A.10, Code 2013, is amended to
 13 read as follows:

14 461A.10 Title to lands.

15 The title to all lands purchased, ~~condemned~~, or
 16 donated; hereunder, for park ~~or highway~~ purposes and

17 the title to all lands purchased, condemned, or donated
18 hereunder for highway purposes, shall be taken in the
19 name of the state and if thereafter it shall be deemed
20 advisable to sell any portion of the land so purchased
21 or condemned, the proceeds of such sale shall be placed
22 to the credit of the said public state parks fund to be
23 used for such park purposes.

24 Sec. ____ Section 463C.8, subsection 1, paragraph
25 k, Code 2013, is amended to read as follows:

26 k. The power to acquire, own, hold, administer,
27 and dispose of property, except that such power is not
28 a grant of authority to acquire property by eminent
29 domain.

30 Sec. ____ REPEAL. Sections 461A.9 and 461A.75,
31 Code 2013, are repealed.

32 Sec. ____ SEVERABILITY. If any provision of this
33 division of this Act is held invalid, the invalidity
34 shall not affect other provisions or applications of
35 this division of this Act which can be given effect
36 without the invalid provision, and to this end the
37 provisions of this division of this Act are severable
38 as provided in section 4.12.

39 Sec. ____ EFFECTIVE UPON ENACTMENT. This division
40 of this Act, being deemed of immediate importance,
41 takes effect upon enactment.

42 Sec. ____ APPLICABILITY. Except as otherwise
43 provided in this division of this Act, this division
44 of this Act applies to projects or condemnation
45 proceedings pending or commenced on or after the
46 effective date of this division of this Act.

47 Sec. ____ RETROACTIVE APPLICABILITY.
48 Notwithstanding any provision of law to the contrary,
49 the following provision or provisions of this division
50 of this Act apply retroactively to projects or

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1 condemnation proceedings pending or commenced on or
2 after February 15, 2013:

3 1. The section of this division of this Act
4 amending section 6A.22.

5 2. The section of this division of this Act
6 enacting section 6B.56B.>

7 2. Title page, by striking lines 1 and 2 and
8 inserting <An Act relating to the use of public and
9 private land, including the registration and titling>

10 3. Title page, line 4, after <program> by inserting
11 <, and to eminent domain authority and procedures, and
12 including effective date, retroactive applicability,

13 and other applicability provisions>
 14 4. By renumbering as necessary.

KAUFMANN of Cedar

H-1265

1 Amend Senate File 384, as amended, passed, and
 2 reprinted by the Senate, as follows:
 3 1. By striking page 2, line 2, through page 3, line
 4 20.
 5 2. Title page, lines 3 and 4, by striking
 6 <interference with official acts,>

BAUDLER of Adair
 R. OLSON of Polk

H-1266

1 Amend House File 197, as passed by the House, as
 2 follows:
 3 1. Page 1, line 3, by striking <Certification> and
 4 inserting <~~Certification~~ Beginning January 1, 2013,
 5 certification>
 6 2. Page 1, by striking lines 9 through 12 and
 7 inserting:
 8 <(1) ~~For Beginning January 1, 2013, for a two-year~~
 9 three-year initial certification, seven hundred fifty
 10 dollars.
 11 (2) ~~For Beginning January 1, 2013, for a two-year~~
 12 three-year recertification, one thousand dollars.
 13 Sec. ____ EFFECTIVE UPON ENACTMENT. This Act,
 14 being deemed of immediate importance, takes effect upon
 15 enactment.
 16 Sec. ____ RETROACTIVE APPLICABILITY. This
 17 Act applies retroactively to January 1, 2013. The
 18 department of inspections and appeals shall extend any
 19 initial certification or recertification issued to an
 20 adult day services program on or after January 1, 2013,
 21 and prior to the enactment of this Act, to reflect the
 22 three-year certification or recertification period
 23 specified under this Act.
 24 3. Title page, line 2, after <programs> by
 25 inserting <and including effective date and retroactive
 26 applicability provisions>
 27 4. By renumbering as necessary.

SENATE AMENDMENT

H-1267

1 Amend House File 210, as passed by the House, as
 2 follows:

- 3 1. Page 1, by striking lines 26 through 34.
- 4 2. By renumbering as necessary.

SENATE AMENDMENT

H-1268

1 Amend Senate File 362, as passed by the Senate, as
2 follows:

3 1. Page 1, after line 14 by inserting:

4 <Sec. ____ NEW SECTION. 232.101A Transfer of
5 guardianship of child to custodian.

6 1. After a dispositional hearing the court may
7 enter an order transferring guardianship of the child
8 to a custodian if all of the following conditions are
9 met:

10 a. The person receiving guardianship meets the
11 definition of custodian under section 232.2, subsection
12 11.

13 b. The person receiving guardianship has assumed
14 responsibility for the child for at least the six
15 consecutive months prior to filing of the petition
16 under this division and has maintained placement of
17 the child since the filing of the petition under this
18 division.

19 c. The parent of the child does not appear at the
20 dispositional hearing, or the parent appears at the
21 dispositional hearing, does not object to the transfer
22 of guardianship, and agrees to waive the requirement
23 for making reasonable efforts.

24 2. If the court transfers guardianship pursuant to
25 subsection 1, the court may close the child in need of
26 assistance case by transferring jurisdiction over the
27 child's guardianship to the probate court. The court
28 shall inform the proposed guardian of the guardian's
29 reporting duties under section 633.669 and other duties
30 under chapter 633. Upon transferring jurisdiction, the
31 court shall direct the probate clerk, once the proposed
32 guardian has filed an oath of office and identification
33 in accordance with section 602.6111, to issue letters
34 of appointment for guardianship and docket the case in
35 probate. Records contained in the probate case file
36 that were copied or transferred from the juvenile court
37 file concerning the case shall be subject to section
38 232.147 and other confidentiality provisions of this
39 chapter for cases not involving juvenile delinquency.>

40 2. Title page, line 1, after <to> by inserting
41 <transfer of guardianship and to>

42 3. By renumbering as necessary.

H-1269

1 Amend Senate File 406, as passed by the Senate, as
2 follows:

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

5 <DIVISION I
6 PERSONS WITH INTELLECTUAL DISABILITIES — INVOLUNTARY
7 COMMITMENTS

8 Section 1. Section 48A.2, subsection 3, Code 2013,
9 is amended to read as follows:

10 3. "Person who is incompetent to vote" means
11 a person with an intellectual disability who has
12 been found to lack the mental capacity to vote in a
13 proceeding held pursuant to section ~~222.31~~ or 633.556.

14 Sec. 2. Section 222.6, Code 2013, is amended to
15 read as follows:

16 222.6 State districts.

17 The administrator shall divide the state into two
18 districts in such manner that one of the resource
19 centers shall be located within each of the districts.
20 Such districts may from time to time be changed. After
21 such districts have been established, the administrator
22 shall notify all boards of supervisors, county
23 auditors, and clerks of the district courts of the
24 action. Thereafter, unless the administrator otherwise
25 orders, all admissions ~~or commitments~~ of persons with
26 an intellectual disability from a district shall be to
27 the resource center located within such district.

28 Sec. 3. Section 222.12, subsection 2, Code 2013, is
29 amended to read as follows:

30 2. Notice of the death of the patient, and the
31 cause of death, shall be sent to the county board of
32 supervisors ~~and to the judge of the court that had~~
33 ~~jurisdiction over a committed patient.~~ The fact of
34 death with the time, place, and alleged cause shall be
35 entered upon the docket of the court.

36 Sec. 4. Section 222.15, subsection 3, Code 2013, is
37 amended by striking the subsection.

38 Sec. 5. Section 222.59, subsection 3, Code 2013, is
39 amended by striking the subsection.

40 Sec. 6. Section 222.60, subsection 1, unnumbered
41 paragraph 1, Code 2013, is amended to read as follows:

42 All necessary and legal expenses for the cost
43 of admission ~~or commitment~~ or for the treatment,
44 training, instruction, care, habilitation, support
45 and transportation of persons with an intellectual
46 disability, as provided for in the county management
47 plan provisions implemented pursuant to section
48 331.439, subsection 1, in a state resource center, or
49 in a special unit, or any public or private facility
50 within or without the state, approved by the director

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1 of the department of human services, shall be paid by
2 either:

3 Sec. 7. Section 222.61, Code 2013, is amended to
4 read as follows:

5 222.61 Legal settlement determined.

6 When a county receives an application on behalf of
7 any person for admission to a resource center or a
8 special unit ~~or when a court issues an order committing~~
9 ~~any person to a resource center or a special unit~~, the
10 board of supervisors shall utilize the central point
11 of coordination process to determine and certify that
12 the legal settlement of the person is in one of the
13 following:

14 1. In the county in which the application is
15 received ~~or court is located~~.

16 2. In some other county of the state.

17 3. In another state or in a foreign country.

18 4. Unknown.

19 Sec. 8. Section 222.64, Code 2013, is amended to
20 read as follows:

21 222.64 Foreign state or country or unknown legal
22 settlement.

23 If the legal settlement of the person is determined
24 by the board of supervisors through the central point
25 of coordination process to be in a foreign state or
26 country or is determined to be unknown, the board of
27 supervisors shall certify the determination to the
28 administrator. The certification shall be accompanied
29 by a copy of the evidence supporting the determination.
30 The care of the person shall be as arranged by the
31 board of supervisors or by an order as the court
32 may enter. Application for admission ~~or order of~~
33 ~~commitment~~ may be made pending investigation by the
34 administrator.

35 Sec. 9. Section 222.67, Code 2013, is amended to
36 read as follows:

37 222.67 Charge on finding of settlement.

38 If a person has been received into a resource center
39 or a special unit as a patient whose legal settlement
40 is supposedly outside the state or is unknown and the
41 administrator determines that the legal settlement of
42 the patient was at the time of admission ~~or commitment~~
43 in a county of this state, the administrator shall
44 certify the determination and charge all legal costs
45 and expenses pertaining to the admission ~~or commitment~~
46 and support of the patient to the county of legal
47 settlement. The certification shall be sent to the
48 county of legal settlement. The certification shall
49 be accompanied by a copy of the evidence supporting
50 the determination. If the person's legal settlement

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1 status has been determined in accordance with section
2 225C.8, the legal costs and expenses shall be charged
3 to the county or as a state case in accordance with
4 that determination. The costs and expenses shall be
5 collected as provided by law in other cases.

6 Sec. 10. Section 222.68, Code 2013, is amended to
7 read as follows:

8 222.68 Costs paid in first instance.

9 All necessary and legal expenses for the cost of
10 admission ~~or commitment~~ of a person to a resource
11 center or a special unit when the person's legal
12 settlement is found to be in another county of this
13 state shall in the first instance be paid by the county
14 from which the person was admitted ~~or committed~~. The
15 county of legal settlement shall reimburse the county
16 which pays for all such expenses. Where any county
17 fails to make such reimbursement within forty-five days
18 following submission of a properly itemized bill to the
19 county of legal settlement, a penalty of not greater
20 than one percent per month on and after forty-five days
21 from submission of the bill may be added to the amount
22 due.

23 Sec. 11. Section 222.69, Code 2013, is amended to
24 read as follows:

25 222.69 Payment by state.

26 All necessary and legal expenses for the cost of
27 admission ~~or commitment~~ of a person to a resource
28 center or a special unit when the person's legal
29 settlement is outside this state or is unknown shall
30 be paid out of any money in the state treasury not
31 otherwise appropriated. Such payments shall be made on
32 itemized vouchers executed by the auditor of the county
33 from which the expenses have been paid and approved by
34 the administrator.

35 Sec. 12. Section 222.70, Code 2013, is amended to
36 read as follows:

37 222.70 Legal settlement disputes.

38 If a dispute arises between counties or between the
39 department and a county as to the legal settlement of a
40 person admitted ~~or committed~~ to a resource center, a
41 special unit, or a community-based service, the dispute
42 shall be resolved as provided in section 225C.8.

43 Sec. 13. Section 222.78, Code 2013, is amended to
44 read as follows:

45 222.78 Parents and others liable for support.

46 The father and mother of any patient admitted ~~or~~
47 ~~committed~~ to a resource center or to a special unit,
48 as either an inpatient or an outpatient, and any
49 person, firm, or corporation bound by contract made
50 for support of the patient are liable for the support

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1 of the patient. The patient and those legally bound
2 for the support of the patient shall be liable to the
3 county for all sums advanced by the county to the state
4 under the provisions of sections 222.60 and 222.77.
5 The liability of any person, other than the patient,
6 who is legally bound for the support of a patient who
7 is under eighteen years of age in a resource center or
8 a special unit shall not exceed the average minimum
9 cost of the care of a normally intelligent minor
10 without a disability of the same age and sex as the
11 minor patient. The administrator shall establish the
12 scale for this purpose but the scale shall not exceed
13 the standards for personal allowances established
14 by the state division under the family investment
15 program. The father or mother shall incur liability
16 only during any period when the father or mother either
17 individually or jointly receive a net income from
18 whatever source, commensurate with that upon which
19 they would be liable to make an income tax payment to
20 this state. The father or mother of a patient shall
21 not be liable for the support of the patient upon the
22 patient attaining eighteen years of age. Nothing in
23 this section shall be construed to prevent a relative
24 or other person from voluntarily paying the full actual
25 cost as established by the administrator for caring for
26 the patient with an intellectual disability.

27 Sec. 14. Section 222.80, Code 2013, is amended to
28 read as follows:

29 222.80 Liability to county.

30 A person admitted ~~or committed~~ to a county
31 institution or home or admitted ~~or committed~~ at
32 county expense to a private hospital, sanitarium, or
33 other facility for treatment, training, instruction,
34 care, habilitation, and support as a patient with an
35 intellectual disability shall be liable to the county
36 for the reasonable cost of the support as provided in
37 section 222.78.

38 Sec. 15. Section 222.91, Code 2013, is amended to
39 read as follows:

40 222.91 Direct referral to special unit.

41 In addition to any other manner of referral, or
42 admission, ~~or commitment~~ to the special unit provided
43 for by this chapter, persons may be referred directly
44 to the special unit by courts, law enforcement
45 agencies, or state penal or correctional institutions
46 for services under ~~subsection 2 of section 222.88,~~
47 subsection 2; but persons so referred shall not be
48 admitted or committed unless a preadmission diagnostic
49 evaluation indicates that the person would benefit from
50 such services, and the admission or commitment of the

Page 5

1 person to the special unit would not cause the special
2 unit's patient load to exceed its capacity.

3 Sec. 16. Section 232.51, Code 2013, is amended to
4 read as follows:

5 232.51 Disposition of child with mental illness ~~or~~
6 ~~an intellectual disability.~~

7 1. If the evidence received at an adjudicatory or
8 a dispositional hearing indicates that the child is
9 mentally ill, the court may direct the juvenile court
10 officer or the department to initiate proceedings or to
11 assist the child's parent or guardian to initiate civil
12 commitment proceedings in the juvenile court and such
13 proceedings in the juvenile court shall adhere to the
14 requirements of chapter 229.

15 ~~2. If the evidence received at an adjudicatory or~~
16 ~~a dispositional hearing indicates that the child has~~
17 ~~an intellectual disability, the court may direct the~~
18 ~~juvenile court officer or the department to initiate~~
19 ~~proceedings or to assist the child's parent or guardian~~
20 ~~to initiate civil commitment proceedings in the~~
21 ~~juvenile court and such proceedings shall adhere to the~~
22 ~~requirements of chapter 222.~~

23 ~~3.~~ 2. a. If prior to the adjudicatory or
24 dispositional hearing on the pending delinquency
25 petition, the child is committed as a child with a
26 mental illness ~~or an intellectual disability~~ and is
27 ordered into a residential facility, institution, or
28 hospital for inpatient treatment, the delinquency
29 proceeding shall be suspended until such time as the
30 juvenile court either terminates the civil commitment
31 order or the child is released from the residential
32 facility, institution, or hospital for purposes of
33 receiving outpatient treatment.

34 b. During any time that the delinquency proceeding
35 is suspended pursuant to this subsection, any
36 time limits for speedy adjudicatory hearings and
37 continuances shall be tolled.

38 c. This subsection shall not apply to waiver
39 hearings held pursuant to section 232.45.

40 Sec. 17. Section 331.756, subsection 42, Code 2013,
41 is amended by striking the subsection.

42 Sec. 18. Section 602.8102, subsections 36 and 37,
43 Code 2013, are amended by striking the subsections.

44 Sec. 19. REPEAL. Sections 222.16 through 222.33,
45 sections 222.36 through 222.49, section 222.51,
46 and sections 222.54 through 222.58, Code 2013, are
47 repealed.

48 Sec. 20. EFFECTIVE DATE. This division of this Act
49 takes effect July 1, 2014.

50

DIVISION II

Page 6

1 INVOLUNTARY COMMITMENTS —
2 SUBSTANCE-RELATED DISORDERS AND MENTAL ILLNESS

3 Sec. 21. NEW SECTION. 125.74A Preapplication
4 screening assessment — program.

5 Prior to filing an application pursuant to section
6 125.75, the clerk of the district court or the
7 clerk's designee shall inform the interested person
8 referred to in section 125.75 about the option of
9 requesting a preapplication screening assessment
10 through a preapplication screening assessment program,
11 if available. The state court administrator shall
12 prescribe practices and procedures for implementation
13 of the preapplication screening assessment program.

14 Sec. 22. Section 125.75, Code 2013, is amended to
15 read as follows:

16 ~~125.75 Involuntary commitment or treatment —~~
17 ~~application~~ Application.

18 1. Proceedings for the involuntary commitment or
19 treatment of a person with a substance-related disorder
20 to a facility ~~pursuant to this chapter or for the~~
21 ~~involuntary hospitalization of a person pursuant to~~
22 ~~chapter 229~~ may be commenced by ~~the county attorney~~
23 ~~or an any~~ interested person by filing a verified
24 application with the clerk of the district court of
25 the county where the respondent is presently located
26 or which is the respondent's place of residence.
27 The clerk or the clerk's designee shall assist the
28 applicant in completing the application.

29 2. The application shall:

30 1. a. State the applicant's belief that the
31 respondent is a person ~~with a substance-related~~
32 ~~disorder, who presents a danger to self or others~~
33 ~~and lacks judgmental capacity due to either of the~~
34 ~~following:~~

35 (1) A substance-related disorder as defined in
36 section 125.2.

37 (2) A serious mental impairment as defined in
38 section 229.1.

39 2. b. State ~~any other pertinent facts in support~~
40 ~~of each belief described in paragraph "a".~~

41 3. c. Be accompanied by one or more of the
42 following:

43 a. (1) A written statement of a licensed physician
44 in support of the application.

45 b. (2) One or more supporting affidavits
46 corroborating the application.

47 e. (3) Corroborative information obtained and
48 reduced to writing by the clerk or the clerk's
49 designee, but only when circumstances make it
50 infeasible to obtain, or when the clerk considers it

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1 appropriate to supplement, the information under either
2 ~~paragraph "a" subparagraph (1) or paragraph "b" (2)~~
3 3. Prior to the filing of an application pursuant
4 to this section, the clerk or the clerk's designee
5 shall inform the interested person referred to
6 in subsection 1 about the option of requesting a
7 preapplication screening assessment pursuant to section
8 125.74A.

9 4. The supreme court shall prescribe rules
10 and establish forms as necessary to carry out the
11 provisions of this section.

12 Sec. 23. Section 125.75A, Code 2013, is amended to
13 read as follows:

14 125.75A Involuntary ~~commitment or treatment of~~
15 proceedings — minors — jurisdiction.

16 The juvenile court has exclusive original
17 jurisdiction in proceedings concerning a minor for whom
18 an application ~~for involuntary commitment or treatment~~
19 is filed under section 125.75. In proceedings under
20 this division concerning a minor's involuntary
21 commitment or treatment, the term "court", "judge", or
22 "clerk" means the juvenile court, judge, or clerk.

23 Sec. 24. Section 125.77, Code 2013, is amended to
24 read as follows:

25 125.77 Service of notice.

26 Upon the filing of an application ~~for involuntary~~
27 ~~commitment pursuant to section 125.75~~, the clerk shall
28 docket the case and immediately notify a district court
29 judge, a district associate judge, or magistrate who
30 is admitted to the practice of law in this state,
31 who shall review the application and accompanying
32 documentation. The clerk shall send copies of the
33 application and supporting documentation, together
34 with the notice informing the respondent of the
35 procedures required by this division, to the sheriff,
36 for immediate service upon the respondent. If the
37 respondent is taken into custody under section 125.81,
38 service of the application, documentation, and notice
39 upon the respondent shall be made at the time the
40 respondent is taken into custody.

41 Sec. 25. Section 125.78, unnumbered paragraph 1,
42 Code 2013, is amended to read as follows:

43 As soon as practical after the filing of an
44 application ~~for involuntary commitment or treatment~~
45 pursuant to section 125.75, the court shall:

46 Sec. 26. Section 125.79, Code 2013, is amended to
47 read as follows:

48 125.79 Respondent's attorney informed.

49 The court shall direct the clerk to furnish at once
50 to the respondent's attorney, copies of the application

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1 ~~for involuntary commitment of the respondent pursuant~~
2 ~~to section 125.75~~ and the supporting documentation,
3 and of the court's order issued pursuant to section
4 125.78, subsection 3. If the respondent is taken into
5 custody under section 125.81, the attorney shall also
6 be advised of that fact. The respondent's attorney
7 shall represent the respondent at all stages of the
8 proceedings and shall attend the commitment hearing.

9 Sec. 27. Section 229.5, Code 2013, is amended to
10 read as follows:

11 229.5 Departure without notice.

12 If a voluntary patient departs from the hospital
13 without notice, and in the opinion of the chief medical
14 officer the patient is seriously mentally impaired,
15 the chief medical officer may file an application
16 ~~for involuntary hospitalization of~~ on the departed
17 voluntary patient pursuant to section 229.6, and
18 request that an order for immediate custody be entered
19 by the court pursuant to section 229.11.

20 Sec. 28. Section 229.5A, Code 2013, is amended to
21 read as follows:

22 229.5A Preapplication screening assessment —
23 program.

24 Prior to filing an application ~~for involuntary~~
25 ~~hospitalization~~ pursuant to section 229.6, the clerk
26 of the district court or the clerk's designee shall
27 inform the interested person referred to in section
28 229.6, subsection 1, about the option of requesting
29 a preapplication screening assessment through a
30 preapplication screening assessment program, if
31 available. The state court administrator shall
32 prescribe practices and procedures for implementation
33 of the preapplication screening assessment program.

34 Sec. 29. Section 229.6, Code 2013, is amended to
35 read as follows:

36 229.6 Application for order of involuntary
37 hospitalization.

38 1. Proceedings for the involuntary hospitalization
39 of an individual pursuant to this chapter or for the
40 involuntary commitment or treatment of a person with a
41 substance-related disorder to a facility pursuant to
42 chapter 125 may be commenced by any interested person
43 by filing a verified application with the clerk of
44 the district court of the county where the respondent
45 is presently located, or which is the respondent's
46 place of residence. The clerk, or the clerk's
47 designee, shall assist the applicant in completing the
48 application.

49 2. The application shall:

50 a. State the applicant's belief that the respondent

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1 is ~~seriously mentally impaired~~. a person who presents a
2 danger to self or others and lacks judgmental capacity
3 due to either of the following:

4 (1) A substance-related disorder as defined in
5 section 125.2.

6 (2) A serious mental impairment as defined in
7 section 229.1.

8 b. ~~State any other pertinent facts in support of~~
9 each belief described in paragraph "a".

10 c. Be accompanied by any of the following:

11 (1) A written statement of a licensed physician in
12 support of the application.

13 (2) One or more supporting affidavits otherwise
14 corroborating the application.

15 (3) Corroborative information obtained and reduced
16 to writing by the clerk or the clerk's designee, but
17 only when circumstances make it infeasible to comply
18 with, or when the clerk considers it appropriate to
19 supplement the information supplied pursuant to, either
20 subparagraph (1) or (2).

21 ~~2. 3.~~ Prior to the filing of an application
22 pursuant to this section, the clerk or the clerk's
23 designee shall inform the interested person referred
24 to in subsection 1 about the option of requesting a
25 preapplication screening assessment pursuant to section
26 229.5A.

27 4. The supreme court shall prescribe rules
28 and establish forms as necessary to carry out the
29 provisions of this section.

30 Sec. 30. Section 229.6A, subsection 1, Code 2013,
31 is amended to read as follows:

32 1. Notwithstanding section 229.11, the juvenile
33 court has exclusive original jurisdiction in
34 proceedings concerning a minor for whom an application
35 ~~for involuntary admission~~ is filed under section 229.6
36 or for whom an application for voluntary admission
37 is made under section 229.2, subsection 1, to which
38 the minor objects. In proceedings under this chapter
39 concerning a minor, notwithstanding section 229.11, the
40 term "court", "judge", or "clerk" means the juvenile
41 court, judge, or clerk.

42 Sec. 31. Section 229.7, Code 2013, is amended to
43 read as follows:

44 229.7 Service of notice upon respondent.

45 Upon the filing of an application ~~for involuntary~~
46 ~~hospitalization pursuant to section 229.6~~, the clerk
47 shall docket the case and immediately notify a district
48 court judge, district associate judge, or magistrate
49 who is admitted to the practice of law in this state,
50 who shall review the application and accompanying

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1 documentation. If the application is adequate as to
2 form, the court may set a time and place for a hearing
3 on the application, if feasible, but the hearing shall
4 not be held less than forty-eight hours after notice
5 to the respondent unless the respondent waives such
6 minimum prior notice requirement. The court shall
7 direct the clerk to send copies of the application
8 and supporting documentation, together with a notice
9 informing the respondent of the procedures required by
10 this chapter, to the sheriff or the sheriff's deputy
11 for immediate service upon the respondent. If the
12 respondent is taken into custody under section 229.11,
13 service of the application, documentation and notice
14 upon the respondent shall be made at the time the
15 respondent is taken into custody.

16 Sec. 32. Section 229.8, unnumbered paragraph 1,
17 Code 2013, is amended to read as follows:

18 As soon as practicable after the filing of an
19 application ~~for involuntary hospitalization pursuant to~~
20 section 229.6, the court shall:

21 Sec. 33. Section 229.9, Code 2013, is amended to
22 read as follows:

23 229.9 Respondent's attorney informed.

24 The court shall direct the clerk to furnish at
25 once to the respondent's attorney copies of the
26 application ~~for involuntary hospitalization of the~~
27 ~~respondent~~ filed pursuant to section 229.6 and the
28 supporting documentation, and of the court's order
29 issued pursuant to section 229.8, subsection 3. If the
30 respondent is taken into custody under section 229.11,
31 the attorney shall also be advised of that fact. The
32 respondent's attorney shall represent the respondent
33 at all stages of the proceedings, and shall attend the
34 hospitalization hearing.

35 Sec. 34. Section 229.21, subsection 2, Code 2013,
36 is amended to read as follows:

37 2. When an application for involuntary
38 hospitalization ~~under this chapter or an application~~
39 for involuntary commitment or treatment of persons with
40 substance-related disorders under ~~sections~~ section
41 229.6 or 125.75 to 125.94 is filed with the clerk of
42 the district court in any county for which a judicial
43 hospitalization referee has been appointed, and no
44 district judge, district associate judge, or magistrate
45 who is admitted to the practice of law in this state
46 is accessible, the clerk shall immediately notify the
47 referee in the manner required by section 229.7 or
48 section 125.77. The referee shall discharge all of
49 the duties imposed upon the court by sections 229.7 to
50 229.22 or sections 125.75 to 125.94 in the proceeding

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1 so initiated. Subject to the provisions of subsection
2 4, orders issued by a referee, in discharge of duties
3 imposed under this section, shall have the same force
4 and effect as if ordered by a district judge. However,
5 any commitment to a facility regulated and operated
6 under chapter 135C shall be in accordance with section
7 135C.23.

8 Sec. 35. Section 229.22, subsection 3, Code 2013,
9 is amended to read as follows:

10 3. The chief medical officer of the facility or
11 hospital shall examine and may detain and care for
12 the person taken into custody under the magistrate's
13 order for a period not to exceed forty-eight hours from
14 the time such order is dated, excluding Saturdays,
15 Sundays and holidays, unless the order is sooner
16 dismissed by a magistrate. The facility or hospital
17 may provide treatment which is necessary to preserve
18 the person's life, or to appropriately control behavior
19 by the person which is likely to result in physical
20 injury to the person's self or others if allowed to
21 continue, but may not otherwise provide treatment to
22 the person without the person's consent. The person
23 shall be discharged from the facility or hospital and
24 released from custody not later than the expiration of
25 that period, unless an application ~~for the person's~~
26 ~~involuntary hospitalization~~ is sooner filed with
27 the clerk pursuant to section 229.6. Prior to such
28 discharge the facility or hospital shall, if required
29 by this section, notify the law enforcement agency
30 requesting such notification about the discharge of
31 the person. The law enforcement agency shall retrieve
32 the person no later than six hours after notification
33 from the facility or hospital but in no circumstances
34 shall the detention of the person exceed the period
35 of time prescribed for detention by this subsection.
36 The detention of any person by the procedure and not
37 in excess of the period of time prescribed by this
38 section shall not render the peace officer, physician,
39 facility, or hospital so detaining that person liable
40 in a criminal or civil action for false arrest or
41 false imprisonment if the peace officer, physician,
42 facility, or hospital had reasonable grounds to believe
43 the person so detained was mentally ill and likely to
44 physically injure the person's self or others if not
45 immediately detained, or if the facility or hospital
46 was required to notify a law enforcement agency by this
47 section, and the law enforcement agency requesting
48 notification prior to discharge retrieved the person no
49 later than six hours after the notification, and the
50 detention prior to the retrieval of the person did not

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1 exceed the period of time prescribed for detention by
2 this subsection.

3 Sec. 36. Section 229.24, subsection 1, Code 2013,
4 is amended to read as follows:

5 1. All papers and records pertaining to any
6 involuntary hospitalization or application for
7 ~~involuntary hospitalization pursuant to section 229.6~~
8 of any person under this chapter, whether part of the
9 permanent record of the court or of a file in the
10 department of human services, are subject to inspection
11 only upon an order of the court for good cause shown.

12 Sec. 37. Section 229.27, subsection 2, Code 2013,
13 is amended to read as follows:

14 2. The applicant may, in initiating a petition for
15 ~~involuntary hospitalization of a person~~ under section
16 229.6 or at any subsequent time prior to conclusion
17 of the involuntary hospitalization proceeding, also
18 petition the court for a finding that the person is
19 incompetent by reason of mental illness. The test
20 of competence for the purpose of this section shall
21 be whether the person possesses sufficient mind to
22 understand in a reasonable manner the nature and effect
23 of the act in which the person is engaged; the fact
24 that a person is mentally ill and in need of treatment
25 for that illness but because of the illness lacks
26 sufficient judgment to make responsible decisions with
27 respect to the person's hospitalization or treatment
28 does not necessarily mean that that person is incapable
29 of transacting business on any subject.

30 Sec. 38. Section 602.1209, subsection 16, Code
31 2013, is amended to read as follows:

32 16. Prescribe practices and procedures for the
33 implementation of the preapplication screening
34 assessment program referred to in ~~section~~ sections
35 125.75A and 229.5A.

36 Sec. 39. REPEAL. Sections 125.75B and 229.2A, Code
37 2013, are repealed.

38 Sec. 40. STUDY — BED AVAILABILITY TRACKING
39 SYSTEM. The department of human services shall
40 conduct a study regarding the possible development
41 of a hospital bed tracking system in order to most
42 efficiently and effectively serve the needs of persons
43 suffering from mental illness. The department shall
44 submit a report of the study and make recommendations
45 to the governor and the general assembly by December
46 16, 2013.

47 DIVISION III

48 DEPARTMENT OF HUMAN RIGHTS RESPONSIBILITY FOR MENTAL 49 HEALTH ADVOCATES

50 Sec. 41. NEW SECTION. 216A.171 Definitions.

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

3 1. "Administrator" means the administrator of the
4 office of mental health advocate of the department of
5 human rights.

6 2. "Office" means the office of mental health
7 advocate of the department of human rights.

8 Sec. 42. NEW SECTION. 216A.172 Duties of
9 administrator.

10 The administrator shall administer the office's
11 conduct of the mental health advocate program as
12 provided by section 229.19 and other applicable law.
13 The administrator's duties may include but are not
14 limited to all of the following:

15 1. Appointing persons to serve as mental health
16 advocates and other office staff and identifying
17 qualifications for persons serving as a mental health
18 advocate. The minimum qualifications for a mental
19 health advocate whose initial appointment commences on
20 or after July 1, 2013, shall be a bachelor's degree
21 from an accredited school, college, or university in
22 social work, counseling, human services, health, or
23 nursing and one year of experience in the provision of
24 mental health services. A person who is a licensed
25 registered nurse pursuant to chapter 152 who is current
26 with applicable continuing education requirements
27 shall be deemed to have met the minimum experience
28 requirement.

29 2. Training and supervising office staff.

30 3. Implementing procedures for appointing,
31 dismissing, and supervising advocates.

32 4. Administering program additions and expansions,
33 including providing advocate services for persons with
34 a substance-related disorder and persons found not
35 guilty by reason of insanity, if such additions or
36 expansions are authorized and funded.

37 5. Developing and implementing a case weight system
38 for use in appointing and compensating advocates.

39 6. Administering case reviews and audits.

40 Sec. 43. TRANSITION.

41 1. The department of human rights shall commence
42 organizational activities during the fiscal year
43 beginning July 1, 2013, as necessary to fully implement
44 this division and assume responsibility for mental
45 health advocates as provided in this division and
46 division II of this Act on July 1, 2014.

47 2. If necessary for the purposes of subsection
48 1, the department of human rights may adopt emergency
49 rules under section 17A.4, subsection 3, and section
50 17A.5, subsection 2, paragraph "b", to implement the

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1 provisions of division II of this Act on July 1, 2014,
2 and the rules shall be effective immediately upon
3 filing unless a later date is specified in the rules.
4 Any rules adopted in accordance with this section shall
5 also be published as a notice of intended action as
6 provided in section 17A.4.

7 DIVISION IV

8 IMPLEMENTATION — MENTAL HEALTH ADVOCATES

9 Sec. 44. Section 225C.4, subsection 1, paragraph m,
10 Code 2013, is amended to read as follows:

11 m. Provide consultation and technical assistance to
12 ~~patients'~~ mental health advocates appointed pursuant
13 to section 229.19, in cooperation with the judicial
14 branch and the department of human rights, and to the
15 resident advocate committees appointed for health care
16 facilities pursuant to section 135C.25.

17 Sec. 45. Section 226.31, Code 2013, is amended to
18 read as follows:

19 226.31 Examination by court — notice.

20 Before granting the order authorized in section
21 226.30 the court or judge shall investigate the
22 allegations of the petition and before proceeding to a
23 hearing on the allegations shall require notice to be
24 served on the attorney who represented the patient in
25 any prior proceedings under sections 229.6 to 229.15
26 ~~or the~~ and to any mental health advocate appointed for
27 the patient under section 229.19, or in the case of a
28 patient who entered the hospital voluntarily, on any
29 relative, friend, or guardian of the person in question
30 of the filing of the application. At the hearing the
31 court or judge shall appoint a guardian ad litem for
32 the person, if the court or judge deems such action
33 necessary to protect the rights of the person. The
34 guardian ad litem shall be a practicing attorney.

35 Sec. 46. Section 229.2, subsection 1, paragraph
36 b, subparagraph (6), Code 2013, is amended to read as
37 follows:

38 (6) Upon approval of the admission of a minor
39 over the minor's objections, the juvenile court shall
40 notify the office of mental health advocate of the
41 department of human rights and the office shall appoint
42 an individual to act as ~~an~~ the mental health advocate
43 ~~representing the interests of~~ for the minor ~~in the~~
44 ~~same manner as an advocate representing the interests~~
45 ~~of patients involuntarily hospitalized pursuant to~~ in
46 accordance with section 229.19.

47 Sec. 47. Section 229.9A, Code 2013, is amended to
48 read as follows:

49 229.9A ~~Advocate~~ Mental health advocate informed --
50 hearings.

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1 The court shall direct the clerk to furnish
2 the ~~office of the mental health~~ advocate of ~~the~~
3 ~~respondent's county of legal settlement~~ designated
4 for the court by the department of human rights with
5 a copy of application and any order issued pursuant
6 to section 229.8, subsection 3. The mental health
7 advocate designated for the court may attend the
8 ~~hospitalization any court hearing of any involving the~~
9 ~~respondent for whom the advocate has received notice of~~
10 ~~a hospitalization hearing.~~

11 Sec. 48. Section 229.12, subsection 2, Code 2013,
12 is amended to read as follows:

13 2. All persons not necessary for the conduct of
14 the proceeding shall be excluded, except that the
15 court may admit persons having a legitimate interest
16 in the proceeding and shall permit the mental health
17 ~~advocate from the respondent's county of legal~~
18 ~~settlement designated for the court by the department~~
19 of human rights to attend the hearing. Upon motion
20 of the county attorney, the judge may exclude the
21 respondent from the hearing during the testimony of
22 any particular witness if the judge determines that
23 witness's testimony is likely to cause the respondent
24 severe emotional trauma.

25 Sec. 49. Section 229.14A, subsection 1, Code 2013,
26 is amended to read as follows:

27 1. With respect to a chief medical officer's
28 report made pursuant to section 229.14, subsection 1,
29 paragraph "b", "c", or "d", or any other provision of
30 this chapter related to involuntary commitment for
31 which the court issues a placement order or a transfer
32 of placement is authorized, the court shall provide
33 notice to the respondent, ~~and~~ the respondent's attorney
34 ~~or, and any~~ and any mental health advocate appointed for the
35 respondent pursuant to section 229.19 concerning the
36 placement order and the respondent's right to request
37 a placement hearing to determine if the order for
38 placement or transfer of placement is appropriate.

39 Sec. 50. Section 229.14A, subsection 5, paragraph
40 c, Code 2013, is amended to read as follows:

41 c. If the respondent's attorney has withdrawn
42 ~~pursuant to section 229.19~~, the court shall appoint an
43 attorney for the respondent in the manner described in
44 section 229.8, subsection 1.

45 Sec. 51. Section 229.15, subsection 6, Code 2013,
46 is amended to read as follows:

47 6. Upon receipt of any report required or
48 authorized by this section the court shall furnish a
49 copy to the patient's attorney, ~~or alternatively and~~
50 to the mental health advocate appointed ~~as required~~

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1 ~~by section 229.19 for the patient.~~ The court shall
2 examine the report and take the action thereon which
3 it deems appropriate. Should the court fail to
4 receive any report required by this section or section
5 229.14 at the time the report is due, the court shall
6 investigate the reason for the failure to report and
7 take whatever action may be necessary in the matter.

8 Sec. 52. Section 229.19, Code 2013, is amended to
9 read as follows:

10 229.19 Advocates Mental health advocates — duties
11 — compensation — state and county liability.

12 1. a. ~~In each county with a population of three~~
13 ~~hundred thousand or more inhabitants the board of~~
14 ~~supervisors shall appoint an individual who has~~
15 ~~demonstrated by prior activities an informed concern~~
16 ~~for the welfare and rehabilitation of persons with~~
17 ~~mental illness, and who is not an officer or employee~~
18 ~~of the department of human services nor of any agency~~
19 ~~or facility providing care or treatment to persons with~~
20 ~~mental illness, to act as an advocate representing~~
21 ~~the interests of patients involuntarily hospitalized~~
22 ~~by the court, in any matter relating to the patients'~~
23 ~~hospitalization or treatment under section 229.14 or~~
24 ~~229.15. In each county with a population of under~~
25 ~~three hundred thousand inhabitants, the chief judge~~
26 ~~of the judicial district encompassing the county~~
27 ~~shall appoint the advocate. For the purposes of this~~
28 ~~section, "office" means the office of mental health~~
29 ~~advocate of the department of human rights.~~

30 b. ~~The court or, if the advocate is appointed by~~
31 ~~the county board of supervisors, the board shall assign~~
32 ~~the advocate appointed from a patient's county of legal~~
33 ~~settlement to represent the interests of the patient.~~
34 ~~If a patient has no county of legal settlement, the~~
35 ~~court or, if the advocate is appointed by the county~~
36 ~~board of supervisors, the board shall assign the~~
37 ~~advocate appointed from the county where the hospital~~
38 ~~or facility is located to represent the interests of~~
39 ~~the patient.~~

40 c. ~~The advocate's responsibility with respect to~~
41 ~~any patient shall begin at whatever time the attorney~~
42 ~~employed or appointed to represent that patient as~~
43 ~~respondent in hospitalization proceedings, conducted~~
44 ~~under sections 229.6 to 229.13, reports to the court~~
45 ~~that the attorney's services are no longer required and~~
46 ~~requests the court's approval to withdraw as counsel~~
47 ~~for that patient. However, if~~

48 b. ~~If the patient is found to be seriously mentally~~
49 ~~impaired at the hospitalization hearing, the attorney~~
50 ~~representing the patient shall automatically be~~

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1 ~~relieved of responsibility in the case and an a mental~~
2 ~~health advocate shall be assigned to appointed for~~
3 ~~the patient at the conclusion of the hearing unless~~
4 ~~the attorney indicates an intent to continue the~~
5 ~~attorney's services and. The court shall notify the~~
6 ~~office of the court's finding and the office shall~~
7 ~~appoint an advocate for the patient. The advocate's~~
8 ~~responsibility with respect to a patient shall begin~~
9 ~~when the advocate is appointed for the patient. The~~
10 ~~attorney representing the patient shall automatically~~
11 ~~be relieved of responsibility at the conclusion of~~
12 ~~the hearing unless the attorney requests to continue~~
13 ~~representation and the court so directs authorizes the~~
14 ~~attorney to remain on the case. If the court directs~~
15 ~~the attorney to remain on the case, the attorney shall~~
16 ~~assume all the duties of an advocate cooperate with~~
17 ~~the advocate appointed for the patient. The clerk~~
18 ~~shall furnish the advocate with a copy of the court's~~
19 ~~order approving the withdrawal or continuation of the~~
20 ~~attorney and shall inform the patient of the name of~~
21 ~~the patient's advocate.~~

22 ~~d. c.~~ With regard to each patient whose interests
23 ~~the for whom a mental health~~ advocate is required to
24 ~~represent appointed~~ pursuant to this section, the
25 advocate's duties shall include all of the following:

- 26 (1) To review each report submitted pursuant to
27 sections 229.14 and 229.15.
- 28 (2) ~~If the advocate is not an attorney, to To~~
29 advise the court at any time it appears that the
30 services of an attorney are required to properly
31 safeguard the patient's interests.
- 32 (3) To be readily accessible to communications from
33 the patient and to originate communications with the
34 patient within five days of the patient's commitment.
- 35 (4) To visit the patient within fifteen days of the
36 patient's commitment and periodically thereafter.
- 37 (5) To communicate with medical personnel treating
38 the patient and to review the patient's medical records
39 pursuant to section 229.25.
- 40 (6) To file with the court ~~and the office~~ quarterly
41 reports, and additional reports as the advocate feels
42 necessary or as required by the ~~court office~~, in a form
43 prescribed by the ~~court office~~. The reports shall
44 state what actions the advocate has taken with respect
45 to each patient and the amount of time spent.
- 46 (7) To utilize the related best practices for the
47 duties identified in this paragraph "d" "c" developed
48 and promulgated by the judicial council.
- 49 e. d. ~~An~~ Subject to the availability of funding
50 ~~appropriated for this purpose, a mental health~~ advocate

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1 may also be appointed pursuant to this section for an
2 individual who has been diagnosed with a co-occurring
3 mental illness and ~~substance-related~~ substance-related
4 disorder.

5 2. The hospital or facility to which a patient is
6 committed shall grant all reasonable requests of the
7 patient's mental health advocate to visit the patient,
8 to communicate with medical personnel treating the
9 patient, and to review the patient's medical records
10 pursuant to section 229.25. An advocate shall not
11 disseminate information from a patient's medical
12 records to any other person unless done for official
13 purposes in connection with the advocate's duties
14 pursuant to this chapter or when required by law.

15 3. ~~The court or, if the advocate is appointed by~~
16 ~~the county board of supervisors, the board office~~ shall
17 ~~prescribe~~ provide reasonable compensation for the
18 services of the advocate in accordance with section
19 216A.172. ~~The compensation shall be based upon the~~
20 ~~reports filed by the advocate with the court. The~~
21 ~~advocate's compensation shall be paid by the county~~
22 ~~in which the court is located, either on order of the~~
23 ~~court or, if the advocate is appointed by the county~~
24 ~~board of supervisors, on the direction of the board.~~
25 ~~If the advocate is appointed by the court, the advocate~~
26 ~~is an employee of the state for purposes of chapter~~
27 ~~669. If the advocate is appointed by the county~~
28 ~~board of supervisors, the advocate is an employee~~
29 ~~of the county for purposes of chapter 670. If the~~
30 ~~patient or the person who is legally liable for the~~
31 ~~patient's support is not indigent, the board office~~
32 ~~shall recover the costs of compensating the advocate~~
33 ~~from that person. If that person has an income level~~
34 ~~as determined pursuant to section 815.9 greater than~~
35 ~~one hundred percent but not more than one hundred~~
36 ~~fifty percent of the poverty guidelines, at least~~
37 ~~one hundred dollars of the advocate's compensation~~
38 ~~shall be recovered in the manner prescribed by the~~
39 ~~county board of supervisors. If that person has~~
40 ~~an income level as determined pursuant to section~~
41 ~~815.9 greater than one hundred fifty percent of the~~
42 ~~poverty guidelines, at least two hundred dollars of~~
43 ~~the advocate's compensation shall be recovered in~~
44 ~~substantially the same manner prescribed by the county~~
45 ~~board of supervisors as provided in section 815.9.~~

46 Sec. 53. Section 229.25, subsection 1, paragraph
47 a, subparagraph (1), Code 2013, is amended to read as
48 follows:

49 (1) The information is requested by a licensed
50 physician, attorney, or the mental health advocate

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1 ~~who provides~~ appointed for the person. The requester
2 must provide the chief medical officer with a written
3 waiver signed by the person about whom the information
4 is sought.

5 Sec. 54. TRANSITION OF EMPLOYEE RIGHTS OF FORMER
6 COUNTY EMPLOYEES.

7 1. If appointed by the administrator of the office
8 of mental health advocate of the department of human
9 rights pursuant to section 216A.172, county employees
10 paid for mental health advocate services under section
11 229.19 shall become employees of the department of
12 human rights effective July 1, 2014, and the department
13 shall assume all costs associated with the functions
14 of the employees on that date. Employees who were
15 paid salaries by the counties immediately prior to
16 becoming state employees as a result of this Act shall
17 not forfeit accrued vacation, accrued sick leave, or
18 benefits related to longevity of service, except as
19 provided in this section.

20 2. The department of human rights, after consulting
21 with the department of administrative services, shall
22 adopt rules to provide for the following:

23 a. A person referred to in subsection 1 shall have
24 to the person's credit as a state employee commencing
25 on the date of becoming a state employee the number of
26 accrued vacation days that was credited to the person
27 as a county employee as of the end of the day prior to
28 becoming a state employee.

29 b. Each person referred to in subsection 1 shall
30 have to the person's credit as a state employee
31 commencing on the date of becoming a state employee the
32 number of accrued days of sick leave that was credited
33 to the person as a county employee as of the end of the
34 day prior to becoming a state employee. However, the
35 number of days of sick leave credited to a person under
36 this subsection and eligible to be taken when sick
37 or eligible to be received upon retirement shall not
38 respectively exceed the maximum number of days, if any,
39 or the maximum dollar amount as provided in section
40 70A.23 that state employees generally are entitled to
41 accrue or receive according to rules in effect as of
42 the date the person becomes a state employee.

43 c. Commencing on the date of becoming a state
44 employee, each person referred to in subsection 1 is
45 entitled to claim the person's most recent continuous
46 period of service in full-time county employment as
47 full-time state employment for purposes of determining
48 the number of days of vacation which the person is
49 entitled to earn each year. The actual vacation
50 benefit, including the limitation on the maximum

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1 accumulated vacation leave, shall be determined
 2 as provided in section 70A.1 according to rules in
 3 effect for state employees of comparable longevity,
 4 irrespective of any greater or lesser benefit as a
 5 county employee.

6 3. Persons referred to in subsection 1 who were
 7 covered by county employee life insurance and accident
 8 and health insurance plans prior to becoming state
 9 employees in accordance with this section shall be
 10 permitted to apply prior to becoming state employees
 11 for life insurance and health and accident insurance
 12 plans that are available to state employees so that
 13 those persons do not suffer a lapse of insurance
 14 coverage as a result of this section. The department
 15 of human rights, after consulting with the department
 16 of administrative services, shall prescribe rules and
 17 distribute application forms and take other actions
 18 as necessary to enable those persons to elect to
 19 have insurance coverage that is in effect on the date
 20 of becoming state employees. The actual insurance
 21 coverage available to a person shall be determined
 22 by the plans that are available to state employees,
 23 irrespective of any greater or lesser benefits that may
 24 have been available to the person as a county employee.

25 4. Commencing on the date of becoming a state
 26 employee, each person referred to in subsection 1 is
 27 entitled to claim the person's most recent continuous
 28 period of service in full-time county employment as
 29 full-time state employment for purposes of determining
 30 disability benefits as provided in section 70A.20
 31 according to rules in effect for state employees of
 32 comparable longevity, irrespective of any greater or
 33 lesser benefit that may have been available to the
 34 person as a county employee.

35 Sec. 55. EFFECTIVE DATE. This division of this Act
 36 takes effect July 1, 2014.>

M. SMITH of Marshall

H-1270

1 Amend the amendment, H-1261, to Senate File 358,
 2 as amended, passed, and reprinted by the Senate, as
 3 follows:

4 1. Page 1, by striking lines 3 through 9 and
 5 inserting:

6 <__. By striking page 2, line 35, through page 3,
 7 line 5, and inserting:

8 4. a. A vendee of a real estate contract or bond
 9 for deed, the vendor of which is barred by this section

10 from maintaining an action to foreclose or enforce
 11 the contract or bond, or a vendee who is entitled
 12 to immediate issuance of a deed in fulfillment of
 13 contract or bond and who is in physical possession of
 14 the property, may serve the vendor with a demand for a
 15 deed as provided in the contract. For purposes of this
 16 subsection, "vendee" includes a vendee's successor in
 17 interest. The notice may be served personally>>

HAGENOW of Polk

H-1271

1 Amend the amendment, H-1259, to Senate File 224, as
 2 passed by the Senate, as follows:
 3 1. By striking page 1, line 50, through page 2,
 4 line 17.
 5 2. Page 2, by striking lines 24 through 26 and
 6 inserting <321.196, subsection 1.>>
 7 3. Page 2, lines 31 and 32, by striking <and
 8 applicability>
 9 4. By renumbering as necessary.

MURPHY of Dubuque

H-1272

1 Amend Senate File 396, as amended, passed, and
 2 reprinted by the Senate, as follows:
 3 1. By striking page 34, line 16, through page 35,
 4 line 35.
 5 2. By renumbering, redesignating, and correcting
 6 internal references as necessary.

PETTENGILL of Benton
 MASCHER of Johnson

H-1273

1 Amend Senate File 430, as amended, passed, and
 2 reprinted by the Senate, as follows:
 3 1. By striking everything after the enacting clause
 4 and inserting:
 5 <DIVISION I
 6 FY 2013-2014
 7 Section 1. DEPARTMENT OF CULTURAL AFFAIRS.
 8 1. There is appropriated from the general fund of
 9 the state to the department of cultural affairs for the
 10 fiscal year beginning July 1, 2013, and ending June 30,
 11 2014, the following amounts, or so much thereof as is
 12 necessary, to be used for the purposes designated:
 13 a. ADMINISTRATION

14 For salaries, support, maintenance, miscellaneous
15 purposes, and for not more than the following full-time
16 equivalent positions for the department:

17 \$ 171,813
18 FTEs 74.50

19 The department of cultural affairs shall coordinate
20 activities with the tourism office of the economic
21 development authority to promote attendance at the
22 state historical building and at this state's historic
23 sites.

24 Full-time equivalent positions authorized under this
25 paragraph shall be funded, in full or in part, using
26 moneys appropriated under this paragraph and paragraphs
27 "c" through "g".

28 b. COMMUNITY CULTURAL GRANTS

29 For planning and programming for the community
30 cultural grants program established under section
31 303.3:

32 \$ 172,090

33 c. HISTORICAL DIVISION

34 For the support of the historical division:

35 \$ 3,017,701

36 d. HISTORIC SITES

37 For the administration and support of historic
38 sites:

39 \$ 426,398

40 e. ARTS DIVISION

41 For the support of the arts division:

42 \$ 1,233,764

43 f. IOWA GREAT PLACES

44 For the Iowa great places program established under
45 section 303.3C:

46 \$ 150,000

47 g. ARCHIVE IOWA GOVERNORS' RECORDS

48 For archiving the records of Iowa governors:

49 \$ 65,933

50 h. RECORDS CENTER RENT

Page 2

1 For payment of rent for the state records center:

2 \$ 227,243

3 i. BATTLE FLAGS

4 For continuation of the project recommended by the
5 Iowa battle flag advisory committee to stabilize the
6 condition of the battle flag collection:

7 \$ 94,000

8 2. Notwithstanding section 8.33, moneys
9 appropriated in this section that remain unencumbered
10 or unobligated at the close of the fiscal year shall
11 not revert but shall remain available for expenditure
12 for the purposes designated until the close of the

13 succeeding fiscal year.

14 Sec. 2. GOALS AND ACCOUNTABILITY — ECONOMIC
15 DEVELOPMENT.

16 1. For the fiscal year beginning July 1, 2013, the
17 goals for the economic development authority shall be
18 to expand and stimulate the state economy, increase the
19 wealth of Iowans, and increase the population of the
20 state.

21 2. To achieve the goals in subsection 1, the
22 economic development authority shall do all of the
23 following for the fiscal year beginning July 1, 2013:

24 a. Concentrate its efforts on programs and
25 activities that result in commercially viable products
26 and services.

27 b. Adopt practices and services consistent with
28 free market, private sector philosophies.

29 c. Ensure economic growth and development
30 throughout the state.

31 d. Work with businesses and communities to
32 continually improve the economic development climate
33 along with the economic well-being and quality of life
34 for Iowans.

35 e. Coordinate with other state agencies to
36 ensure that they are attentive to the needs of an
37 entrepreneurial culture.

38 f. Establish a strong and aggressive marketing
39 image to showcase Iowa's workforce, existing industry,
40 and potential. A priority shall be placed on
41 recruiting new businesses, business expansion, and
42 retaining existing Iowa businesses. Emphasis shall be
43 placed on entrepreneurial development through helping
44 entrepreneurs secure capital, and developing networks
45 and a business climate conducive to entrepreneurs and
46 small businesses.

47 g. Encourage the development of communities and
48 quality of life to foster economic growth.

49 h. Prepare communities for future growth and
50 development through development, expansion, and

Page 3

1 modernization of infrastructure.

2 i. Develop public-private partnerships with
3 Iowa businesses in the tourism industry, Iowa tour
4 groups, Iowa tourism organizations, and political
5 subdivisions in this state to assist in the development
6 of advertising efforts.

7 j. Develop, to the fullest extent possible,
8 cooperative efforts for advertising with contributions
9 from other sources.

10 Sec. 3. ECONOMIC DEVELOPMENT AUTHORITY.

11 1. APPROPRIATION

12 a. There is appropriated from the general fund of
13 the state to the economic development authority for the
14 fiscal year beginning July 1, 2013, and ending June 30,
15 2014, the following amount, or so much thereof as is
16 necessary, to be used for the purposes designated in
17 this subsection, and for not more than the following
18 full-time equivalent positions:

19 \$ 13,224,424
20 FTEs 149.00

21 b. (1) For salaries, support, miscellaneous
22 purposes, programs, marketing, and the maintenance of
23 an administration division, a business development
24 division, a community development division, a small
25 business development division, and other divisions the
26 authority may organize.

27 (2) The full-time equivalent positions authorized
28 under this section shall be funded, in whole or in
29 part, by the moneys appropriated under this subsection
30 or by other moneys received by the authority, including
31 certain federal moneys.

32 (3) For business development operations and
33 programs, international trade, export assistance,
34 workforce recruitment, and the partner state program.

35 (4) For transfer to the strategic investment fund
36 created in section 15.313.

37 (5) For community economic development programs,
38 tourism operations, community assistance, plans
39 for Iowa green corps and summer youth programs,
40 the mainstreet and rural mainstreet programs, the
41 school-to-career program, the community development
42 block grant, and housing and shelter-related programs.

43 (6) For achieving the goals and accountability, and
44 fulfilling the requirements and duties required under
45 this Act.

46 c. Notwithstanding section 8.33, moneys
47 appropriated in this subsection that remain
48 unencumbered or unobligated at the close of the fiscal
49 year shall not revert but shall remain available
50 for expenditure for the purposes designated in this

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1 subsection until the close of the succeeding fiscal
2 year.

3 **2. FINANCIAL ASSISTANCE RESTRICTIONS**

4 a. A business creating jobs through moneys
5 appropriated in subsection 1 shall be subject to
6 contract provisions requiring new and retained jobs to
7 be filled by individuals who are citizens of the United
8 States who reside within the United States or any
9 person authorized to work in the United States pursuant
10 to federal law, including legal resident aliens in the

11 United States.

12 b. Any vendor who receives moneys appropriated in
 13 subsection 1 shall adhere to such contract provisions
 14 and provide periodic assurances as the state shall
 15 require that the jobs are filled solely by citizens of
 16 the United States who reside within the United States
 17 or any person authorized to work in the United States
 18 pursuant to federal law, including legal resident
 19 aliens in the United States.

20 c. A business that receives financial assistance
 21 from the authority from moneys appropriated in
 22 subsection 1 shall only employ individuals legally
 23 authorized to work in this state. In addition to all
 24 other applicable penalties provided by current law, all
 25 or a portion of the assistance received by a business
 26 which is found to knowingly employ individuals not
 27 legally authorized to work in this state is subject to
 28 recapture by the authority.

29 3. USES OF APPROPRIATIONS

30 a. From the moneys appropriated in subsection 1,
 31 the authority may provide financial assistance in the
 32 form of a grant to a community economic development
 33 entity for conducting a local workforce recruitment
 34 effort designed to recruit former citizens of the state
 35 and former students at colleges and universities in the
 36 state to meet the needs of local employers.

37 b. From the moneys appropriated in subsection 1,
 38 the authority may provide financial assistance to early
 39 stage industry companies being established by women
 40 entrepreneurs.

41 c. From the moneys appropriated in subsection 1,
 42 the authority may provide financial assistance in the
 43 form of grants, loans, or forgivable loans for advanced
 44 research and commercialization projects involving
 45 value-added agriculture, advanced technology, or
 46 biotechnology.

47 d. The authority shall not use any moneys
 48 appropriated in subsection 1 for purposes of providing
 49 financial assistance for the Iowa green streets pilot
 50 project or for any other program or project that

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1 involves the installation of geothermal systems for
 2 melting snow and ice from streets or sidewalks.

3 4. WORLD FOOD PRIZE

4 There is appropriated from the general fund of the
 5 state to the economic development authority for the
 6 fiscal year beginning July 1, 2013, and ending June 30,
 7 2014, the following amount for the world food prize
 8 and in lieu of the standing appropriation in section
 9 15.368, subsection 1:

10 \$ 750,000

11 5. IOWA COMMISSION ON VOLUNTEER SERVICE

12 There is appropriated from the general fund of the
13 state to the economic development authority for the
14 fiscal year beginning July 1, 2013, and ending June 30,
15 2014, the following amount for allocation to the Iowa
16 commission on volunteer service for purposes of the
17 Iowa state commission grant program, the Iowa's promise
18 and Iowa mentoring partnership programs, and for not
19 more than the following full-time equivalent positions:

20 \$ 178,133

21 FTEs 7.00

22 Of the moneys appropriated in this subsection,
23 the authority shall allocate \$75,000 for purposes of
24 the Iowa state commission grant program and \$103,133
25 for purposes of the Iowa's promise and Iowa mentoring
26 partnership programs.

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

33 6. EMPLOYEE STOCK OWNERSHIP PLANS FORMATION
34 ASSISTANCE

35 a. There is appropriated from the general fund of
36 the state to the economic development authority for the
37 fiscal year beginning July 1, 2013, and ending June 30,
38 2014, the following amount to be used for the providing
39 of financial assistance, including establishment of
40 a loan program, and technical assistance, marketing,
41 and education to businesses interested in establishing
42 employee stock ownership plans and for procuring the
43 services of an independent contractor with expertise in
44 the formation of the employee stock ownership plans:

45 \$ 400,000

46 Notwithstanding section 8.33, moneys appropriated in
47 this subsection that remain unencumbered or unobligated
48 at the close of the fiscal year shall not revert but
49 shall remain available for expenditure for the purposes
50 designated until the close of the succeeding fiscal

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1 year. Notwithstanding section 12C.7, subsection 2,
2 earnings or interest on moneys appropriated pursuant
3 to this subsection shall be retained by the economic
4 development authority and used for the purposes
5 designated until expended.

6 b. On or before January 15, 2015, the authority
7 shall submit a report to the general assembly and the
8 governor's office describing the expenditure of funds

9 pursuant to this subsection and evaluating the success
10 of the assistance and promotion program.

11 7. COUNCILS OF GOVERNMENTS — ASSISTANCE

12 There is appropriated from the general fund of the
13 state to the economic development authority for the
14 fiscal year beginning July 1, 2013, and ending June 30,
15 2014, the following amount to be used for the purposes
16 of providing financial assistance to Iowa's councils
17 of governments:

18 \$ 175,000

19 Sec. 4. VISION IOWA PROGRAM — FTE

20 AUTHORIZATION. For purposes of administrative
21 duties associated with the vision Iowa program for
22 the fiscal year beginning July 1, 2013, the economic
23 development authority is authorized an additional 2.25
24 FTEs above those otherwise authorized in this division
25 of this Act.

26 Sec. 5. INSURANCE ECONOMIC DEVELOPMENT. From
27 the moneys collected by the division of insurance in
28 excess of the anticipated gross revenues under section
29 505.7, subsection 3, during the fiscal year beginning
30 July 1, 2013, \$100,000 shall be transferred to the
31 economic development authority for insurance economic
32 development and international insurance economic
33 development.

34 Sec. 6. WORKFORCE DEVELOPMENT FUND. There is
35 appropriated from the workforce development fund
36 account created in section 15.342A to the workforce
37 development fund created in section 15.343 for the
38 fiscal year beginning July 1, 2013, and ending June
39 30, 2014, the following amount, for purposes of the
40 workforce development fund:

41 \$ 4,000,000

42 Sec. 7. IOWA STATE UNIVERSITY.

43 1. There is appropriated from the general fund
44 of the state to Iowa state university of science
45 and technology for the fiscal year beginning July
46 1, 2013, and ending June 30, 2014, the following
47 amount, or so much thereof as is necessary, to be used
48 for small business development centers, the science
49 and technology research park, and the institute for
50 physical research and technology, and for not more than

1 the following full-time equivalent positions:

2 \$ 2,424,302

3 FTEs 56.63

4 2. Of the moneys appropriated in subsection 1,
5 Iowa state university of science and technology shall
6 allocate at least \$735,728 for purposes of funding
7 small business development centers. Iowa state

8 university of science and technology may allocate
9 moneys appropriated in subsection 1 to the various
10 small business development centers in any manner
11 necessary to achieve the purposes of this subsection.

12 3. Iowa state university of science and technology
13 shall do all of the following:

14 a. Direct expenditures for research toward projects
15 that will provide economic stimulus for Iowa.

16 b. Provide emphasis to providing services to
17 Iowa-based companies.

18 4. It is the intent of the general assembly
19 that the industrial incentive program focus on Iowa
20 industrial sectors and seek contributions and in-kind
21 donations from businesses, industrial foundations, and
22 trade associations, and that moneys for the institute
23 for physical research and technology industrial
24 incentive program shall be allocated only for projects
25 which are matched by private sector moneys for directed
26 contract research or for nondirected research. The
27 match required of small businesses as defined in
28 section 15.102, subsection 10, for directed contract
29 research or for nondirected research shall be \$1 for
30 each \$3 of state funds. The match required for other
31 businesses for directed contract research or for
32 nondirected research shall be \$1 for each \$1 of state
33 funds. The match required of industrial foundations
34 or trade associations shall be \$1 for each \$1 of state
35 funds.

36 Iowa state university of science and technology
37 shall report annually to the joint appropriations
38 subcommittee on economic development and the
39 legislative services agency the total amount of
40 private contributions, the proportion of contributions
41 from small businesses and other businesses, and
42 the proportion for directed contract research and
43 nondirected research of benefit to Iowa businesses and
44 industrial sectors.

45 5. Notwithstanding section 8.33, moneys
46 appropriated in this section that remain unencumbered
47 or unobligated at the close of the fiscal year shall
48 not revert but shall remain available for expenditure
49 for the purposes designated until the close of the
50 succeeding fiscal year.

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1 Sec. 8. UNIVERSITY OF IOWA.

2 1. There is appropriated from the general fund
3 of the state to the state university of Iowa for the
4 fiscal year beginning July 1, 2013, and ending June
5 30, 2014, the following amount, or so much thereof
6 as is necessary, to be used for the state university

7 of Iowa research park and for the advanced drug
 8 development program at the Oakdale research park,
 9 including salaries, support, maintenance, equipment,
 10 miscellaneous purposes, and for not more than the
 11 following full-time equivalent positions:
 12 \$ 209,279
 13 FTEs 6.00

14 2. The state university of Iowa shall do all of the
 15 following:

- 16 a. Direct expenditures for research toward projects
- 17 that will provide economic stimulus for Iowa.
- 18 b. Provide emphasis to providing services to
- 19 Iowa-based companies.

20 3. Notwithstanding section 8.33, moneys
 21 appropriated in this section that remain unencumbered
 22 or unobligated at the close of the fiscal year shall
 23 not revert but shall remain available for expenditure
 24 for the purposes designated until the close of the
 25 succeeding fiscal year.

26 Sec. 9. UNIVERSITY OF NORTHERN IOWA.

27 1. There is appropriated from the general fund of
 28 the state to the university of northern Iowa for the
 29 fiscal year beginning July 1, 2013, and ending June 30,
 30 2014, the following amount, or so much thereof as is
 31 necessary, to be used for the metal casting institute,
 32 the MyEntreNet internet application, and the institute
 33 of decision making, including salaries, support,
 34 maintenance, miscellaneous purposes, and for not more
 35 than the following full-time equivalent positions:

36 \$ 574,716
 37 FTEs 6.75

38 2. Of the moneys appropriated pursuant to
 39 subsection 1, the university of northern Iowa shall
 40 allocate at least \$117,639 for purposes of support
 41 of entrepreneurs through the university's regional
 42 business center.

43 3. The university of northern Iowa shall do all of
 44 the following:

- 45 a. Direct expenditures for research toward projects
- 46 that will provide economic stimulus for Iowa.
- 47 b. Provide emphasis to providing services to
- 48 Iowa-based companies.

49 4. Notwithstanding section 8.33, moneys
 50 appropriated in this section that remain unencumbered

1 or unobligated at the close of the fiscal year shall
 2 not revert but shall remain available for expenditure
 3 for the purposes designated until the close of the
 4 succeeding fiscal year.

5 Sec. 10. REGENTS INNOVATION FUND.

6 1. There is appropriated from the general fund
7 of the state to the state board of regents for the
8 fiscal year beginning July 1, 2013, and ending June 30,
9 2014, the following amount to be used for the purposes
10 provided in this section:

11 \$ 3,000,000

12 Of the moneys appropriated pursuant to this
13 section, 35 percent shall be allocated for Iowa state
14 university, 35 percent shall be allocated for the
15 university of Iowa, and 30 percent shall be allocated
16 for the university of northern Iowa.

17 2. The institutions shall use moneys appropriated
18 in this section for capacity building infrastructure
19 in areas related to technology commercialization,
20 marketing and business development efforts in
21 areas related to technology commercialization,
22 entrepreneurship, and business growth, and
23 infrastructure projects and programs needed to assist
24 in implementation of activities under chapter 262B.

25 3. The institutions shall provide a one-to-one
26 match of additional moneys for the activities funded
27 with moneys appropriated under this section.

28 4. The state board of regents shall annually submit
29 a report by January 15 of each year to the governor,
30 the general assembly, and the legislative services
31 agency regarding the activities, projects, and programs
32 funded with moneys allocated under this section. The
33 report shall be provided in an electronic format and
34 shall include a list of metrics and criteria mutually
35 agreed to in advance by the board of regents and
36 the economic development authority. The metrics and
37 criteria shall allow the governor's office and the
38 general assembly to quantify and evaluate the progress
39 of the board of regents institutions with regard to
40 their activities, projects, and programs in the areas
41 of technology commercialization, entrepreneurship,
42 regional development, and market research.

43 5. Notwithstanding section 8.33, moneys
44 appropriated in this section that remain unencumbered
45 or unobligated at the close of the fiscal year shall
46 not revert but shall remain available for expenditure
47 for the purposes designated until the close of the
48 succeeding fiscal year.

49 Sec. 11. BOARD OF REGENTS REPORT. The state board
50 of regents shall submit a report on the progress of

1 regents institutions in meeting the strategic plan for
2 technology transfer and economic development to the
3 secretary of the senate, the chief clerk of the house
4 of representatives, and the legislative services agency

5 by January 15, 2014.

6 Sec. 12. IOWA FINANCE AUTHORITY.

7 1. There is appropriated from the general fund
8 of the state to the Iowa finance authority for the
9 fiscal year beginning July 1, 2013, and ending June 30,
10 2014, the following amount, or so much thereof as is
11 necessary, to be used to provide reimbursement for rent
12 expenses to eligible persons under the rent subsidy
13 program:

14 \$ 658,000

15 2. Participation in the rent subsidy program
16 shall be limited to only those persons who meet the
17 requirements for the nursing facility level of care for
18 home and community-based services waiver services as in
19 effect on July 1, 2013, and to those individuals who
20 are eligible for the federal money follows the person
21 grant program under the medical assistance program. Of
22 the moneys appropriated in this section, not more than
23 \$35,000 may be used for administrative costs.

24 Sec. 13. IOWA FINANCE AUTHORITY AUDIT. The auditor
25 of state is requested to review the audit of the Iowa
26 finance authority performed by the auditor hired by the
27 authority.

28 Sec. 14. PUBLIC EMPLOYMENT RELATIONS BOARD.

29 1. There is appropriated from the general fund of
30 the state to the public employment relations board for
31 the fiscal year beginning July 1, 2013, and ending June
32 30, 2014, the following amount, or so much thereof as
33 is necessary, for the purposes designated:

34 For salaries, support, maintenance, miscellaneous
35 purposes, and for not more than the following full-time
36 equivalent positions:

37 \$ 1,341,926

38 FTEs 10.00

39 2. Of the moneys appropriated in this section,
40 the board shall allocate \$15,000 for maintaining a
41 website that allows searchable access to a database of
42 collective bargaining information.

43 Sec. 15. DEPARTMENT OF WORKFORCE
44 DEVELOPMENT. There is appropriated from the general
45 fund of the state to the department of workforce
46 development for the fiscal year beginning July 1, 2013,
47 and ending June 30, 2014, the following amounts, or
48 so much thereof as is necessary, for the purposes
49 designated:

50 1. DIVISION OF LABOR SERVICES

1 a. For the division of labor services, including
2 salaries, support, maintenance, miscellaneous
3 purposes, and for not more than the following full-time

4 equivalent positions:

5 \$ 3,495,440
6 FTEs 64.00

7 b. From the contractor registration fees, the
8 division of labor services shall reimburse the
9 department of inspections and appeals for all costs
10 associated with hearings under chapter 91C, relating
11 to contractor registration.

12 2. DIVISION OF WORKERS' COMPENSATION

13 a. For the division of workers' compensation,
14 including salaries, support, maintenance, miscellaneous
15 purposes, and for not more than the following full-time
16 equivalent positions:

17 \$ 3,109,044
18 FTEs 30.00

19 b. The division of workers' compensation shall
20 charge a \$100 filing fee for workers' compensation
21 cases. The filing fee shall be paid by the petitioner
22 of a claim. However, the fee can be taxed as a cost
23 and paid by the losing party, except in cases where
24 it would impose an undue hardship or be unjust under
25 the circumstances. The moneys generated by the filing
26 fee allowed under this subsection are appropriated to
27 the department of workforce development to be used for
28 purposes of administering the division of workers'
29 compensation.

30 3. WORKFORCE DEVELOPMENT OPERATIONS

31 a. For the operation of field offices, the
32 workforce development board, and for not more than the
33 following full-time equivalent positions:

34 \$ 9,179,413
35 FTEs 130.00

36 b. Of the moneys appropriated in paragraph "a" of
37 this subsection, the department shall allocate \$150,000
38 to the state library for the purpose of licensing an
39 online resource which prepares persons to succeed in
40 the workplace through programs which improve job skills
41 and vocational test-taking abilities.

42 4. OFFENDER REENTRY PROGRAM

43 a. For the development and administration of an
44 offender reentry program to provide offenders with
45 employment skills, and for not more than the following
46 full-time equivalent positions:

47 \$ 284,464
48 FTEs 4.00

49 b. The department of workforce development shall
50 partner with the department of corrections to provide

1 staff within the correctional facilities to improve
2 offenders' abilities to find and retain productive

3 employment.

4 5. NONREVERSION

5 Notwithstanding section 8.33, moneys appropriated in
6 this section that remain unencumbered or unobligated
7 at the close of the fiscal year shall not revert but
8 shall remain available for expenditure for the purposes
9 designated until the close of the succeeding fiscal
10 year.

11 Sec. 16. GENERAL FUND — EMPLOYEE MISCLASSIFICATION

12 PROGRAM. There is appropriated from the general fund
13 of the state to the department of workforce development
14 for the fiscal year beginning July 1, 2013, and
15 ending June 30, 2014, the following amount, or so much
16 thereof as is necessary, to be used for the purposes
17 designated:

18 For enhancing efforts to investigate employers that
19 misclassify workers and for not more than the following
20 full-time equivalent positions:

21	\$ 451,458
22	FTEs 8.10

23 Sec. 17. SPECIAL EMPLOYMENT SECURITY CONTINGENCY
24 FUND.

25 1. There is appropriated from the special
26 employment security contingency fund to the department
27 of workforce development for the fiscal year beginning
28 July 1, 2013, and ending June 30, 2014, the following
29 amount, or so much thereof as is necessary, to be used
30 for field offices:

31	\$ 1,766,084
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32 2. Any remaining additional penalty and interest
33 revenue collected by the department of workforce
34 development is appropriated to the department for the
35 fiscal year beginning July 1, 2013, and ending June 30,
36 2014, to accomplish the mission of the department.

37 Sec. 18. UNEMPLOYMENT COMPENSATION RESERVE FUND
38 — FIELD OFFICES. Notwithstanding section 96.9,

39 subsection 8, paragraph "e", there is appropriated
40 from interest earned on the unemployment compensation
41 reserve fund to the department of workforce development
42 for the fiscal year beginning July 1, 2013, and ending
43 June 30, 2014, the following amount or so much thereof
44 as is necessary, for the purposes designated:

45 For the operation of field offices:	
46	\$ 494,000

47 Sec. 19. VIRTUAL ACCESS WORKFORCE DEVELOPMENT
48 OFFICES. The department of workforce development shall
49 require a unique identification login for all users
50 of workforce development centers operated through

2 Sec. 20. UNEMPLOYMENT COMPENSATION PROGRAM. Notwithstanding
 3 section 96.9, subsection 4, paragraph "a", moneys
 4 credited to the state by the secretary of the treasury
 5 of the United States pursuant to section 903 of
 6 the Social Security Act are appropriated to the
 7 department of workforce development and shall be
 8 used by the department for the administration of
 9 the unemployment compensation program only. This
 10 appropriation shall not apply to any fiscal year
 11 beginning after December 31, 2013.

12 DIVISION II
 13 FY 2014-2015

14 Sec. 21. DEPARTMENT OF CULTURAL AFFAIRS.

15 1. There is appropriated from the general fund of
 16 the state to the department of cultural affairs for the
 17 fiscal year beginning July 1, 2014, and ending June 30,
 18 2015, the following amounts, or so much thereof as is
 19 necessary, to be used for the purposes designated:

20 a. ADMINISTRATION

21 For salaries, support, maintenance, miscellaneous
 22 purposes, and for not more than the following full-time
 23 equivalent positions for the department:

24 \$ 146,041
 25 FTEs 74.50

26 The department of cultural affairs shall coordinate
 27 activities with the tourism office of the economic
 28 development authority to promote attendance at the
 29 state historical building and at this state's historic
 30 sites.

31 Full-time equivalent positions authorized under this
 32 subsection shall be funded, in full or in part, using
 33 moneys appropriated under this paragraph and paragraphs
 34 "c" through "g".

35 b. COMMUNITY CULTURAL GRANTS

36 For planning and programming for the community
 37 cultural grants program established under section
 38 303.3:

39 \$ 146,277

40 c. HISTORICAL DIVISION

41 For the support of the historical division:

42 \$ 2,565,046

43 d. HISTORIC SITES

44 For the administration and support of historic
 45 sites:

46 \$ 362,438

47 e. ARTS DIVISION

48 For the support of the arts division:

49 \$ 1,048,699

50 f. IOWA GREAT PLACES

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1 For the Iowa great places program established under
2 section 303.3C:

3 \$ 127,500

4 g. ARCHIVE IOWA GOVERNORS' RECORDS

5 For archiving the records of Iowa governors:

6 \$ 56,043

7 h. RECORDS CENTER RENT

8 For payment of rent for the state records center:

9 \$ 193,157

10 i. BATTLE FLAGS

11 For continuation of the project recommended by the
12 Iowa battle flag advisory committee to stabilize the
13 condition of the battle flag collection:

14 \$ 79,900

15 2. Notwithstanding section 8.33, moneys

16 appropriated in this section that remain unencumbered
17 or obligated at the close of the fiscal year shall
18 not revert but shall remain available for expenditure
19 for the purposes designated until the close of the
20 succeeding fiscal year.

21 Sec. 22. GOALS AND ACCOUNTABILITY — ECONOMIC
22 DEVELOPMENT.

23 1. For the fiscal year beginning July 1, 2014, the
24 goals for the economic development authority shall be
25 to expand and stimulate the state economy, increase the
26 wealth of Iowans, and increase the population of the
27 state.

28 2. To achieve the goals in subsection 1, the
29 economic development authority shall do all of the
30 following for the fiscal year beginning July 1, 2014:

31 a. Concentrate its efforts on programs and
32 activities that result in commercially viable products
33 and services.

34 b. Adopt practices and services consistent with
35 free market, private sector philosophies.

36 c. Ensure economic growth and development
37 throughout the state.

38 d. Work with businesses and communities to
39 continually improve the economic development climate
40 along with the economic well-being and quality of life
41 for Iowans.

42 e. Coordinate with other state agencies to
43 ensure that they are attentive to the needs of an
44 entrepreneurial culture.

45 f. Establish a strong and aggressive marketing
46 image to showcase Iowa's workforce, existing industry,
47 and potential. A priority shall be placed on
48 recruiting new businesses, business expansion, and
49 retaining existing Iowa businesses. Emphasis shall be
50 placed on entrepreneurial development through helping

1 entrepreneurs secure capital, and developing networks
2 and a business climate conducive to entrepreneurs and
3 small businesses.

4 g. Encourage the development of communities and
5 quality of life to foster economic growth.

6 h. Prepare communities for future growth and
7 development through development, expansion, and
8 modernization of infrastructure.

9 i. Develop public-private partnerships with
10 Iowa businesses in the tourism industry, Iowa tour
11 groups, Iowa tourism organizations, and political
12 subdivisions in this state to assist in the development
13 of advertising efforts.

14 j. Develop, to the fullest extent possible,
15 cooperative efforts for advertising with contributions
16 from other sources.

17 Sec. 23. ECONOMIC DEVELOPMENT AUTHORITY.

18 1. APPROPRIATION

19 a. There is appropriated from the general fund of
20 the state to the economic development authority for the
21 fiscal year beginning July 1, 2014, and ending June 30,
22 2015, the following amount, or so much thereof as is
23 necessary, to be used for the purposes designated in
24 this subsection, and for not more than the following
25 full-time equivalent positions:

26 \$ 11,240,760
27 FTEs 149.00

28 b. (1) For salaries, support, miscellaneous
29 purposes, programs, marketing, and the maintenance of
30 an administration division, a business development
31 division, a community development division, a small
32 business development division, and other divisions the
33 authority may organize.

34 (2) The full-time equivalent positions authorized
35 under this section shall be funded, in whole or in
36 part, by the moneys appropriated under this subsection
37 or by other moneys received by the authority, including
38 certain federal moneys.

39 (3) For business development operations and
40 programs, international trade, export assistance,
41 workforce recruitment, and the partner state program.

42 (4) For transfer to the strategic investment fund
43 created in section 15.313.

44 (5) For community economic development programs,
45 tourism operations, community assistance, plans
46 for Iowa green corps and summer youth programs,
47 the mainstreet and rural mainstreet programs, the
48 school-to-career program, the community development
49 block grant, and housing and shelter-related programs.

50 (6) For achieving the goals and accountability, and

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1 fulfilling the requirements and duties required under
2 this Act.

3 c. Notwithstanding section 8.33, moneys
4 appropriated in this subsection that remain
5 unencumbered or unobligated at the close of the fiscal
6 year shall not revert but shall remain available
7 for expenditure for the purposes designated in this
8 subsection until the close of the succeeding fiscal
9 year.

10 2. FINANCIAL ASSISTANCE RESTRICTIONS

11 a. A business creating jobs through moneys
12 appropriated in subsection 1 shall be subject to
13 contract provisions requiring new and retained jobs to
14 be filled by individuals who are citizens of the United
15 States who reside within the United States or any
16 person authorized to work in the United States pursuant
17 to federal law, including legal resident aliens in the
18 United States.

19 b. Any vendor who receives moneys appropriated in
20 subsection 1 shall adhere to such contract provisions
21 and provide periodic assurances as the state shall
22 require that the jobs are filled solely by citizens of
23 the United States who reside within the United States
24 or any person authorized to work in the United States
25 pursuant to federal law, including legal resident
26 aliens in the United States.

27 c. A business that receives financial assistance
28 from the authority from moneys appropriated in
29 subsection 1 shall only employ individuals legally
30 authorized to work in this state. In addition to all
31 other applicable penalties provided by current law, all
32 or a portion of the assistance received by a business
33 which is found to knowingly employ individuals not
34 legally authorized to work in this state is subject to
35 recapture by the authority.

36 3. USES OF APPROPRIATIONS

37 a. From the moneys appropriated in subsection 1,
38 the authority may provide financial assistance in the
39 form of a grant to a community economic development
40 entity for conducting a local workforce recruitment
41 effort designed to recruit former citizens of the state
42 and former students at colleges and universities in the
43 state to meet the needs of local employers.

44 b. From the moneys appropriated in subsection 1,
45 the authority may provide financial assistance to early
46 stage industry companies being established by women
47 entrepreneurs.

48 c. From the moneys appropriated in subsection 1,
49 the authority may provide financial assistance in the
50 form of grants, loans, or forgivable loans for advanced

1 research and commercialization projects involving
 2 value-added agriculture, advanced technology, or
 3 biotechnology.
 4 d. The authority shall not use any moneys
 5 appropriated in subsection 1 for purposes of providing
 6 financial assistance for the Iowa green streets pilot
 7 project or for any other program or project that
 8 involves the installation of geothermal systems for
 9 melting snow and ice from streets or sidewalks.

10 4. WORLD FOOD PRIZE

11 There is appropriated from the general fund of the
 12 state to the economic development authority for the
 13 fiscal year beginning July 1, 2014, and ending June 30,
 14 2015, the following amount for the world food prize
 15 and in lieu of the standing appropriation in section
 16 15.368, subsection 1:

17 \$ 637,500

18 5. IOWA COMMISSION ON VOLUNTEER SERVICE

19 There is appropriated from the general fund of the
 20 state to the economic development authority for the
 21 fiscal year beginning July 1, 2014, and ending June 30,
 22 2015, the following amount for allocation to the Iowa
 23 commission on volunteer service for purposes of the
 24 Iowa state commission grant program, the Iowa's promise
 25 and Iowa mentoring partnership programs, and for not
 26 more than the following full-time equivalent positions:

27 \$ 151,413

28 FTEs 7.00

29 Of the moneys appropriated in this subsection,
 30 the authority shall allocate \$63,750 for purposes of
 31 the Iowa state commission grant program and \$87,663
 32 for purposes of the Iowa's promise and Iowa mentoring
 33 partnership programs.

34 Notwithstanding section 8.33, moneys appropriated in
 35 this subsection that remain unencumbered or unobligated
 36 at the close of the fiscal year shall not revert but
 37 shall remain available for expenditure for the purposes
 38 designated until the close of the succeeding fiscal
 39 year.

40 6. EMPLOYEE STOCK OWNERSHIP PLANS FORMATION
41 ASSISTANCE

42 There is appropriated from the general fund of the
 43 state to the economic development authority for the
 44 fiscal year beginning July 1, 2014, and ending June 30,
 45 2015, the following amount to be used for the providing
 46 of financial assistance, including establishment of
 47 a loan program, and technical assistance, marketing,
 48 and education to businesses interested in establishing
 49 employee stock ownership plans and for procuring the
 50 services of an independent contractor with expertise in

1 the formation of the employee stock ownership plans:
 2 \$ 340,000
 3 Notwithstanding section 8.33, moneys appropriated in
 4 this subsection that remain unencumbered or unobligated
 5 at the close of the fiscal year shall not revert but
 6 shall remain available for expenditure for the purposes
 7 designated until the close of the succeeding fiscal
 8 year. Notwithstanding section 12C.7, subsection 2,
 9 earnings or interest on moneys appropriated pursuant
 10 to this subsection shall be retained by the economic
 11 development authority and used for the purposes
 12 designated until expended.

13 7. COUNCILS OF GOVERNMENTS — ASSISTANCE

14 There is appropriated from the general fund of the
 15 state to the economic development authority for the
 16 fiscal year beginning July 1, 2014, and ending June 30,
 17 2015, the following amount to be used for the purposes
 18 of providing financial assistance to Iowa's councils
 19 of governments:

20 \$ 148,750

21 Sec. 24. VISION IOWA PROGRAM — FTE

22 AUTHORIZATION. For purposes of administrative
 23 duties associated with the vision Iowa program for
 24 the fiscal year beginning July 1, 2014, the economic
 25 development authority is authorized an additional 2.25
 26 FTEs above those otherwise authorized in this division
 27 of this Act.

28 Sec. 25. INSURANCE ECONOMIC DEVELOPMENT. From

29 the moneys collected by the division of insurance in
 30 excess of the anticipated gross revenues under section
 31 505.7, subsection 3, during the fiscal year beginning
 32 July 1, 2014, \$100,000 shall be transferred to the
 33 economic development authority for insurance economic
 34 development and international insurance economic
 35 development.

36 Sec. 26. WORKFORCE DEVELOPMENT FUND. There is

37 appropriated from the workforce development fund
 38 account created in section 15.342A to the workforce
 39 development fund created in section 15.343 for the
 40 fiscal year beginning July 1, 2014, and ending June
 41 30, 2015, the following amount, for purposes of the
 42 workforce development fund:

43 \$ 3,400,000

44 Sec. 27. IOWA STATE UNIVERSITY.

45 1. There is appropriated from the general fund
 46 of the state to Iowa state university of science
 47 and technology for the fiscal year beginning July
 48 1, 2014, and ending June 30, 2015, the following
 49 amount, or so much thereof as is necessary, to be used
 50 for small business development centers, the science

1 and technology research park, and the institute for
 2 physical research and technology, and for not more than
 3 the following full-time equivalent positions:
 4 \$ 2,060,657
 5 FTEs 56.63

6 2. Of the moneys appropriated in subsection 1,
 7 Iowa state university of science and technology shall
 8 allocate at least \$625,369 for purposes of funding
 9 small business development centers. Iowa state
 10 university of science and technology may allocate
 11 moneys appropriated in subsection 1 to the various
 12 small business development centers in any manner
 13 necessary to achieve the purposes of this subsection.

14 3. Iowa state university of science and technology
 15 shall do all of the following:

16 a. Direct expenditures for research toward projects
 17 that will provide economic stimulus for Iowa.

18 b. Provide emphasis to providing services to
 19 Iowa-based companies.

20 4. It is the intent of the general assembly
 21 that the industrial incentive program focus on Iowa
 22 industrial sectors and seek contributions and in-kind
 23 donations from businesses, industrial foundations, and
 24 trade associations, and that moneys for the institute
 25 for physical research and technology industrial
 26 incentive program shall be allocated only for projects
 27 which are matched by private sector moneys for directed
 28 contract research or for nondirected research. The
 29 match required of small businesses as defined in
 30 section 15.102, subsection 10, for directed contract
 31 research or for nondirected research shall be \$1 for
 32 each \$3 of state funds. The match required for other
 33 businesses for directed contract research or for
 34 nondirected research shall be \$1 for each \$1 of state
 35 funds. The match required of industrial foundations
 36 or trade associations shall be \$1 for each \$1 of state
 37 funds.

38 Iowa state university of science and technology
 39 shall report annually to the joint appropriations
 40 subcommittee on economic development and the
 41 legislative services agency the total amount of
 42 private contributions, the proportion of contributions
 43 from small businesses and other businesses, and
 44 the proportion for directed contract research and
 45 nondirected research of benefit to Iowa businesses and
 46 industrial sectors.

47 5. Notwithstanding section 8.33, moneys
 48 appropriated in this section that remain unencumbered
 49 or unobligated at the close of the fiscal year shall
 50 not revert but shall remain available for expenditure

1 for the purposes designated until the close of the
2 succeeding fiscal year.

3 Sec. 28. UNIVERSITY OF IOWA.

4 1. There is appropriated from the general fund
5 of the state to the state university of Iowa for the
6 fiscal year beginning July 1, 2014, and ending June
7 30, 2015, the following amount, or so much thereof
8 as is necessary, to be used for the state university
9 of Iowa research park and for the advanced drug
10 development program at the Oakdale research park,
11 including salaries, support, maintenance, equipment,
12 miscellaneous purposes, and for not more than the
13 following full-time equivalent positions:

14	\$ 177,887
15	FTEs 6.00

16 2. The state university of Iowa shall do all of the
17 following:

18 a. Direct expenditures for research toward projects
19 that will provide economic stimulus for Iowa.

20 b. Provide emphasis to providing services to
21 Iowa-based companies.

22 3. Notwithstanding section 8.33, moneys
23 appropriated in this section that remain unencumbered
24 or unobligated at the close of the fiscal year shall
25 not revert but shall remain available for expenditure
26 for the purposes designated until the close of the
27 succeeding fiscal year.

28 Sec. 29. UNIVERSITY OF NORTHERN IOWA.

29 1. There is appropriated from the general fund of
30 the state to the university of northern Iowa for the
31 fiscal year beginning July 1, 2014, and ending June 30,
32 2015, the following amount, or so much thereof as is
33 necessary, to be used for the metal casting institute,
34 the MyEntreNet internet application, and the institute
35 of decision making, including salaries, support,
36 maintenance, miscellaneous purposes, and for not more
37 than the following full-time equivalent positions:

38	\$ 488,509
39	FTEs 6.75

40 2. Of the moneys appropriated pursuant to
41 subsection 1, the university of northern Iowa shall
42 allocate at least \$99,993 for purposes of support
43 of entrepreneurs through the university's regional
44 business center.

45 3. The university of northern Iowa shall do all of
46 the following:

47 a. Direct expenditures for research toward projects
48 that will provide economic stimulus for Iowa.

49 b. Provide emphasis to providing services to
50 Iowa-based companies.

1 4. Notwithstanding section 8.33, moneys
2 appropriated in this section that remain unencumbered
3 or unobligated at the close of the fiscal year shall
4 not revert but shall remain available for expenditure
5 for the purposes designated until the close of the
6 succeeding fiscal year.

7 Sec. 30. REGENTS INNOVATION FUND.

8 1. There is appropriated from the general fund
9 of the state to the state board of regents for the
10 fiscal year beginning July 1, 2014, and ending June 30,
11 2015, the following amount to be used for the purposes
12 provided in this section:

13 \$ 2,550,000

14 Of the moneys appropriated pursuant to this
15 section, 35 percent shall be allocated for Iowa state
16 university, 35 percent shall be allocated for the
17 university of Iowa, and 30 percent shall be allocated
18 for the university of northern Iowa.

19 2. The institutions shall use moneys appropriated
20 in this section for capacity building infrastructure
21 in areas related to technology commercialization,
22 marketing and business development efforts in
23 areas related to technology commercialization,
24 entrepreneurship, and business growth, and
25 infrastructure projects and programs needed to assist
26 in implementation of activities under chapter 262B.

27 3. The institutions shall provide a one-to-one
28 match of additional moneys for the activities funded
29 with moneys appropriated under this section.

30 4. The state board of regents shall annually submit
31 a report by January 15 of each year to the governor,
32 the general assembly, and the legislative services
33 agency regarding the activities, projects, and programs
34 funded with moneys allocated under this section. The
35 report shall be provided in an electronic format and
36 shall include a list of metrics and criteria mutually
37 agreed to in advance by the board of regents and
38 the economic development authority. The metrics and
39 criteria shall allow the governor's office and the
40 general assembly to quantify and evaluate the progress
41 of the board of regents institutions with regard to
42 their activities, projects, and programs in the areas
43 of technology commercialization, entrepreneurship,
44 regional development, and market research.

45 5. Notwithstanding section 8.33, moneys
46 appropriated in this section that remain unencumbered
47 or unobligated at the close of the fiscal year shall
48 not revert but shall remain available for expenditure
49 for the purposes designated until the close of the
50 succeeding fiscal year.

1 Sec. 31. BOARD OF REGENTS REPORT. The state board
 2 of regents shall submit a report on the progress of
 3 regents institutions in meeting the strategic plan for
 4 technology transfer and economic development to the
 5 secretary of the senate, the chief clerk of the house
 6 of representatives, and the legislative services agency
 7 by January 15, 2015.

8 Sec. 32. IOWA FINANCE AUTHORITY.

9 1. There is appropriated from the general fund
 10 of the state to the Iowa finance authority for the
 11 fiscal year beginning July 1, 2014, and ending June 30,
 12 2015, the following amount, or so much thereof as is
 13 necessary, to be used to provide reimbursement for rent
 14 expenses to eligible persons under the rent subsidy
 15 program:

16 \$ 559,300

17 2. Participation in the rent subsidy program
 18 shall be limited to only those persons who meet the
 19 requirements for the nursing facility level of care for
 20 home and community-based services waiver services as in
 21 effect on July 1, 2014, and to those individuals who
 22 are eligible for the federal money follows the person
 23 grant program under the medical assistance program. Of
 24 the moneys appropriated in this section, not more than
 25 \$35,000 may be used for administrative costs.

26 Sec. 33. IOWA FINANCE AUTHORITY AUDIT. The auditor
 27 of state is requested to review the audit of the Iowa
 28 finance authority performed by the auditor hired by the
 29 authority.

30 Sec. 34. PUBLIC EMPLOYMENT RELATIONS BOARD.

31 1. There is appropriated from the general fund of
 32 the state to the public employment relations board for
 33 the fiscal year beginning July 1, 2014, and ending June
 34 30, 2015, the following amount, or so much thereof as
 35 is necessary, for the purposes designated:

36 For salaries, support, maintenance, miscellaneous
 37 purposes, and for not more than the following full-time
 38 equivalent positions:

39 \$ 1,140,637

40 FTEs 10.00

41 2. Of the moneys appropriated in this section,
 42 the board shall allocate \$15,000 for maintaining a
 43 website that allows searchable access to a database of
 44 collective bargaining information.

45 Sec. 35. DEPARTMENT OF WORKFORCE
 46 DEVELOPMENT. There is appropriated from the general
 47 fund of the state to the department of workforce
 48 development for the fiscal year beginning July 1, 2014,
 49 and ending June 30, 2015, the following amounts, or
 50 so much thereof as is necessary, for the purposes

1 designated:

2 1. DIVISION OF LABOR SERVICES

3 a. For the division of labor services, including
4 salaries, support, maintenance, miscellaneous
5 purposes, and for not more than the following full-time
6 equivalent positions:

7 \$ 2,971,124

8 FTEs 64.00

9 b. From the contractor registration fees, the
10 division of labor services shall reimburse the
11 department of inspections and appeals for all costs
12 associated with hearings under chapter 91C, relating
13 to contractor registration.

14 2. DIVISION OF WORKERS' COMPENSATION

15 a. For the division of workers' compensation,
16 including salaries, support, maintenance, miscellaneous
17 purposes, and for not more than the following full-time
18 equivalent positions:

19 \$ 2,642,687

20 FTEs 30.00

21 b. The division of workers' compensation shall
22 charge a \$100 filing fee for workers' compensation
23 cases. The filing fee shall be paid by the petitioner
24 of a claim. However, the fee can be taxed as a cost
25 and paid by the losing party, except in cases where
26 it would impose an undue hardship or be unjust under
27 the circumstances. The moneys generated by the filing
28 fee allowed under this subsection are appropriated to
29 the department of workforce development to be used for
30 purposes of administering the division of workers'
31 compensation.

32 3. WORKFORCE DEVELOPMENT OPERATIONS

33 a. For the operation of field offices, the
34 workforce development board, and for not more than the
35 following full-time equivalent positions:

36 \$ 7,802,501

37 FTEs 130.00

38 b. Of the moneys appropriated in paragraph "a" of
39 this subsection, the department shall allocate \$150,000
40 to the state library for the purpose of licensing an
41 online resource which prepares persons to succeed in
42 the workplace through programs which improve job skills
43 and vocational test-taking abilities.

44 4. OFFENDER REENTRY PROGRAM

45 a. For the development and administration of an
46 offender reentry program to provide offenders with
47 employment skills, and for not more than the following
48 full-time equivalent positions:

49 \$ 241,794

50 FTEs 4.00

1 b. The department of workforce development shall
 2 partner with the department of corrections to provide
 3 staff within the correctional facilities to improve
 4 offenders' abilities to find and retain productive
 5 employment.

6 5. NONREVERSION

7 Notwithstanding section 8.33, moneys appropriated in
 8 this section that remain unencumbered or unobligated
 9 at the close of the fiscal year shall not revert but
 10 shall remain available for expenditure for the purposes
 11 designated until the close of the succeeding fiscal
 12 year.

13 Sec. 36. GENERAL FUND — EMPLOYEE MISCLASSIFICATION

14 PROGRAM. There is appropriated from the general fund
 15 of the state to the department of workforce development
 16 for the fiscal year beginning July 1, 2014, and
 17 ending June 30, 2015, the following amount, or so much
 18 thereof as is necessary, to be used for the purposes
 19 designated:

20 For enhancing efforts to investigate employers that
 21 misclassify workers and for not more than the following
 22 full-time equivalent positions:

23 \$ 383,739
 24 FTEs 8.10

25 Sec. 37. SPECIAL EMPLOYMENT SECURITY CONTINGENCY
 26 FUND.

27 1. There is appropriated from the special
 28 employment security contingency fund to the department
 29 of workforce development for the fiscal year beginning
 30 July 1, 2014, and ending June 30, 2015, the following
 31 amount, or so much thereof as is necessary, to be used
 32 for field offices:

33 \$ 1,501,171

34 2. Any remaining additional penalty and interest
 35 revenue collected by the department of workforce
 36 development is appropriated to the department for the
 37 fiscal year beginning July 1, 2014, and ending June 30,
 38 2015, to accomplish the mission of the department.

39 Sec. 38. UNEMPLOYMENT COMPENSATION RESERVE FUND
 40 — FIELD OFFICES. Notwithstanding section 96.9,

41 subsection 8, paragraph "e", there is appropriated
 42 from interest earned on the unemployment compensation
 43 reserve fund to the department of workforce development
 44 for the fiscal year beginning July 1, 2014, and ending
 45 June 30, 2015, the following amount or so much thereof
 46 as is necessary, for the purposes designated:

47 For the operation of field offices:
 48 \$ 419,900

49 Sec. 39. VIRTUAL ACCESS WORKFORCE DEVELOPMENT
 50 OFFICES. The department of workforce development shall

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1 require a unique identification login for all users
2 of workforce development centers operated through
3 electronic means.

4 Sec. 40. UNEMPLOYMENT COMPENSATION PROGRAM. Notwithstanding
5 section 96.9, subsection 4, paragraph "a", moneys
6 credited to the state by the secretary of the treasury
7 of the United States pursuant to section 903 of
8 the Social Security Act are appropriated to the
9 department of workforce development and shall be
10 used by the department for the administration of
11 the unemployment compensation program only. This
12 appropriation shall not apply to any fiscal year
13 beginning after December 31, 2014.

14 DIVISION III

15 MISCELLANEOUS PROVISIONS

16 Sec. 41. Section 15.251, Code 2013, is amended to
17 read as follows:

18 15.251 Industrial new job training program
19 certificates — fee.

20 The authority may charge, within thirty days
21 following the sale of certificates under chapter 260E,
22 the board of directors of the merged area a fee of
23 up to one percent of the gross sale amount of the
24 certificates issued. The amount of this fee shall be
25 deposited and allowed to accumulate in a job training
26 fund created in the authority. ~~At the end of each~~
27 ~~fiscal year, all funds deposited under this subsection~~
28 ~~into the job training fund during the fiscal year~~
29 ~~shall be transferred to the workforce development fund~~
30 ~~account established in section 15.342A. Moneys in the~~
31 ~~fund are appropriated to the authority for purposes~~
32 ~~of workforce development program coordination and~~
33 ~~activities including salaries, support, maintenance,~~
34 ~~legal and compliance, and miscellaneous purposes.~~

35 Sec. 42. Section 90A.7, Code 2013, is amended to
36 read as follows:

37 90A.7 Rules.

38 1. The commissioner shall adopt rules, pursuant
39 to chapter 17A, that the commissioner determines are
40 reasonably necessary to administer and enforce this
41 chapter.

42 2. The commissioner shall adopt rules establishing
43 an event fee to cover the costs of the administration
44 of this chapter.

45 3. The commissioner may adopt the rules of a
46 recognized national or world boxing organization that
47 sanctions a boxing match in this state to regulate the
48 match if the organization's rules provide protection to
49 the boxers participating in the match which is equal
50 to or greater than the protections provided by this

1 chapter or by rules adopted pursuant to this chapter.
2 As used in this paragraph, "recognized national or world
3 boxing organization" includes, but is not limited to,
4 the international boxing federation, the world boxing
5 association, and the world boxing council.

6 Sec. 43. Section 90A.10, subsection 1, Code 2013,
7 is amended to read as follows:

8 1. Moneys collected pursuant to ~~sections 90A.3 and~~
9 ~~section 90A.9 in excess of the amount of moneys needed~~
10 ~~to administer this chapter from a professional boxing~~
11 ~~event~~ are appropriated to the department of workforce
12 development and shall be used by the commissioner to
13 award grants to organizations that promote amateur
14 boxing matches in this state. All other moneys
15 collected by the commissioner pursuant to this chapter
16 are appropriated to the department of workforce
17 development and shall be used by the commissioner to
18 administer this chapter. Section 8.33 applies only to
19 moneys in excess of the first twenty thousand dollars
20 appropriated each fiscal year.

21 Sec. 44. 2005 Iowa Acts, chapter 169, section 5,
22 subsection 6, is amended to read as follows:

23 6. GREAT PLACES

24 a. For salaries, support, maintenance, and
25 miscellaneous purposes:

26 \$ 200,000

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

33 Sec. 45. 2006 Iowa Acts, chapter 1180, section 5,
34 subsection 6, as amended by 2007 Iowa Acts, chapter
35 215, section 45, is amended to read as follows:

36 6. GREAT PLACES

37 For salaries, support, maintenance, miscellaneous
38 purposes, and for not more than the following full-time
39 equivalent positions:

40 \$ 300,000

41 FTEs 1.70

42 Notwithstanding section 8.33, moneys appropriated in
43 this subsection that remain unencumbered or unobligated
44 at the close of the fiscal year shall not revert but
45 shall remain available for expenditure for the purposes
46 designated until the close of the for succeeding fiscal
47 year years.

48 Sec. 46. 2007 Iowa Acts, chapter 212, section 1,
49 subsection 6, as amended by 2007 Iowa Acts, chapter
50 215, section 46, is amended to read as follows:

1 6. GREAT PLACES

2 For salaries, support, maintenance, miscellaneous
3 purposes, and for not more than the following full-time
4 equivalent positions:

5 \$ 305,794
6 FTEs 3.00

7 Notwithstanding section 8.33, moneys appropriated in
8 this subsection that remain unencumbered or unobligated
9 at the close of the fiscal year shall not revert but
10 shall remain available for expenditure for the purposes
11 designated ~~until the close of the~~ for succeeding fiscal
12 ~~year~~ years.

13 Sec. 47. 2008 Iowa Acts, chapter 1190, section 1,
14 subsection 6, is amended to read as follows:

15 6. GREAT PLACES

16 a. For salaries, support, maintenance,
17 miscellaneous purposes, and for not more than the
18 following full-time equivalent positions:

19 \$ 322,231
20 FTEs 3.00

21 b. Notwithstanding section 8.33, moneys
22 appropriated in this subsection that remain
23 unencumbered or unobligated at the close of the fiscal
24 year shall not revert but shall remain available
25 for expenditure for the purposes designated in this
26 subsection for succeeding fiscal years.

27 Sec. 48. 2009 Iowa Acts, chapter 176, section 1,
28 subsection 6, is amended to read as follows:

29 6. GREAT PLACES

30 a. For the great places program:

31 \$ 248,060
32 b. Notwithstanding section 8.33, moneys

33 appropriated in this subsection that remain
34 unencumbered or unobligated at the close of the fiscal
35 year shall not revert but shall remain available
36 for expenditure for the purposes designated in this
37 subsection for succeeding fiscal years.

38 Sec. 49. 2010 Iowa Acts, chapter 1188, section 1,
39 subsection 6, is amended to read as follows:

40 6. GREAT PLACES

41 a. For the great places program:

42 \$ 214,869
43 b. Notwithstanding section 8.33, moneys

44 appropriated in this subsection that remain
45 unencumbered or unobligated at the close of the fiscal
46 year shall not revert but shall remain available
47 for expenditure for the purposes designated in this
48 subsection for succeeding fiscal years.

49 Sec. 50. 2011 Iowa Acts, chapter 130, section 1,
50 subsection 6, is amended to read as follows:

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1 6. IOWA GREAT PLACES

2 a. For the Iowa great places program established
3 under section 303.3C:

4 \$ 150,000

5 b. Notwithstanding section 8.33, moneys
6 appropriated in this subsection that remain
7 unencumbered or unobligated at the close of the fiscal
8 year shall not revert but shall remain available
9 for expenditure for the purposes designated in this
10 subsection for succeeding fiscal years.

11 Sec. 51. 2011 Iowa Acts, chapter 130, section 48,
12 as amended by 2012 Iowa Acts, chapter 1136, section 1,
13 is amended by adding the following new subsection:

14 NEW SUBSECTION. 10. Notwithstanding section
15 8.33, moneys appropriated in this section that remain
16 unencumbered or unobligated at the close of the fiscal
17 year shall not revert but shall remain available for
18 expenditure for the purposes designated in this section
19 for succeeding fiscal years.

20 Sec. 52. 2011 Iowa Acts, chapter 130, section 67,
21 subsection 2, is amended to read as follows:

22 2. Participation in the rent subsidy program
23 shall be limited to only those persons who meet the
24 requirements for the nursing facility level of care for
25 home and community-based services waiver services as in
26 effect on July 1, ~~2011~~ 2012, and to those individuals
27 who are eligible for the federal money follows the
28 person grant program under the medical assistance
29 program. Of the moneys appropriated in this section,
30 not more than \$35,000 may be used for administrative
31 costs.

32 Sec. 53. 2012 Iowa Acts, chapter 1136, section 17,
33 is amended by adding the following new subsection:

34 NEW SUBSECTION. 5. Notwithstanding section
35 8.33, moneys appropriated in this section that remain
36 unencumbered or unobligated at the close of the fiscal
37 year shall not revert but shall remain available for
38 expenditure for the purposes designated until the close
39 of the succeeding fiscal year.

40 Sec. 54. EFFECTIVE UPON ENACTMENT. The sections
41 of this division of this Act amending 2011 Iowa Acts,
42 chapter 130, section 48, and 2012 Iowa Acts, chapter
43 1136, section 17, being deemed of immediate importance,
44 take effect upon enactment.

45 Sec. 55. RETROACTIVE APPLICABILITY. The section of
46 this Act amending 2005 Iowa Acts, chapter 169, applies
47 retroactively to July 1, 2005.

48 Sec. 56. RETROACTIVE APPLICABILITY. The section of
49 this Act amending 2006 Iowa Acts, chapter 1180, applies
50 retroactively to May 29, 2007.

Page 29

1 Sec. 57. RETROACTIVE APPLICABILITY. The section of
2 this Act amending 2007 Iowa Acts, chapter 212, applies
3 retroactively to July 1, 2007.

4 Sec. 58. RETROACTIVE APPLICABILITY. The section of
5 this Act amending 2008 Iowa Acts, chapter 1190, applies
6 retroactively to July 1, 2008.

7 Sec. 59. RETROACTIVE APPLICABILITY. The section of
8 this Act amending 2009 Iowa Acts, chapter 176, applies
9 retroactively to July 1, 2009.

10 Sec. 60. RETROACTIVE APPLICABILITY. The section of
11 this Act amending 2010 Iowa Acts, chapter 1188, applies
12 retroactively to July 1, 2010.

13 Sec. 61. RETROACTIVE APPLICABILITY. The sections
14 of this Act amending 2011 Iowa Acts, chapter 130,
15 sections 1 and 67, apply retroactively to July 1, 2011.

16 Sec. 62. RETROACTIVE APPLICABILITY. The sections
17 of this Act amending 2012 Iowa Acts, chapter 1136,
18 section 17, and 2011 Iowa Acts, chapter 130, section
19 48, apply retroactively to July 1, 2012.>

COMMITTEE ON APPROPRIATIONS

H-1274

1 Amend House File 211, as amended, passed, and
2 reprinted by the House, as follows:
3 1. Page 1, lines 22 and 23, by striking
4 <Notwithstanding any contractual provision to the
5 contrary, the> and inserting <The>

SENATE AMENDMENT

H-1275

1 Amend Senate File 406, as passed by the Senate, as
2 follows:
3 1. Page 21, line 10, after <physician> by inserting
4 <physician assistant, or psychiatric advanced
5 registered nurse practitioner>
6 2. By renumbering as necessary.

HALL of Woodbury

H-1276

1 Amend House File 545, as amended, passed, and
2 reprinted by the House, as follows:
3 1. Page 1, line 11, after <organization.> by
4 inserting <A veteran seeking moneys for expenses

5 pursuant to this paragraph "m" shall not be subject to
6 an income limit.>

SENATE AMENDMENT

H-1277

1 Amend House File 538, as amended, passed, and
2 reprinted by the House, as follows:
3 1. Page 1, by striking line 3 and inserting:
4 1. The>
5 2. Page 1, line 6, after <hearings.> by inserting
6 <The pool of alternate members shall be deemed a
7 separate appointive board for purposes of complying
8 with the requirements of sections 69.16 and 69.16A.>
9 3. Page 1, line 18, by striking <sections 17A.11
10 and> and inserting <section>

SENATE AMENDMENT

H-1278

1 Amend House File 533, as passed by the House, as
2 follows:
3 1. Page 3, after line 17 by inserting:
4 <4. Fund closure. A school corporation shall close
5 an entrepreneurial education fund at the request of
6 the student organization or club for which the school
7 corporation established the fund. All moneys in the
8 fund on the date of closure and any subsequent return
9 on an investment made with moneys from the fund shall
10 be deposited in the school corporation's student
11 activity fund established under section 298A.8.>
12 2. Page 3, line 18, by striking <4.> and inserting
13 <5.>
14 3. Page 3, line 21, by striking <venture.> and
15 inserting <venture, or rendering other labor or
16 services in return for compensation. "Entrepreneurial
17 activities" does not include charitable contributions
18 or other donations or gifts received by the student
19 organization or club for which no labor or services are
20 rendered.>

SENATE AMENDMENT

H-1279

1 Amend House File 500, as passed by the House, as
2 follows:
3 1. Page 1, line 3, by striking <Regular audits
4 every three years> and inserting <Regular audits A
5 required annual audit>

6 2. Page 1, line 16, after ~~<member>~~ by inserting
7 <who is an elected official>

SENATE AMENDMENT

H-1280

1 Amend House File 356, as amended, passed, and
2 reprinted by the House, as follows:
3 1. Page 2, line 2, by striking ~~<ten>~~ and inserting
4 ~~<five>~~
5 2. Page 2, line 7, after ~~<issued.>~~ by inserting
6 ~~<However, in the event that the judgment or the right~~
7 ~~to collect thereon is sold by the judgment creditor~~
8 ~~or otherwise assigned to a third party for value,~~
9 ~~such judgment shall be null and void, all liens shall~~
10 ~~be extinguished, and no execution shall be issued~~
11 ~~after the expiration of two years from the date of~~
12 ~~entry of the judgment, exclusive of any time during~~
13 ~~which execution on the judgment was stayed pending a~~
14 ~~bankruptcy action or order of court.>~~
15 3. By renumbering as necessary.

SENATE AMENDMENT

H-1281

1 Amend House File 357, as passed by the House, as
2 follows:
3 1. Page 1, lines 12 and 13, by striking ~~<er~~
4 ~~district of the court to which they are nominated>~~ and
5 inserting ~~<or judicial district of the court to which~~
6 ~~they are nominated>~~
7 2. Page 2, after line 7 by inserting:
8 ~~<Sec. ____ Section 602.6201, subsection 2, Code~~
9 ~~2013, is amended to read as follows:~~
10 2. A Upon assuming office, a district judge
11 must be a resident of the judicial district, or
12 judicial election district, if applicable, in which
13 appointed and retained. Subject to the provision
14 for reassignment of judges under section 602.6108,
15 a district judge shall serve in the district of the
16 judge's residence while in office, regardless of the
17 number of judgeships to which the district is entitled
18 under the formula prescribed by the supreme court in
19 subsection 3.>
20 3. By renumbering as necessary.

SENATE AMENDMENT

H-1282

- 1 Amend House File 454, as amended, passed, and
 2 reprinted by the House, as follows:
 3 1. Page 6, line 9, by striking <financial
 4 literacy,>

SENATE AMENDMENT

H-1283

- 1 Amend House File 602, as passed by the House, as
 2 follows:
 3 1. Page 1, by striking lines 1 and 2.
 4 2. By striking page 4, line 35, through page 8,
 5 line 30.
 6 3. By renumbering as necessary.

SENATE AMENDMENT

H-1284

- 1 Amend the amendment, H-1269, to Senate File 406, as
 2 passed by the Senate, as follows:
 3 1. Page 13, line 12, after <law.> by inserting
 4 <The person appointed as administrator must meet the
 5 qualifications to be appointed as a mental health
 6 advocate.>
 7 2. Page 13, line 18, after <advocate.> by inserting
 8 <A mental health advocate serving as of June 30, 2013,
 9 shall be deemed to be qualified.>
 10 3. Page 13, lines 22 and 23, by striking <or
 11 nursing> and inserting <nursing, or psychology.>
 12 4. Page 13, line 31, after <advocates.> by
 13 inserting <The procedures for filling a vacant mental
 14 health advocate position assigned to a geographic area
 15 shall require the individual filling the vacancy to
 16 reside within the assigned geographic area.>
 17 5. Page 19, by striking lines 7 through 11 and
 18 inserting:
 19 <1. The full-time or part-time county employees or
 20 independent contractors paid for mental health advocate
 21 services under section 229.19 immediately prior to July
 22 1, 2014, shall be appointed as mental health advocates
 23 pursuant to section 216A.172 and shall become employees
 24 of the department of>
 25 6. Page 19, line 15, by striking <salaries>
 26 7. Page 19, line 46, by striking <full-time>
 27 8. Page 19, line 47, by striking <full-time>

- 28 9. Page 20, line 28, by striking <full-time>
 29 10. Page 20, line 29, by striking <full-time>

M. SMITH of Marshall

H-1285

- 1 Amend House File 381, as amended, passed, and
 2 reprinted by the House, as follows:
 3 1. Page 1, before line 1 by inserting:
 4 <Section 1. Section 99D.7, subsection 5, paragraph
 5 b, Code 2013, is amended to read as follows:
 6 b. The commission shall, beginning January 1, 2012,
 7 regulate the purse structure for all horse racing so
 8 that seventy-six percent is designated for thoroughbred
 9 racing, fifteen and one-quarter percent is designated
 10 for quarter horse racing, and eight and ~~three-quarter~~
 11 three-quarters percent is designated for standardbred
 12 racing. The purse moneys designated for standardbred
 13 racing may only be used to support standardbred harness
 14 racing purses at the state fair, county fairs, or other
 15 harness racing tracks approved by the commission, or
 16 for the construction, maintenance, or repair of harness
 17 racing tracks located in Iowa and at the fairgrounds
 18 for such fairs or other harness racing tracks located
 19 in Iowa and approved by the commission. The horse
 20 racetrack in Polk county shall not provide funding to
 21 support standardbred racing at such county fairs that
 22 is not otherwise provided for in this paragraph.>
 23 Sec. 2. Section 99D.11, subsection 6, paragraph
 24 c, subparagraph (4), Code 2013, is amended to read as
 25 follows:
 26 (4) An unlicensed advance deposit wagering operator
 27 or an individual taking or receiving wagers from
 28 residents of this state ~~on races conducted at the horse~~
 29 ~~racetrack located in Polk county~~ is guilty of a class
 30 "D" felony.>
 31 2. Title page, line 1, after <concerning> by
 32 inserting <horse racing, including the use of purse
 33 moneys for harness racing tracks, advance deposit
 34 wagering, and>
 35 3. By renumbering as necessary.

SENATE AMENDMENT

H-1286

- 1 Amend House File 245, as amended, passed, and
 2 reprinted by the House, as follows:
 3 1. By striking page 1, line 30, through page 2,
 4 line 5, and inserting <Notwithstanding section 8.33,
 5 or any other provision of law to the contrary, the

6 unencumbered or unobligated balance of the cigarette
 7 fire safety standard fund at the close of the fiscal
 8 year beginning July 1, 2012, shall not revert but shall
 9 remain available for expenditure for purposes of the
 10 regional emergency response training centers, on an
 11 equal basis, until the close of the succeeding fiscal
 12 year.
 13 Sec. ____ EFFECTIVE UPON ENACTMENT. This Act,
 14 being deemed of immediate importance, takes effect upon
 15 enactment.>
 16 2. By renumbering as necessary.

SENATE AMENDMENT

H-1287

1 Amend House File 630 as follows:
 2 1. Page 1, after line 21 by inserting:
 3 <Sec. ____ HYDROELECTRIC ENERGY POTENTIAL —
 4 STUDY. The utilities board of the utilities division
 5 of the department of commerce shall conduct a study
 6 assessing the potential for the development of new
 7 hydroelectric energy production facilities. The
 8 assessments shall be conducted at sites bordering
 9 the Mississippi river, including but not limited to a
 10 federal lock and dam, and at sites bordering the Des
 11 Moines river. In conducting the study, the board,
 12 in coordination with the United States army corps of
 13 engineers, the department of natural resources, and
 14 any other federal or state agency or entity the board
 15 determines appropriate, shall measure current and flow
 16 levels at designated locations along the rivers to
 17 assess potential energy generation capacity. The board
 18 shall submit a report of its assessment, including a
 19 proposed number of hydroelectric energy production
 20 facilities and potential locations, to the general
 21 assembly by January 1, 2014.>
 22 2. Title page, by striking lines 1 and 2 and
 23 inserting <An Act relating to hydroelectricity by
 24 providing a sales tax exemption for hydroelectricity
 25 conversion property and providing for a study of
 26 hydroelectric energy production potential.>

KELLEY of Jasper

H-1288

1 Amend the amendment, H-1273, to Senate File 430,
 2 as amended, passed, and reprinted by the Senate, as
 3 follows:
 4 1. Page 6, after line 18 by inserting:
 5 <8. BUSINESS DEVELOPMENT FINANCIAL ASSISTANCE

6 There is appropriated from the general fund of the
7 state to the economic development authority for the
8 fiscal year beginning July 1, 2013, and ending June
9 30, 2014, the following amount to be used for the
10 purposes of the high quality jobs program as described
11 in chapter 15, part 13:

12 \$ 18,000,000

13 Notwithstanding section 8.33, moneys appropriated in
14 this subsection that remain unencumbered or unobligated
15 at the close of the fiscal year shall not revert but
16 shall remain available for expenditure for the purposes
17 designated until the close of the succeeding fiscal
18 year.>

19 2. Page 18, after line 20 by inserting:
20 <8. BUSINESS DEVELOPMENT FINANCIAL ASSISTANCE

21 There is appropriated from the general fund of the
22 state to the economic development authority for the
23 fiscal year beginning July 1, 2014, and ending June
24 30, 2015, the following amount to be used for the
25 purposes of the high quality jobs program as described
26 in chapter 15, part 13:

27 \$ 15,300,000

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

34 3. By renumbering as necessary.

RUNNING-MARQUARDT of Linn
DUNKEL of Dubuque

H-1289

1 Amend the amendment, H-1273, to Senate File 430,
2 as amended, passed, and reprinted by the Senate, as
3 follows:

4 1. Page 12, after line 22 by inserting:
5 <Sec. ____ GENERAL FUND – I-GREEN CENTER. There

6 is appropriated from the general fund of the state to
7 the department of workforce development for the fiscal
8 year beginning July 1, 2013, and ending June 30, 2014,
9 the following amount, to be used for the purposes
10 of providing financial assistance to the Iowa green
11 renewable electric energy network center to educate
12 workers and the public about renewable energy:

13 \$ 150,000>

14 2. Page 24, after line 24 by inserting:
15 <Sec. ____ GENERAL FUND – I-GREEN CENTER. There

16 is appropriated from the general fund of the state to
17 the department of workforce development for the fiscal

18 year beginning July 1, 2014, and ending June 30, 2015,
 19 the following amount, to be used for the purposes
 20 of providing financial assistance to the Iowa green
 21 renewable electric energy network center to educate
 22 workers and the public about renewable energy:
 23 \$ 127,500>
 24 3. By renumbering as necessary.

KELLEY of Jasper

H-1290

1 Amend House File 634 as follows:
 2 1. Page 10, line 17, after <loan> by inserting <or
 3 an extension of credit>
 4 2. Page 10, line 22, after <loan> by inserting <or
 5 an extension of credit>
 6 3. Page 10, line 28, after <loaned> by inserting
 7 <or credit extended>
 8 4. Title page, line 7, after <atters> by inserting
 9 <, the distribution of statewide school infrastructure
 10 funds>

WINDSCHITL of Harrison

H-1291

1 Amend Senate File 396, as amended, passed, and
 2 reprinted by the Senate, as follows:
 3 1. Page 1, by striking lines 29 and 30 and
 4 inserting <devices, information technology>
 5 2. Page 31, after line 24 by inserting:
 6 <Sec. ____ Section 8A.402, subsection 1, Code 2013,
 7 is amended by adding the following new paragraph:
 8 NEW PARAGRAPH. i. The development and
 9 implementation of a plan to centralize the human
 10 resource management functions for state executive
 11 branch agencies within the department, except for
 12 institutions under the control of the state board of
 13 regents.
 14 Sec. ____ DEPARTMENT OF ADMINISTRATIVE SERVICES —
 15 CENTRALIZED HUMAN RESOURCE MANAGEMENT.
 16 1. The director of the department of administrative
 17 services shall develop and implement a plan to
 18 centralize the human resource management functions
 19 for executive branch agencies under the department of
 20 administrative services, except for institutions under
 21 the control of the state board of regents, by December
 22 15, 2015.
 23 2. The centralized human resource management plan
 24 shall do all of the following:
 25 a. Identify the human resource duties and processes

26 being utilized by each agency.
27 b. Identify the positions being utilized by the
28 agencies to perform the human resource duties.
29 c. Establish best practices for a consolidated
30 human resources model and identify the estimated cost
31 savings that will result from implementation of the
32 plan.
33 d. Detail and implement an organizational structure
34 to support a fully consolidated human resources model.
35 e. Identify space, technology, and equipment needs,
36 and acquire and implement such tools and resources in
37 support of the consolidated human resources model.
38 Such efforts shall be done in collaboration with
39 affected executive branch agencies and the state chief
40 information officer and the general services, state
41 accounting, and information technology enterprises of
42 the department of administrative services.
43 f. Establish a comprehensive budget to be used and
44 establish the utility rate to be charged each agency as
45 a result of the consolidation.
46 g. Establish detailed timelines for transition and
47 communicate the timelines to the agencies.
48 3. State executive branch agencies, except for
49 institutions under the control of the state board of
50 regents, shall do all of the following:

Page 2

1 a. Provide the department of administrative
2 services with all of the following information:
3 (1) Information regarding the human resource duties
4 and responsibilities being performed by agency staff.
5 (2) The direct and indirect costs associated with
6 agency staff performing human resource duties.
7 (3) Information about the human resource
8 information and records storage systems being used to
9 perform human resource work.
10 b. Adjust internal staffing as required in the
11 centralized human resource management plan developed by
12 the department of administrative services.
13 c. Agencies outside of the department of
14 administrative services shall not hire or replace any
15 staff for the purposes of conducting human resource
16 work. The department of administrative services shall
17 partner with agencies to transition and consolidate
18 work in the human resource enterprise of the department
19 of administrative services.
20 d. Transition to the human resources and payroll
21 systems selected and operated by the department
22 of administrative services pursuant to timelines
23 identified by the department of administrative
24 services.

25 e. Adhere to all objectives and timelines required
 26 in the centralized human resource management plan
 27 developed by the department of administrative services.
 28 Sec. ____ HUMAN RESOURCES PERSONNEL – TRANSITION
 29 PROVISIONS. Any noncontract employee who is subject
 30 to an employer-mandated reassignment, reduction in
 31 hours, layoff, or potential termination as a result of
 32 the implementation of the centralized human resource
 33 management plan as provided in this division of
 34 this Act shall not be authorized to bump or replace
 35 an employee in a position covered by a collective
 36 bargaining agreement. In order to implement this
 37 requirement, if a layoff of noncontract employees
 38 were to occur as the result of the centralized human
 39 resource management plan, then the layoff units
 40 specified within the layoff plan shall not include any
 41 positions covered by a collective bargaining agreement.
 42 For purposes of this section, a noncontract employee
 43 means an employee of the state in a position that is
 44 not covered by a collective bargaining agreement.>
 45 3. Page 33, after line 23 by inserting:
 46 <Sec. ____ Section 135.11, subsection 24, Code
 47 2013, is amended to read as follows:
 48 24. ~~Establish an abuse education review panel for~~
 49 ~~review and approval of~~ Review and approve mandatory
 50 reporter training curricula for those persons who work

Page 3

1 in a position classification that under law makes the
 2 persons mandatory reporters of child or dependent adult
 3 abuse and the position classification does not have a
 4 mandatory reporter training curriculum approved by a
 5 licensing or examining board.>
 6 4. Page 34, after line 13 by inserting:
 7 <Sec. ____ Section 232.69, subsection 3, paragraph
 8 d, subparagraph (2), Code 2013, is amended to read as
 9 follows:
 10 (2) A training program using a curriculum approved
 11 by the ~~abuse education review panel established by the~~
 12 director of public health pursuant to section 135.11.
 13 Sec. ____ Section 235B.16, subsection 5, paragraph
 14 d, subparagraph (2), Code 2013, is amended to read as
 15 follows:
 16 (2) A training program using a curriculum approved
 17 by the ~~abuse education review panel established by the~~
 18 director of public health pursuant to section 135.11.
 19 Sec. ____ Section 235B.16, subsection 5, paragraph
 20 e, Code 2013, is amended to read as follows:
 21 e. A person required to complete both child
 22 abuse and dependent adult abuse mandatory reporter
 23 training may complete the training through a program

24 which combines child abuse and dependent adult abuse
 25 curricula and thereby meet the training requirements of
 26 both this subsection and section 232.69 simultaneously.
 27 A person who is a mandatory reporter for both child
 28 abuse and dependent adult abuse may satisfy the
 29 combined training requirements of this subsection
 30 and section 232.69 through completion of a two-hour
 31 training program, if the training program curriculum
 32 is approved by the appropriate licensing board or
 33 the ~~abuse education review panel established by the~~
 34 director of public health pursuant to section 135.11.>
 35 5. By renumbering as necessary.

HAGENOW of Polk

H-1292

1 Amend the amendment, H-1273, to Senate File 430,
 2 as amended, passed, and reprinted by the Senate, as
 3 follows:

4 1. Page 8, after line 19 by inserting:
 5 <3. There is appropriated from the general fund
 6 of the state to the state university of Iowa for the
 7 fiscal year beginning July 1, 2013, and ending June
 8 30, 2014, the following amount, or so much thereof
 9 as is necessary, for the purpose of implementing the
 10 entrepreneurship and economic growth initiative, and
 11 for not more than the following full-time equivalent
 12 positions:

13 \$ 2,000,000
 14 FTEs 8.00>

15 2. Page 8, line 20, by striking <3.> and inserting
 16 <4.>

17 3. Page 20, after line 21 by inserting:
 18 <3. There is appropriated from the general fund
 19 of the state to the state university of Iowa for the
 20 fiscal year beginning July 1, 2014, and ending June
 21 30, 2015, the following amount, or so much thereof
 22 as is necessary, for the purpose of implementing the
 23 entrepreneurship and economic growth initiative, and
 24 for not more than the following full-time equivalent
 25 positions:

26 \$ 1,700,000
 27 FTEs 8.00>

28 4. Page 20, line 22, by striking <3.> and inserting
 29 <4.>

30 5. By renumbering as necessary.

LENSING of Johnson
 MASCHER of Johnson
 JACOBY of Johnson
 STUTSMAN of Johnson

H-1293

1 Amend the amendment, H-1273, to Senate File 430,
2 as amended, passed, and reprinted by the Senate, as
3 follows:

4 1. Page 7, after line 44 by inserting:
5 <5. There is appropriated from the general fund of
6 the state to Iowa state university for the fiscal year
7 beginning July 1, 2013, and ending June 30, 2014, the
8 following amount, or so much thereof as is necessary,
9 for the purposes of implementing the bioeconomy
10 initiative, and for not more than the following
11 full-time equivalent positions:

12 \$ 3,750,000
13 FTEs 9.65>

14 2. Page 7, line 45, by striking <5.> and inserting
15 <6.>

16 3. Page 19, after line 46 by inserting:
17 <5. There is appropriated from the general fund of
18 the state to Iowa state university for the fiscal year
19 beginning July 1, 2014, and ending June 30, 2015, the
20 following amount, or so much thereof as is necessary,
21 for the purposes of implementing the bioeconomy
22 initiative, and for not more than the following
23 full-time equivalent positions:

24 \$ 3,187,500
25 FTEs 9.65>

26 4. Page 19, line 47, by striking <5.> and inserting
27 <6.>

28 5. By renumbering as necessary.

HEDDENS of Story
WESSEL-KROESCHELL of Story
H. MILLER of Webster

H-1294

1 Amend the amendment, H-1273, to Senate File 430,
2 as amended, passed, and reprinted by the Senate, as
3 follows:

4 1. Page 8, line 36, by striking <574,716> and
5 inserting <1,074,716>

6 2. Page 8, line 37, by striking <6.75> and
7 inserting <9.75>

8 3. Page 8, by striking lines 40 through 42 and
9 inserting <allocate at least \$617,639 for purposes
10 of supporting entrepreneurs through the university's
11 regional business center and economic gardening
12 program.>

13 4. Page 20, line 38, by striking <488,509> and
14 inserting <913,509>

15 5. Page 20, line 39, by striking <6.75> and

16 inserting <9.75>

17 6. Page 20, by striking lines 42 through 44 and
18 inserting <allocate at least \$617,639 for purposes
19 of supporting entrepreneurs through the university's
20 regional business center and economic gardening
21 program.>

22 7. By renumbering as necessary.

KRESSIG of Black Hawk
BERRY of Black Hawk
THOMAS of Clayton

H-1295

1 Amend the amendment, H-1273, to Senate File 430,
2 as amended, passed, and reprinted by the Senate, as
3 follows:

4 1. Page 6, line 41, by striking <4,000,000> and
5 inserting <6,000,000>

6 2. Page 18, line 43, by striking <3,400,000> and
7 inserting <5,100,000>

8 3. Page 25, after line 34 by inserting:

9 <Sec. ____ Section 15.342A, Code 2013, is amended
10 to read as follows:

11 15.342A Workforce development fund account.

12 A workforce development fund account is established
13 in the office of the treasurer of state under the
14 control of the authority. The account shall receive
15 funds pursuant to section 422.16A up to a maximum of
16 ~~four~~ six million dollars per year. The account shall
17 also receive funds pursuant to section 15.251 with no
18 dollar limitation.

19 Sec. ____ Section 15.343, subsection 2, paragraphs
20 a and d, Code 2013, are amended by striking the
21 paragraphs.

22 Sec. ____ Section 15.343, subsection 3, paragraph
23 a, Code 2013, is amended to read as follows:

24 a. ~~Three~~ Five million dollars shall be used for
25 purposes provided in section 260F.6.>

26 4. Page 26, after line 20 by inserting:

27 <Sec. ____ Section 260C.18A, subsection 2,
28 paragraph e, Code 2013, is amended by striking the
29 paragraph.

30 Sec. ____ Section 260F.6, subsection 2, Code 2013,
31 is amended to read as follows:

32 2. To provide funds for the present payment of
33 the costs of a training program by the business,
34 the community college may provide to the business an
35 advance of the moneys to be used to pay for the program
36 costs as provided in the agreement. To receive the
37 funds for this advance from the job training fund
38 established in subsection 1, the community college

39 shall submit an application to the economic development
 40 authority. The amount of the advance shall not exceed
 41 ~~twenty-five~~ fifty thousand dollars for any business
 42 site, or ~~fifty one hundred~~ thousand dollars within
 43 a three-fiscal-year period for any business site.
 44 If the project involves a consortium of businesses,
 45 the maximum award per project shall not exceed
 46 ~~fifty one hundred~~ thousand dollars. Participation
 47 in a consortium does not affect a business site's
 48 eligibility for individual project assistance. Prior
 49 to approval a business shall agree to match program
 50 amounts in accordance with criteria established by the

Page 2

1 authority.

2 Sec. ____ Section 422.16A, Code 2013, is amended to
 3 read as follows:

4 422.16A Job training withholding — certification
 5 and transfer.

6 Upon the completion by a business of its repayment
 7 obligation for a training project funded under chapter
 8 260E, including a job training project funded under
 9 section 15A.8 or repaid in whole or in part by the
 10 supplemental new jobs credit from withholding under
 11 section 15A.7 or section 15E.197, the sponsoring
 12 community college shall report to the economic
 13 development authority the amount of withholding paid by
 14 the business to the community college during the final
 15 twelve months of withholding payments. The economic
 16 development authority shall notify the department of
 17 revenue of that amount. The department shall credit
 18 to the workforce development fund account established
 19 in section 15.342A twenty-five percent of that amount
 20 each quarter for a period of ten years. If the
 21 amount of withholding from the business or employer
 22 is insufficient, the department shall prorate the
 23 quarterly amount credited to the workforce development
 24 fund account. The maximum amount from all employers
 25 which shall be transferred to the workforce development
 26 fund account in any year is ~~four~~ six million dollars.>

27 5. By renumbering as necessary.

KAJTAVOVIC of Black Hawk
 THOMAS of Clayton

H-1296

1 Amend Senate File 386, as passed by the Senate, as
 2 follows:

3 1. Page 6, after line 16 by inserting:

4 <Sec. ____ Section 321J.20, subsection 1, paragraph

5 a, unnumbered paragraph 1, Code 2013, is amended to
6 read as follows:

7 The department may, on application, issue a
8 temporary restricted license to a person whose
9 noncommercial driver's license is revoked under this
10 chapter allowing the person to drive, within the scope
11 of the person's employment, a vehicle in which an
12 ignition interlock device is installed, or to drive
13 to and from the person's home and specified places at
14 specified times which can be verified by the department
15 and which are required by the person's full-time or
16 part-time employment, continuing health care or the
17 continuing health care of another who is dependent upon
18 the person, continuing education while enrolled in an
19 educational institution on a part-time or full-time
20 basis and while pursuing a course of study leading to a
21 diploma, degree, or other certification of successful
22 educational completion, substance abuse treatment,
23 court-ordered community service responsibilities, ~~and~~
24 or appointments with the person's parole or probation
25 officer or to transport children to school or day
26 care, if the person's driver's license has not been
27 revoked previously under section 321J.4, 321J.9, or
28 321J.12 and if any of the following apply:>

29 2. Page 7, by striking lines 16 through 21 and
30 inserting <which are required by ~~the~~ any of the
31 following:

32 (1) The person's full-time or part-time
33 employment,.

34 (2) The person's continuing health care or the
35 continuing health care of another who is dependent upon
36 the person.

37 (3) The person's continuing education while
38 enrolled in an educational institution on a part-time
39 or full-time basis and while pursuing a course of study
40 leading to a diploma, degree, or other certification of
41 successful educational completion,~~or,~~

42 (4) The person's substance abuse treatment.

43 (5) The person's court-ordered community service
44 responsibilities.

45 (6) The person's appointments with the person's
46 parole or probation officer.>

47 3. Page 8, after line 9 by inserting:

48 <Sec. ____ Section 321J.20, Code 2013, is amended
49 by adding the following new subsection:

50 NEW SUBSECTION. 9. A person's election to keep an

Page 2

1 ignition interlock device installed in the person's
2 vehicle after the period of time the ignition interlock
3 device is required to be installed shall not affect

4 reinstatement of the person's driver's license or
5 nonresident operating privilege if the person has met
6 all of the requirements of reinstatement under section
7 321J.17.>

8 4. By renumbering as necessary.

BALTIMORE of Boone
MOORE of Jackson
BYRNES of Mitchell
M. SMITH of Marshall
R. OLSON of Polk

H-1297

1 Amend Senate File 435, as amended, passed, and
2 reprinted by the Senate, as follows:

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

5 <DIVISION I

6 DEPARTMENT OF AGRICULTURE AND LAND STEWARDSHIP

7 GENERAL APPROPRIATION FOR FY 2013-2014

8 Section 1. GENERAL FUND — DEPARTMENT.

9 1. There is appropriated from the general fund of
10 the state to the department of agriculture and land
11 stewardship for the fiscal year beginning July 1, 2013,
12 and ending June 30, 2014, the following amount, or
13 so much thereof as is necessary, to be used for the
14 purposes designated:

15 For purposes of supporting the department, including
16 its divisions, for administration, regulation, and
17 programs; for salaries, support, maintenance, and
18 miscellaneous purposes; and for not more than the
19 following full-time equivalent positions:

20 \$ 17,581,328

21 FTEs 372.00

22 2. Of the amount appropriated in subsection 1,
23 the following amount is transferred to Iowa state
24 university of science and technology, to be used
25 for the university's midwest grape and wine industry
26 institute:

27 \$ 238,000

28 3. The department shall submit a report each
29 quarter of the fiscal year to the legislative services
30 agency, the department of management, the members of
31 the joint appropriations subcommittee on agriculture
32 and natural resources, and the chairpersons and
33 ranking members of the senate and house committees on
34 appropriations. The report shall describe in detail
35 the expenditure of moneys appropriated in this section
36 to support the department's administration, regulation,
37 and programs.

38 DESIGNATED APPROPRIATIONS

MISCELLANEOUS FUNDS

39

40 Sec. 2. UNCLAIMED PARI-MUTUEL WAGERING WINNINGS —

41 HORSE AND DOG RACING. There is appropriated from the
42 moneys available under section 99D.13 to the department
43 of agriculture and land stewardship for the fiscal year
44 beginning July 1, 2013, and ending June 30, 2014, the
45 following amount, or so much thereof as is necessary,
46 to be used for the purposes designated:

47 For purposes of supporting the department's
48 administration and enforcement of horse and dog racing
49 law pursuant to section 99D.22, including for salaries,
50 support, maintenance, and miscellaneous purposes:

Page 2

1 \$ 305,516

2 Sec. 3. RENEWABLE FUEL INFRASTRUCTURE FUND —

3 MOTOR FUEL INSPECTION. There is appropriated from
4 the renewable fuel infrastructure fund created in
5 section 159A.16 to the department of agriculture and
6 land stewardship for the fiscal year beginning July 1,
7 2013, and ending June 30, 2014, the following amount,
8 or so much thereof as is necessary, to be used for the
9 purposes designated:

10 For purposes of the inspection of motor fuel,
11 including salaries, support, maintenance, and
12 miscellaneous purposes:

13 \$ 500,000

14 The department shall establish and administer
15 programs for the auditing of motor fuel including
16 biofuel processing and production plants, for screening
17 and testing motor fuel, including renewable fuel,
18 and for the inspection of motor fuel sold by dealers
19 including retail dealers who sell and dispense motor
20 fuel from motor fuel pumps.

21 SPECIAL APPROPRIATIONS

22 GENERAL FUND

23 Sec. 4. DAIRY REGULATION. There is appropriated
24 from the general fund of the state to the department of
25 agriculture and land stewardship for the fiscal year
26 beginning July 1, 2013, and ending June 30, 2014, the
27 following amount, or so much thereof as is necessary,
28 to be used for the purposes designated:

29 1. For purposes of performing functions pursuant to
30 section 192.109, including conducting a survey of grade
31 "A" milk and certifying the results to the secretary
32 of agriculture:

33 \$ 189,196

34 2. Notwithstanding section 8.33, moneys
35 appropriated in this section that remain unencumbered
36 or unobligated at the close of the fiscal year shall
37 not revert but shall remain available to be used

38 for the purposes designated until the close of the
 39 succeeding fiscal year.

40 Sec. 5. LOCAL FOOD AND FARM PROGRAM. There is
 41 appropriated from the general fund of the state to the
 42 department of agriculture and land stewardship for the
 43 fiscal year beginning July 1, 2013, and ending June 30,
 44 2014, the following amount, or so much thereof as is
 45 necessary, to be used for the purposes designated:

46 1. For purposes of supporting the local food and
 47 farm program pursuant to chapter 267A:
 48 \$ 75,000

49 2. The department shall enter into a cost-sharing
 50 agreement with Iowa state university to support the

Page 3

1 local food and farm program coordinator position as
 2 part of the university's cooperative extension service
 3 in agriculture and home economics pursuant to chapter
 4 267A.

5 3. Notwithstanding section 8.33, moneys
 6 appropriated in this section that remain unencumbered
 7 or unobligated at the close of the fiscal year shall
 8 not revert but shall remain available to be used
 9 for the purposes designated until the close of the
 10 succeeding fiscal year.

11 Sec. 6. AGRICULTURAL EDUCATION. There is
 12 appropriated from the general fund of the state to the
 13 department of agriculture and land stewardship for the
 14 fiscal year beginning July 1, 2013, and ending June 30,
 15 2014, the following amount, or so much thereof as is
 16 necessary, to be used for the purposes designated:

17 1. For purposes of allocating moneys to an Iowa
 18 association affiliated with a national organization
 19 which promotes agricultural education providing for
 20 future farmers:
 21 \$ 25,000

22 2. Notwithstanding section 8.33, moneys
 23 appropriated in this section that remain unencumbered
 24 or unobligated at the close of the fiscal year shall
 25 not revert but shall remain available to be used
 26 for the purposes designated until the close of the
 27 succeeding fiscal year.

28 Sec. 7. FARMERS WITH DISABILITIES PROGRAM.
 29 1. There is appropriated from the general fund of
 30 the state to the department of agriculture and land
 31 stewardship for the fiscal year beginning July 1, 2013,
 32 and ending June 30, 2014, the following amount, or
 33 so much thereof as is necessary, to be used for the
 34 purposes designated:
 35 For purposes of supporting a program for farmers
 36 with disabilities:

37 \$ 130,000

38 2. The moneys appropriated in subsection 1 shall
39 be used for the public purpose of providing a grant to
40 a national nonprofit organization with over 80 years
41 of experience in assisting children and adults with
42 disabilities and special needs.

43 a. The moneys shall be used to support a nationally
44 recognized program that began in 1986 and has been
45 replicated in at least 30 other states, but which
46 is not available through any other entity in this
47 state, and that provides assistance to farmers with
48 disabilities in all 99 counties to allow the farmers to
49 remain in their own homes and be gainfully engaged in
50 farming through provision of agricultural worksite and

Page 4

1 home modification consultations, peer support services,
2 services to families, information and referral, and
3 equipment loan services.

4 b. Notwithstanding section 8.33, moneys
5 appropriated in this section that remain unencumbered
6 or unobligated at the close of the fiscal year shall
7 not revert but shall remain available for expenditure
8 for the purposes designated until the close of the
9 succeeding fiscal year.

10 DIVISION II

11 DEPARTMENT OF NATURAL RESOURCES
12 GENERAL APPROPRIATIONS FOR FY 2013-2014

13 Sec. 8. GENERAL FUND — DEPARTMENT.

14 1. There is appropriated from the general fund of
15 the state to the department of natural resources for
16 the fiscal year beginning July 1, 2013, and ending June
17 30, 2014, the following amount, or so much thereof as
18 is necessary, to be used for the purposes designated:

19 For purposes of supporting the department, including
20 its divisions, for administration, regulation, and
21 programs; for salaries, support, maintenance, and
22 miscellaneous purposes; and for not more than the
23 following full-time equivalent positions:

24 \$ 12,766,700

25 FTEs 1,145.95

26 2. Of the number of full-time equivalent positions
27 authorized to the department pursuant to subsection 1,
28 50.00 full-time equivalent positions shall be allocated
29 by the department for seasonal employees for purposes
30 of providing maintenance, upkeep, and sanitary services
31 at state parks. This subsection shall not impact park
32 ranger positions within the department.

33 3. The department shall submit a report each
34 quarter of the fiscal year to the legislative services
35 agency, the department of management, the members of

36 the joint appropriations subcommittee on agriculture
 37 and natural resources, and the chairpersons and
 38 ranking members of the senate and house committees on
 39 appropriations. The report shall describe in detail
 40 the expenditure of moneys appropriated under this
 41 section to support the department's administration,
 42 regulation, and programs.

43 Sec. 9. STATE FISH AND GAME PROTECTION FUND —
 44 REGULATION AND ADVANCEMENT OF OUTDOOR ACTIVITIES.

45 1. There is appropriated from the state fish and
 46 game protection fund to the department of natural
 47 resources for the fiscal year beginning July 1, 2013,
 48 and ending June 30, 2014, the following amount, or
 49 so much thereof as is necessary, to be used for the
 50 purposes designated:

Page 5

1 For purposes of supporting the regulation or
 2 advancement of hunting, fishing, or trapping, or the
 3 protection, propagation, restoration, management,
 4 or harvest of fish or wildlife, including for
 5 administration, regulation, law enforcement, and
 6 programs; and for salaries, support, maintenance,
 7 equipment, and miscellaneous purposes:
 8 \$ 41,078,234

9 2. Notwithstanding section 455A.10, the department
 10 may use the unappropriated balance remaining in the
 11 state fish and game protection fund to provide for the
 12 funding of health and life insurance premium payments
 13 from unused sick leave balances of conservation peace
 14 officers employed in a protection occupation who
 15 retire, pursuant to section 97B.49B.

16 3. Notwithstanding section 455A.10, the department
 17 of natural resources may use the unappropriated
 18 balance remaining in the state fish and game protection
 19 fund for the fiscal year beginning July 1, 2013,
 20 and ending June 30, 2014, as is necessary to fund
 21 salary adjustments for departmental employees which
 22 the general assembly has made an operating budget
 23 appropriation for in subsection 1.

24 Sec. 10. GROUNDWATER PROTECTION FUND — WATER
 25 QUALITY. There is appropriated from the groundwater
 26 protection fund created in section 455E.11 to the
 27 department of natural resources for the fiscal year
 28 beginning July 1, 2013, and ending June 30, 2014, from
 29 those moneys which are not allocated pursuant to that
 30 section, the following amount, or so much thereof as is
 31 necessary, to be used for the purposes designated:

32 For purposes of supporting the department's
 33 protection of the state's groundwater, including
 34 for administration, regulation, and programs, and

35 for salaries, support, maintenance, equipment, and
 36 miscellaneous purposes:

37 \$ 3,455,832

38 DESIGNATED APPROPRIATIONS

39 MISCELLANEOUS FUNDS

40 Sec. 11. SPECIAL SNOWMOBILE FUND — SNOWMOBILE

41 PROGRAM. There is appropriated from the special
 42 snowmobile fund created under section 321G.7 to the
 43 department of natural resources for the fiscal year
 44 beginning July 1, 2013, and ending June 30, 2014, the
 45 following amount, or so much thereof as is necessary,
 46 to be used for the purpose designated:

47 For purposes of administering and enforcing the
 48 state snowmobile programs:

49 \$ 100,000

50 Sec. 12. UNASSIGNED REVENUE FUND — UNDERGROUND

Page 6

1 STORAGE TANK SECTION EXPENSES. There is appropriated
 2 from the unassigned revenue fund administered by the
 3 Iowa comprehensive underground storage tank fund
 4 board to the department of natural resources for the
 5 fiscal year beginning July 1, 2013, and ending June 30,
 6 2014, the following amount, or so much thereof as is
 7 necessary, to be used for the purpose designated:

8 For purposes of paying for administration expenses
 9 of the department's underground storage tank section:
 10 \$ 200,000

11 Sec. 13. GROUNDWATER PROTECTION FUND —
 12 IMPLEMENTATION OF LEGISLATION.

13 1. Notwithstanding section 455E.11, subsection
 14 2, paragraph "b", there is appropriated from the
 15 agriculture management account of the groundwater
 16 protection fund to the department of natural resources
 17 for the fiscal year beginning July 1, 2013, and
 18 ending June 30, 2014, the following amount, or so much
 19 thereof as is necessary, to be used for the purposes
 20 designated:

21 For purposes of fully implementing the provisions
 22 of section 459.315, subsection 3, paragraph "d", if
 23 enacted by 2013 Iowa Acts, House File 312, section 2:
 24 \$ 250,000

25 2. The appropriation made in subsection 1 shall
 26 be allotted to the department prior to any other
 27 allocation from the agriculture management account as
 28 provided in section 455E.11, subsection 2, paragraph
 29 "b".

30 3. The moneys appropriated in subsection 1 fully
 31 satisfies the contingent implementation provision in
 32 2013 Iowa Acts, House File 312, if enacted.

33 SPECIAL APPROPRIATIONS

34 GENERAL FUND
 35 Sec. 14. FLOODPLAIN MANAGEMENT AND DAM SAFETY.
 36 1. There is appropriated from the general fund of
 37 the state to the department of natural resources for
 38 the fiscal year beginning July 1, 2013, and ending June
 39 30, 2014, the following amount, or so much thereof as
 40 is necessary, to be used for the purpose designated:
 41 For purposes of supporting floodplain management and
 42 dam safety:
 43 \$ 2,000,000
 44 2. Of the amount appropriated in subsection 1, up
 45 to \$400,000 may be used by the department to acquire
 46 or install stream gages for purposes of tracking and
 47 predicting flood events and for compiling necessary
 48 data to improve flood frequency analysis.
 49 3. Notwithstanding section 8.33, moneys
 50 appropriated in subsection 1 that remain unencumbered

Page 7

1 or unobligated at the close of the fiscal year shall
 2 not revert but shall remain available for expenditure
 3 for the purposes designated until the close of the
 4 succeeding fiscal year.

5 Sec. 15. FORESTRY HEALTH MANAGEMENT.
 6 1. There is appropriated from the general fund of
 7 the state to the department of natural resources for
 8 the fiscal year beginning July 1, 2013, and ending June
 9 30, 2014, the following amount, or so much thereof as
 10 is necessary, to be used for the purposes designated:
 11 For purposes of providing for forestry health
 12 management programs:
 13 \$ 100,000
 14 2. Notwithstanding section 8.33, moneys
 15 appropriated in this section that remain unencumbered
 16 or unobligated at the close of the fiscal year shall
 17 not revert but shall remain available to be used
 18 for the purposes designated until the close of the
 19 succeeding fiscal year.

20 DIVISION III

21 IOWA STATE UNIVERSITY

22 SPECIAL GENERAL FUND APPROPRIATION FOR FY 2013-2014

23 Sec. 16. VETERINARY DIAGNOSTIC LABORATORY.
 24 1. There is appropriated from the general fund
 25 of the state to Iowa state university of science and
 26 technology for the fiscal year beginning July 1, 2013,
 27 and ending June 30, 2014, the following amount, or
 28 so much thereof as is necessary, to be used for the
 29 purposes designated:
 30 For purposes of supporting the college of veterinary
 31 medicine for the operation of the veterinary diagnostic
 32 laboratory and for not more than the following

33 full-time equivalent positions:
 34 \$ 3,487,636
 35 FTEs 50.00
 36 2. a. Iowa state university of science and
 37 technology shall not reduce the amount that it
 38 allocates to support the college of veterinary medicine
 39 from any other source due to the appropriation made in
 40 this section.
 41 b. Paragraph "a" does not apply to a reduction made
 42 to support the college of veterinary medicine, if the
 43 same percentage of reduction imposed on the college
 44 of veterinary medicine is also imposed on all of Iowa
 45 state university's budget units.
 46 3. If by June 30, 2014, Iowa state university
 47 of science and technology fails to allocate the
 48 moneys appropriated in this section to the college of
 49 veterinary medicine in accordance with this section,
 50 the moneys appropriated in this section for that fiscal

Page 8

1 year shall revert to the general fund of the state.
 2 Sec. 17. VETERINARY DIAGNOSTIC LABORATORY — FUTURE
 3 FISCAL YEAR. This section applies if appropriations
 4 made in this Act and all other Acts enacted by the
 5 Eighty-fifth General Assembly during the 2013 regular
 6 session and all extraordinary sessions, for the
 7 fiscal year beginning July 1, 2013, and ending June
 8 30, 2014, for purposes of supporting the operation
 9 of the veterinary diagnostic laboratory associated
 10 with the college of veterinary medicine at Iowa state
 11 university, total less than \$4,000,000 It is the intent
 12 of the general assembly that the amount of any deficit
 13 will be appropriated by the general assembly during its
 14 2014 regular session for purposes of supporting the
 15 operation of the veterinary diagnostic laboratory for
 16 the fiscal year beginning July 1, 2014, and ending June
 17 30, 2015.

18 DIVISION IV
 19 ENVIRONMENT FIRST FUND

20 GENERAL APPROPRIATIONS FOR FY 2013-2014

21 Sec. 18. DEPARTMENT OF AGRICULTURE AND LAND
 22 STEWARDSHIP. There is appropriated from the
 23 environment first fund created in section 8.57A to the
 24 department of agriculture and land stewardship for the
 25 fiscal year beginning July 1, 2013, and ending June 30,
 26 2014, the following amounts, or so much thereof as is
 27 necessary, to be used for the purposes designated:
 28 1. CONSERVATION RESERVE ENHANCEMENT PROGRAM (CREP)
 29 a. For the conservation reserve enhancement program
 30 to restore and construct wetlands for the purposes of
 31 intercepting tile line runoff, reducing nutrient loss,

32 improving water quality, and enhancing agricultural
 33 production practices:
 34 \$ 1,000,000
 35 b. Not more than 10 percent of the moneys
 36 appropriated in paragraph "a" may be used for costs of
 37 administration and implementation of soil and water
 38 conservation practices.
 39 c. Notwithstanding any other provision in law,
 40 the department may provide state resources from this
 41 appropriation, in combination with other appropriate
 42 environment first fund appropriations, for cost sharing
 43 to match United States department of agriculture,
 44 natural resources conservation service, wetlands
 45 reserve enhancement program (WREP) funding available
 46 to Iowa.

47 2. WATERSHED PROTECTION
 48 a. For continuation of a program that provides
 49 multiobjective resource protections for flood control,
 50 water quality, erosion control, and natural resource

Page 9

1 conservation:
 2 \$ 900,000
 3 b. Not more than 10 percent of the moneys
 4 appropriated in paragraph "a" may be used for costs of
 5 administration and implementation of soil and water
 6 conservation practices.

7 3. FARM MANAGEMENT DEMONSTRATION PROGRAM
 8 a. For continuation of a statewide voluntary farm
 9 management demonstration program to demonstrate the
 10 effectiveness and adaptability of emerging practices in
 11 agronomy that protect water resources and provide other
 12 environmental benefits:
 13 \$ 625,000
 14 b. Not more than 10 percent of the moneys
 15 appropriated in paragraph "a" may be used for costs of
 16 administration and implementation of soil and water
 17 conservation practices.
 18 c. Of the amount appropriated in paragraph "a",
 19 \$400,000 shall be allocated to an organization
 20 representing soybean growers to provide for an
 21 agriculture and environment performance program in
 22 order to carry out the purposes of this subsection as
 23 specified in paragraph "a".

24 4. SOIL AND WATER CONSERVATION — ADMINISTRATION
 25 For use by the department for costs of
 26 administration and implementation of soil and water
 27 conservation practices:
 28 \$ 2,550,000

29 5. CONSERVATION RESERVE PROGRAM (CRP)
 30 a. To encourage and assist farmers in enrolling

31 in and the implementation of the federal conservation
32 reserve program and to work with them to enhance their
33 revegetation efforts to improve water quality and
34 habitat:

35 \$ 1,000,000

36 b. Not more than 10 percent of the moneys
37 appropriated in paragraph "a" may be used for costs of
38 administration and implementation of soil and water
39 conservation practices.

40 6. SOIL AND WATER CONSERVATION

41 a. For use by the department in providing for soil
42 and water conservation administration, the conservation
43 of soil and water resources, or the support of soil and
44 water conservation district commissioners:

45 \$ 6,650,000

46 b. Not more than 5 percent of the moneys
47 appropriated in paragraph "a" may be allocated for
48 cost sharing to address complaints filed under section
49 161A.47.

50 c. Of the moneys appropriated in paragraph "a",

Page 10

1 5 percent shall be allocated for financial incentives
2 to establish practices to protect watersheds above
3 publicly owned lakes of the state from soil erosion and
4 sediment as provided in section 161A.73.

5 d. Not more than 30 percent of a soil and water
6 conservation district's allocation of moneys as
7 financial incentives may be provided for the purpose
8 of establishing management practices to control soil
9 erosion on land that is row cropped, including but
10 not limited to no-till planting, ridge-till planting,
11 contouring, and contour strip-cropping as provided in
12 section 161A.73.

13 e. The state soil conservation committee
14 established by section 161A.4 may allocate moneys
15 appropriated in paragraph "a" to conduct research and
16 demonstration projects to promote conservation tillage
17 and nonpoint source pollution control practices.

18 f. The allocation of moneys as financial incentives
19 as provided in section 161A.73 may be used in
20 combination with moneys allocated by the department of
21 natural resources.

22 g. Not more than 15 percent of the moneys
23 appropriated in paragraph "a" may be used for costs of
24 administration and implementation of soil and water
25 conservation practices.

26 h. In lieu of moneys appropriated in section
27 466A.5, not more than \$50,000 of the moneys
28 appropriated in paragraph "a" shall be used by the soil
29 conservation division of the department of agriculture

30 and land stewardship to provide administrative support
31 to the watershed improvement review board established
32 in section 466A.3.

33 i. The department of agriculture and land
34 stewardship may procure computer program licenses for
35 use by soil and water conservation districts in order
36 to utilize light detection and ranging technology.

37 7. AGRICULTURAL DRAINAGE WELL WATER QUALITY
38 ASSISTANCE FUND

39 For deposit in the agricultural drainage well water
40 quality assistance fund created in section 460.303 to
41 be used for purposes of supporting the agricultural
42 drainage well water quality assistance program as
43 provided in section 460.304:

44 \$ 1,550,000

45 8. LOESS HILLS DEVELOPMENT AND CONSERVATION FUND

46 a. For deposit in the loess hills development and
47 conservation fund created in section 161D.2:

48 \$ 525,000

49 b. (1) Of the amount appropriated in paragraph
50 "a", \$393,750 shall be allocated to the fund's hungry

Page 11

1 canyons account.

2 (2) Not more than 10 percent of the moneys
3 allocated to the hungry canyons account as provided in
4 subparagraph (1) may be used for administrative costs.

5 c. (1) Of the amount appropriated in paragraph
6 "a", \$131,250 shall be allocated to the fund's loess
7 hills alliance account.

8 (2) Not more than 10 percent of the moneys
9 allocated to the loess hills alliance account
10 as provided in subparagraph (1) may be used for
11 administrative costs.

12 9. WATER QUALITY INITIATIVE

13 a. For purposes of supporting a water quality
14 program to provide for nutrient management in order to
15 reduce nutrients in state waters and rivers bordering
16 the state:

17 \$ 2,400,000

18 b. The amount appropriated in paragraph "a" shall
19 be used to support 1.00 FTE.

20 Sec. 19. DEPARTMENT OF NATURAL RESOURCES. There is
21 appropriated from the environment first fund created in
22 section 8.57A to the department of natural resources
23 for the fiscal year beginning July 1, 2013, and ending
24 June 30, 2014, the following amounts, or so much
25 thereof as is necessary, to be used for the purposes
26 designated:

27 1. KEEPERS OF THE LAND

28 For statewide coordination of volunteer efforts

29 under the water quality and keepers of the land
 30 programs:
 31 \$ 100,000
 32 2. STATE PARKS MAINTENANCE AND OPERATIONS
 33 For regular maintenance of state parks and staff
 34 time associated with these activities:
 35 \$ 6,610,000
 36 3. GEOGRAPHIC INFORMATION SYSTEM (GIS)
 37 To provide local watershed managers with geographic
 38 information system data for their use in developing,
 39 monitoring, and displaying results of their watershed
 40 work:
 41 \$ 195,000
 42 4. WATER QUALITY MONITORING
 43 For continuing the establishment and operation of
 44 water quality monitoring stations:
 45 \$ 2,955,000
 46 5. PUBLIC WATER SUPPLY SYSTEM ACCOUNT
 47 For deposit in the public water supply system
 48 account of the water quality protection fund created
 49 in section 455B.183A:
 50 \$ 500,000

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1 6. REGULATION OF ANIMAL FEEDING OPERATIONS
 2 For the regulation of animal feeding operations,
 3 including as provided for in chapters 459 through 459B:
 4 \$ 1,120,000
 5 7. AMBIENT AIR QUALITY
 6 For the abatement, control, and prevention of
 7 ambient air pollution in this state, including measures
 8 as necessary to assure attainment and maintenance of
 9 ambient air quality standards from particulate matter:
 10 \$ 425,000
 11 8. WATER QUANTITY REGULATION
 12 For regulating water quantity from surface and
 13 subsurface sources by providing for the allocation and
 14 use of water resources, the protection and management
 15 of water resources, and the preclusion of conflicts
 16 among users of water resources, including as provided
 17 in chapter 455B, division III, part 4:
 18 \$ 495,000
 19 9. GEOLOGICAL AND WATER SURVEY
 20 For continuing the operations of the department's
 21 geological and water survey including but not limited
 22 to providing analysis, data collection, investigative
 23 programs, and information for water supply development
 24 and protection:
 25 \$ 200,000
 26 10. KEEP IOWA BEAUTIFUL INITIATIVE
 27 For purposes of supporting a keep Iowa beautiful

28 initiative in order to assist communities in developing
29 and implementing beautification and community
30 development plans:

31 \$ 200,000

32 Sec. 20. REVERSION. Notwithstanding section 8.33,
33 moneys appropriated for the fiscal year beginning
34 July 1, 2013, in this division of this Act that remain
35 unencumbered or unobligated at the close of the fiscal
36 year shall not revert but shall remain available to be
37 used for the purposes designated until the close of the
38 succeeding fiscal year or until the project for which
39 the appropriation was made is completed, whichever is
40 earlier.

41 DIVISION V

42 ENVIRONMENT FIRST FUND

43 SPECIAL APPROPRIATION FOR FY 2013-2014

44 Sec. 21. REAP — IN LIEU OF GENERAL FUND

45 APPROPRIATION.

46 Notwithstanding the amount of the standing
47 appropriation from the general fund of the state to
48 the Iowa resources enhancement and protection fund as
49 provided in section 455A.18, there is appropriated from
50 the environment first fund created in section 8.57A to

Page 13

1 the Iowa resources enhancement and protection fund,
2 in lieu of the appropriation made in section 455A.18,
3 for the fiscal year beginning July 1, 2013, and ending
4 June 30, 2014, the following amount, to be allocated as
5 provided in section 455A.19:

6 \$ 12,000,000

7 DIVISION VI

8 DEPARTMENT OF AGRICULTURE AND LAND STEWARDSHIP

9 GENERAL APPROPRIATION FOR FY 2014-2015

10 Sec. 22. GENERAL FUND — DEPARTMENT.

11 1. There is appropriated from the general fund of
12 the state to the department of agriculture and land
13 stewardship for the fiscal year beginning July 1, 2014,
14 and ending June 30, 2015, the following amount, or
15 so much thereof as is necessary, to be used for the
16 purposes designated:

17 For purposes of supporting the department, including
18 its divisions, for administration, regulation, and
19 programs; for salaries, support, maintenance, and
20 miscellaneous purposes; and for not more than the
21 following full-time equivalent positions:

22 \$ 14,944,129

23 FTEs 372.00

24 2. Of the amount appropriated in subsection 1,
25 the following amount is transferred to Iowa state
26 university of science and technology, to be used

27 for the university's midwest grape and wine industry
28 institute:

29 \$ 202,300

30 3. The department shall submit a report each
31 quarter of the fiscal year to the legislative services
32 agency, the department of management, the members of
33 the joint appropriations subcommittee on agriculture
34 and natural resources, and the chairpersons and
35 ranking members of the senate and house committees on
36 appropriations. The report shall describe in detail
37 the expenditure of moneys appropriated in this section
38 to support the department's administration, regulation,
39 and programs.

40 DESIGNATED APPROPRIATIONS

41 MISCELLANEOUS FUNDS

42 Sec. 23. UNCLAIMED PARI-MUTUEL WAGERING WINNINGS —
43 HORSE AND DOG RACING. There is appropriated from the
44 moneys available under section 99D.13 to the department
45 of agriculture and land stewardship for the fiscal year
46 beginning July 1, 2014, and ending June 30, 2015, the
47 following amount, or so much thereof as is necessary,
48 to be used for the purposes designated:

49 For purposes of supporting the department's
50 administration and enforcement of horse and dog racing

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1 law pursuant to section 99D.22, including for salaries,
2 support, maintenance, and miscellaneous purposes:

3 \$ 259,689

4 Sec. 24. RENEWABLE FUEL INFRASTRUCTURE FUND —

5 MOTOR FUEL INSPECTION. There is appropriated from
6 the renewable fuel infrastructure fund created in
7 section 159A.16 to the department of agriculture and
8 land stewardship for the fiscal year beginning July 1,
9 2014, and ending June 30, 2015, the following amount,
10 or so much thereof as is necessary, to be used for the
11 purposes designated:

12 For purposes of the inspection of motor fuel,
13 including salaries, support, maintenance, and
14 miscellaneous purposes:

15 \$ 425,000

16 The department shall establish and administer
17 programs for the auditing of motor fuel including
18 biofuel processing and production plants, for screening
19 and testing motor fuel, including renewable fuel,
20 and for the inspection of motor fuel sold by dealers
21 including retail dealers who sell and dispense motor
22 fuel from motor fuel pumps.

23 SPECIAL APPROPRIATIONS

24 GENERAL FUND

25 Sec. 25. DAIRY REGULATION. There is appropriated

26 from the general fund of the state to the department of
27 agriculture and land stewardship for the fiscal year
28 beginning July 1, 2014, and ending June 30, 2015, the
29 following amount, or so much thereof as is necessary,
30 to be used for the purposes designated:

31 1. For purposes of performing functions pursuant to
32 section 192.109, including conducting a survey of grade
33 "A" milk and certifying the results to the secretary
34 of agriculture:

35 \$ 160,817

36 2. Notwithstanding section 8.33, moneys
37 appropriated in this section that remain unencumbered
38 or unobligated at the close of the fiscal year shall
39 not revert but shall remain available to be used
40 for the purposes designated until the close of the
41 succeeding fiscal year.

42 Sec. 26. LOCAL FOOD AND FARM PROGRAM. There is
43 appropriated from the general fund of the state to the
44 department of agriculture and land stewardship for the
45 fiscal year beginning July 1, 2014, and ending June 30,
46 2015, the following amount, or so much thereof as is
47 necessary, to be used for the purposes designated:

48 1. For purposes of supporting the local food and
49 farm program pursuant to chapter 267A:

50 \$ 63,750

Page 15

1 2. The department shall enter into a cost-sharing
2 agreement with Iowa state university to support the
3 local food and farm program coordinator position as
4 part of the university's cooperative extension service
5 in agriculture and home economics pursuant to chapter
6 267A.

7 3. Notwithstanding section 8.33, moneys
8 appropriated in this section that remain unencumbered
9 or unobligated at the close of the fiscal year shall
10 not revert but shall remain available to be used
11 for the purposes designated until the close of the
12 succeeding fiscal year.

13 Sec. 27. AGRICULTURAL EDUCATION. There is
14 appropriated from the general fund of the state to the
15 department of agriculture and land stewardship for the
16 fiscal year beginning July 1, 2014, and ending June 30,
17 2015, the following amount, or so much thereof as is
18 necessary, to be used for the purposes designated:

19 1. For purposes of allocating moneys to an Iowa
20 association affiliated with a national organization
21 which promotes agricultural education providing for
22 future farmers:

23 \$ 21,250

24 2. Notwithstanding section 8.33, moneys

25 appropriated for the fiscal year beginning July 1,
26 2014, in this section that remain unencumbered or
27 unobligated at the close of the fiscal year shall not
28 revert but shall remain available to be used for the
29 purposes designated until the close of the succeeding
30 fiscal year.

31 Sec. 28. FARMERS WITH DISABILITIES PROGRAM.

32 1. There is appropriated from the general fund of
33 the state to the department of agriculture and land
34 stewardship for the fiscal year beginning July 1, 2014,
35 and ending June 30, 2015, the following amount, or
36 so much thereof as is necessary, to be used for the
37 purposes designated:

38 For purposes of supporting a program for farmers
39 with disabilities:

40 \$ 110,500

41 2. The moneys appropriated in subsection 1 shall
42 be used for the public purpose of providing a grant to
43 a national nonprofit organization with over 80 years
44 of experience in assisting children and adults with
45 disabilities and special needs.

46 a. The moneys shall be used to support a nationally
47 recognized program that began in 1986 and has been
48 replicated in at least 30 other states, but which
49 is not available through any other entity in this
50 state, and that provides assistance to farmers with

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1 disabilities in all 99 counties to allow the farmers to
2 remain in their own homes and be gainfully engaged in
3 farming through provision of agricultural worksite and
4 home modification consultations, peer support services,
5 services to families, information and referral, and
6 equipment loan services.

7 b. Notwithstanding section 8.33, moneys
8 appropriated in this section that remain unencumbered
9 or unobligated at the close of the fiscal year shall
10 not revert but shall remain available for expenditure
11 for the purposes designated until the close of the
12 succeeding fiscal year.

13 DIVISION VII

14 DEPARTMENT OF NATURAL RESOURCES

15 GENERAL APPROPRIATIONS FOR FY 2014-2015

16 Sec. 29. GENERAL FUND — DEPARTMENT.

17 1. There is appropriated from the general fund of
18 the state to the department of natural resources for
19 the fiscal year beginning July 1, 2014, and ending June
20 30, 2015, the following amount, or so much thereof as
21 is necessary, to be used for the purposes designated:

22 For purposes of supporting the department, including
23 its divisions, for administration, regulation, and

24 programs; for salaries, support, maintenance, and
25 miscellaneous purposes; and for not more than the
26 following full-time equivalent positions:

27 \$ 10,851,695

28 FTEs 1,145.95

29 2. Of the number of full-time equivalent positions
30 authorized to the department pursuant to subsection 1,
31 50.00 full-time equivalent positions shall be allocated
32 by the department for seasonal employees for purposes
33 of providing maintenance, upkeep, and sanitary services
34 at state parks. This subsection shall not impact park
35 ranger positions within the department.

36 3. The department shall submit a report each
37 quarter of the fiscal year to the legislative services
38 agency, the department of management, the members of
39 the joint appropriations subcommittee on agriculture
40 and natural resources, and the chairpersons and
41 ranking members of the senate and house committees on
42 appropriations. The report shall describe in detail
43 the expenditure of moneys appropriated under this
44 section to support the department's administration,
45 regulation, and programs.

46 Sec. 30. STATE FISH AND GAME PROTECTION FUND —
47 REGULATION AND ADVANCEMENT OF OUTDOOR ACTIVITIES.

48 1. There is appropriated from the state fish and
49 game protection fund to the department of natural
50 resources for the fiscal year beginning July 1, 2014,

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1 and ending June 30, 2015, the following amount, or
2 so much thereof as is necessary, to be used for the
3 purposes designated:

4 For purposes of supporting the regulation or
5 advancement of hunting, fishing, or trapping, or the
6 protection, propagation, restoration, management,
7 or harvest of fish or wildlife, including for
8 administration, regulation, law enforcement, and
9 programs; and for salaries, support, maintenance,
10 equipment, and miscellaneous purposes:

11 \$ 34,916,499

12 2. Notwithstanding section 455A.10, the department
13 may use the unappropriated balance remaining in the
14 state fish and game protection fund to provide for the
15 funding of health and life insurance premium payments
16 from unused sick leave balances of conservation peace
17 officers employed in a protection occupation who
18 retire, pursuant to section 97B.49B.

19 3. Notwithstanding section 455A.10, the department
20 of natural resources may use the unappropriated
21 balance remaining in the state fish and game protection
22 fund for the fiscal year beginning July 1, 2014,

23 and ending June 30, 2015, as is necessary to fund
24 salary adjustments for departmental employees which
25 the general assembly has made an operating budget
26 appropriation for in subsection 1.

27 Sec. 31. GROUNDWATER PROTECTION FUND — WATER
28 QUALITY. There is appropriated from the groundwater
29 protection fund created in section 455E.11 to the
30 department of natural resources for the fiscal year
31 beginning July 1, 2014, and ending June 30, 2015, from
32 those moneys which are not allocated pursuant to that
33 section, the following amount, or so much thereof as is
34 necessary, to be used for the purposes designated:

35 For purposes of supporting the department's
36 protection of the state's groundwater, including
37 for administration, regulation, and programs, and
38 for salaries, support, maintenance, equipment, and
39 miscellaneous purposes:

40 \$ 2,937,457

41 DESIGNATED APPROPRIATIONS
42 MISCELLANEOUS FUNDS

43 Sec. 32. SPECIAL SNOWMOBILE FUND — SNOWMOBILE
44 PROGRAM. There is appropriated from the special
45 snowmobile fund created under section 321G.7 to the
46 department of natural resources for the fiscal year
47 beginning July 1, 2014, and ending June 30, 2015, the
48 following amount, or so much thereof as is necessary,
49 to be used for the purpose designated:

50 For purposes of administering and enforcing the

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1 state snowmobile programs:

2 \$ 85,000

3 Sec. 33. UNASSIGNED REVENUE FUND — UNDERGROUND
4 STORAGE TANK SECTION EXPENSES. There is appropriated
5 from the unassigned revenue fund administered by the
6 Iowa comprehensive underground storage tank fund
7 board to the department of natural resources for the
8 fiscal year beginning July 1, 2014, and ending June 30,
9 2015, the following amount, or so much thereof as is
10 necessary, to be used for the purpose designated:

11 For purposes of paying for administration expenses
12 of the department's underground storage tank section:

13 \$ 170,000

14 SPECIAL APPROPRIATIONS
15 GENERAL FUND

16 Sec. 34. FLOODPLAIN MANAGEMENT AND DAM SAFETY.

17 1. There is appropriated from the general fund of
18 the state to the department of natural resources for
19 the fiscal year beginning July 1, 2014, and ending June
20 30, 2015, the following amount, or so much thereof as
21 is necessary, to be used for the purpose designated:

22 For purposes of supporting floodplain management and
23 dam safety:

24 \$ 1,700,000

25 2. Of the amount appropriated in subsection 1, up
26 to \$340,000 may be used by the department to acquire
27 or install stream gages for purposes of tracking and
28 predicting flood events and for compiling necessary
29 data to improve flood frequency analysis.

30 3. Notwithstanding section 8.33, moneys
31 appropriated in subsection 1 that remain unencumbered
32 or unobligated at the close of the fiscal year shall
33 not revert but shall remain available for expenditure
34 for the purposes designated until the close of the
35 succeeding fiscal year.

36 Sec. 35. FORESTRY HEALTH MANAGEMENT.

37 1. There is appropriated from the general fund of
38 the state to the department of natural resources for
39 the fiscal year beginning July 1, 2014, and ending June
40 30, 2015, the following amount, or so much thereof as
41 is necessary, to be used for the purposes designated:

42 For purposes of providing for forestry health
43 management programs:

44 \$ 85,000

45 2. Notwithstanding section 8.33, moneys
46 appropriated in this section that remain unencumbered
47 or unobligated at the close of the fiscal year shall
48 not revert but shall remain available to be used
49 for the purposes designated until the close of the
50 succeeding fiscal year.

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1 DIVISION VIII

2 IOWA STATE UNIVERSITY

3 SPECIAL GENERAL FUND APPROPRIATION FOR FY 2014-2015

4 Sec. 36. VETERINARY DIAGNOSTIC LABORATORY.

5 1. There is appropriated from the general fund
6 of the state to Iowa state university of science and
7 technology for the fiscal year beginning July 1, 2014,
8 and ending June 30, 2015, the following amount, or
9 so much thereof as is necessary, to be used for the
10 purposes designated:

11 For purposes of supporting the college of veterinary
12 medicine for the operation of the veterinary diagnostic
13 laboratory and for not more than the following
14 full-time equivalent positions:

15 \$ 2,964,491

16 FTEs 50.00

17 2. a. Iowa state university of science and
18 technology shall not reduce the amount that it
19 allocates to support the college of veterinary medicine
20 from any other source due to the appropriation made in

21 this section.

22 b. Paragraph "a" does not apply to a reduction made
23 to support the college of veterinary medicine, if the
24 same percentage of reduction imposed on the college
25 of veterinary medicine is also imposed on all of Iowa
26 state university's budget units.

27 3. If by June 30, 2015, Iowa state university
28 of science and technology fails to allocate the
29 moneys appropriated in this section to the college of
30 veterinary medicine in accordance with this section,
31 the moneys appropriated in this section for that fiscal
32 year shall revert to the general fund of the state.

33 Sec. 37. VETERINARY DIAGNOSTIC LABORATORY — FUTURE
34 FISCAL YEAR. This section applies if appropriations
35 made in this Act and all other Acts enacted by the
36 Eighty-fifth General Assembly during the 2014 regular
37 session and all extraordinary sessions, for the
38 fiscal year beginning July 1, 2014, and ending June
39 30, 2015, for purposes of supporting the operation
40 of the veterinary diagnostic laboratory associated
41 with the college of veterinary medicine at Iowa state
42 university, total less than \$4,000,000 It is the intent
43 of the general assembly that the amount of any deficit
44 will be appropriated by the general assembly during its
45 2015 regular session for purposes of supporting the
46 operation of the veterinary diagnostic laboratory for
47 the fiscal year beginning July 1, 2015, and ending June
48 30, 2016.

49 DIVISION IX
50 ENVIRONMENT FIRST FUND

Page 20

1 GENERAL APPROPRIATIONS FOR FY 2014-2015

2 Sec. 38. DEPARTMENT OF AGRICULTURE AND LAND
3 STEWARDSHIP. There is appropriated from the
4 environment first fund created in section 8.57A to the
5 department of agriculture and land stewardship for the
6 fiscal year beginning July 1, 2014, and ending June 30,
7 2015, the following amounts, or so much thereof as is
8 necessary, to be used for the purposes designated:

9 1. CONSERVATION RESERVE ENHANCEMENT PROGRAM (CREP)

10 a. For the conservation reserve enhancement program
11 to restore and construct wetlands for the purposes of
12 intercepting tile line runoff, reducing nutrient loss,
13 improving water quality, and enhancing agricultural
14 production practices:

15 \$ 850,000

16 b. Not more than 10 percent of the moneys
17 appropriated in paragraph "a" may be used for costs of
18 administration and implementation of soil and water
19 conservation practices.

20 c. Notwithstanding any other provision in law,
 21 the department may provide state resources from this
 22 appropriation, in combination with other appropriate
 23 environment first fund appropriations, for cost sharing
 24 to match United States department of agriculture,
 25 natural resources conservation service, wetlands
 26 reserve enhancement program (WREP) funding available
 27 to Iowa.

28 2. WATERSHED PROTECTION

29 a. For continuation of a program that provides
 30 multiobjective resource protections for flood control,
 31 water quality, erosion control, and natural resource
 32 conservation:

33 \$ 765,000

34 b. Not more than 10 percent of the moneys
 35 appropriated in paragraph "a" may be used for costs of
 36 administration and implementation of soil and water
 37 conservation practices.

38 3. FARM MANAGEMENT DEMONSTRATION PROGRAM

39 a. For continuation of a statewide voluntary farm
 40 management demonstration program to demonstrate the
 41 effectiveness and adaptability of emerging practices in
 42 agronomy that protect water resources and provide other
 43 environmental benefits:

44 \$ 531,250

45 b. Not more than 10 percent of the moneys
 46 appropriated in paragraph "a" may be used for costs of
 47 administration and implementation of soil and water
 48 conservation practices.

49 c. Of the amount appropriated in paragraph "a",
 50 \$340,000 shall be allocated to an organization

Page 21

1 representing soybean growers to provide for an
 2 agriculture and environment performance program in
 3 order to carry out the purposes of this subsection as
 4 specified in paragraph "a".

5 4. SOIL AND WATER CONSERVATION — ADMINISTRATION

6 For use by the department for costs of
 7 administration and implementation of soil and water
 8 conservation practices:

9 \$ 2,167,500

10 5. CONSERVATION RESERVE PROGRAM (CRP)

11 a. To encourage and assist farmers in enrolling
 12 in and the implementation of the federal conservation
 13 reserve program and to work with them to enhance their
 14 revegetation efforts to improve water quality and
 15 habitat:

16 \$ 850,000

17 b. Not more than 10 percent of the moneys
 18 appropriated in paragraph "a" may be used for costs of

19 administration and implementation of soil and water
20 conservation practices.

21 6. SOIL AND WATER CONSERVATION

22 a. For use by the department in providing for soil
23 and water conservation administration, the conservation
24 of soil and water resources, or the support of soil and
25 water conservation district commissioners:

26 \$ 5,652,500

27 b. Not more than 5 percent of the moneys
28 appropriated in paragraph "a" may be allocated for
29 cost sharing to address complaints filed under section
30 161A.47.

31 c. Of the moneys appropriated in paragraph "a",
32 5 percent shall be allocated for financial incentives
33 to establish practices to protect watersheds above
34 publicly owned lakes of the state from soil erosion and
35 sediment as provided in section 161A.73.

36 d. Not more than 30 percent of a soil and water
37 conservation district's allocation of moneys as
38 financial incentives may be provided for the purpose
39 of establishing management practices to control soil
40 erosion on land that is row cropped, including but
41 not limited to no-till planting, ridge-till planting,
42 contouring, and contour strip-cropping as provided in
43 section 161A.73.

44 e. The state soil conservation committee
45 established by section 161A.4 may allocate moneys
46 appropriated in paragraph "a" to conduct research and
47 demonstration projects to promote conservation tillage
48 and nonpoint source pollution control practices.

49 f. The allocation of moneys as financial incentives
50 as provided in section 161A.73 may be used in

Page 22

1 combination with moneys allocated by the department of
2 natural resources.

3 g. Not more than 15 percent of the moneys
4 appropriated in paragraph "a" may be used for costs of
5 administration and implementation of soil and water
6 conservation practices.

7 h. In lieu of moneys appropriated in section
8 466A.5, not more than \$42,500 of the moneys
9 appropriated in paragraph "a" shall be used by the soil
10 conservation division of the department of agriculture
11 and land stewardship to provide administrative support
12 to the watershed improvement review board established
13 in section 466A.3.

14 7. AGRICULTURAL DRAINAGE WELL WATER QUALITY
15 ASSISTANCE FUND

16 For deposit in the agricultural drainage well water
17 quality assistance fund created in section 460.303 to

18 be used for purposes of supporting the agricultural
19 drainage well water quality assistance program as
20 provided in section 460.304:

21 \$ 1,317,500

22 8. LOESS HILLS DEVELOPMENT AND CONSERVATION FUND

23 a. For deposit in the loess hills development and
24 conservation fund created in section 161D.2:

25 \$ 446,250

26 b. (1) Of the amount appropriated in paragraph
27 "a", \$334,688 shall be allocated to the fund's hungry
28 canyons account.

29 (2) Not more than 10 percent of the moneys
30 allocated to the hungry canyons account as provided in
31 subparagraph (1) may be used for administrative costs.

32 c. (1) Of the amount appropriated in paragraph
33 "a", \$111,562 shall be allocated to the fund's loess
34 hills alliance account.

35 (2) Not more than 10 percent of the moneys
36 allocated to the loess hills alliance account
37 as provided in subparagraph (1) may be used for
38 administrative costs.

39 9. WATER QUALITY INITIATIVE

40 a. For purposes of supporting a water quality
41 initiative to provide for nutrient management in
42 order to reduce nutrients in state waters and rivers
43 bordering the state:

44 \$ 3,740,000

45 b. The amount appropriated in paragraph "a" shall
46 be used to support 1.00 FTE.

47 Sec. 39. DEPARTMENT OF NATURAL RESOURCES. There is
48 appropriated from the environment first fund created in
49 section 8.57A to the department of natural resources
50 for the fiscal year beginning July 1, 2014, and ending

Page 23

1 June 30, 2015, the following amounts, or so much
2 thereof as is necessary, to be used for the purposes
3 designated:

4 1. KEEPERS OF THE LAND

5 For statewide coordination of volunteer efforts
6 under the water quality and keepers of the land
7 programs:

8 \$ 85,000

9 2. STATE PARKS MAINTENANCE AND OPERATIONS

10 For regular maintenance of state parks and staff
11 time associated with these activities:

12 \$ 3,918,500

13 3. GEOGRAPHIC INFORMATION SYSTEM (GIS)

14 To provide local watershed managers with geographic
15 information system data for their use in developing,
16 monitoring, and displaying results of their watershed

17 work:
 18 \$ 165,750
 19 4. WATER QUALITY MONITORING
 20 For continuing the establishment and operation of
 21 water quality monitoring stations:
 22 \$ 2,511,750
 23 5. PUBLIC WATER SUPPLY SYSTEM ACCOUNT
 24 For deposit in the public water supply system
 25 account of the water quality protection fund created
 26 in section 455B.183A:
 27 \$ 425,000
 28 6. REGULATION OF ANIMAL FEEDING OPERATIONS
 29 For the regulation of animal feeding operations,
 30 including as provided for in chapters 459 through 459B:
 31 \$ 952,000
 32 7. AMBIENT AIR QUALITY
 33 For the abatement, control, and prevention of
 34 ambient air pollution in this state, including measures
 35 as necessary to assure attainment and maintenance of
 36 ambient air quality standards from particulate matter:
 37 \$ 361,250
 38 8. WATER QUANTITY REGULATION
 39 For regulating water quantity from surface and
 40 subsurface sources by providing for the allocation and
 41 use of water resources, the protection and management
 42 of water resources, and the preclusion of conflicts
 43 among users of water resources, including as provided
 44 in chapter 455B, division III, part 4:
 45 \$ 420,750
 46 9. GEOLOGICAL AND WATER SURVEY
 47 For continuing the operations of the department's
 48 geological and water survey including but not limited
 49 to providing analysis, data collection, investigative
 50 programs, and information for water supply development

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1 and protection:
 2 \$ 170,000
 3 10. KEEP IOWA BEAUTIFUL INITIATIVE
 4 For purposes of supporting a keep Iowa beautiful
 5 initiative in order to assist communities in developing
 6 and implementing beautification and community
 7 development plans:
 8 \$ 170,000
 9 Sec. 40. REVERSION. Notwithstanding section 8.33,
 10 moneys appropriated for the fiscal year beginning
 11 July 1, 2014, in this division of this Act that remain
 12 unencumbered or unobligated at the close of the fiscal
 13 year shall not revert but shall remain available to
 14 be used for the purposes designated until the close
 15 of the fiscal year beginning July 1, 2015, or until

16 the project for which the appropriation was made is
17 completed, whichever is earlier.

18 DIVISION X

19 ENVIRONMENT FIRST FUND

20 SPECIAL APPROPRIATION FOR FY 2014-2015

21 Sec. 41. REAP — IN LIEU OF GENERAL FUND
22 APPROPRIATION.

23 Notwithstanding the amount of the standing
24 appropriation from the general fund of the state to
25 the Iowa resources enhancement and protection fund as
26 provided in section 455A.18, there is appropriated from
27 the environment first fund created in section 8.57A to
28 the Iowa resources enhancement and protection fund,
29 in lieu of the appropriation made in section 455A.18,
30 for the fiscal year beginning July 1, 2014, and ending
31 June 30, 2015, the following amount, to be allocated as
32 provided in section 455A.19:

33 \$ 10,200,000

34 DIVISION XI

35 RELATED STATUTORY CHANGES

36 Sec. 42. CERTIFICATION REQUIREMENTS –
37 REPEAL. 2013 Iowa Acts, House File 312, section 2,
38 subsection 3, if enacted by 2013 Iowa Acts, House File
39 312, is amended by striking the subsection.

40 Sec. 43. Section 460.303, subsection 3, Code 2013,
41 is amended to read as follows:

42 3. ~~The Moneys in the fund shall be used are~~
43 appropriated to support an agricultural drainage well
44 water quality assistance program as provided in section
45 460.304. Moneys shall be used to provide financial
46 incentives under the program, and to defray expenses by
47 the division in administering the program. However,
48 not more than one percent of the money in the fund
49 is available to defray administrative expenses. The
50 division may adopt rules pursuant to chapter 17A to

Page 25

- 1 administer this section.>
- 2 2. By renumbering as necessary.

COMMITTEE ON APPROPRIATIONS

H-1298

1 Amend the amendment, H-1273, to Senate File 430,
2 as amended, passed, and reprinted by the Senate, as
3 follows:

- 4 1. Page 11, before line 42 by inserting:
5 <c. Of the moneys appropriated in this subsection
6 for the operation of field offices, the department
7 shall allocate \$250,000 for the purpose of funding

8 virtual access points of field offices at public
9 libraries.>

10 2. Page 23, before line 44 by inserting:
11 <c. Of the moneys appropriated in this subsection
12 for the operation of field offices, the department
13 shall allocate \$250,000 for the purpose of funding
14 virtual access points of field offices at public
15 libraries.>

16 3. By renumbering, redesignating, and correcting
17 internal references as necessary.

THOMAS of Clayton

H-1299

1 Amend the amendment, H-1273, to Senate File 430,
2 as amended, passed, and reprinted by the Senate, as
3 follows:

4 1. Page 6, before line 19 by inserting:

5 <8. FOOD BANKS

6 There is appropriated from the general fund of the
7 state to the economic development authority for the
8 fiscal year beginning July 1, 2013, and ending June 30,
9 2014, the following amount to be used for the purposes
10 of distribution to a nonprofit, tax-exempt association
11 that receives donations under section 170 of the
12 Internal Revenue Code and whose members include Iowa
13 food banks and their affiliates that together serve all
14 counties in the state, to be used to purchase food for
15 distribution to food-insecure Iowans:

16 \$ 1,000,000>

17 2. Page 18, before line 21 by inserting:

18 <8. FOOD BANKS

19 There is appropriated from the general fund of the
20 state to the economic development authority for the
21 fiscal year beginning July 1, 2014, and ending June 30,
22 2015, the following amount to be used for the purposes
23 of distribution to a nonprofit, tax-exempt association
24 that receives donations under section 170 of the
25 Internal Revenue Code and whose members include Iowa
26 food banks and their affiliates that together serve all
27 counties in the state, to be used to purchase food for
28 distribution to food-insecure Iowans:

29 \$ 850,000>

30 3. By renumbering, redesignating, and correcting
31 internal references as necessary.

STAED of Linn

H-1300

1 Amend House File 634 as follows:

- 2 1. Page 3, by striking lines 8 through 35.
- 3 2. By renumbering as necessary.

BALTIMORE of Boone

H-1301

1 Amend the amendment, H-1273, to Senate File 430,
2 as amended, passed, and reprinted by the Senate, as
3 follows:

4 1. Page 11, by striking lines 36 through 41 and
5 inserting:
6 <b. Of the moneys appropriated in paragraph "a" of
7 this subsection, the department shall allocate at least
8 \$1,130,602 for the operation of satellite field offices
9 in Decorah, Fort Madison, Iowa City, and Webster City,
10 and of the moneys appropriated in paragraph "a" of this
11 subsection, the department shall allocate \$150,000
12 to the state library for the purpose of licensing an
13 online resource which prepares persons to succeed in
14 the workplace through programs which improve job skills
15 and vocational test-taking abilities.>

16 2. Page 11, before line 42 by inserting:
17 <4. FIELD OFFICE OPENING
18 For the purpose of reopening satellite field
19 offices in Ames, Atlantic, Denison, Keokuk, Newton, and
20 Clinton and for not more than the following full-time
21 equivalent positions:

22	\$ 3,060,000
23	FTEs 30.00>

24 3. Page 11, line 42, by striking <4.> and inserting
25 <5.>
26 4. Page 12, line 4, by striking <5.> and inserting
27 <6.>

28 5. Page 23, by striking lines 38 through 43 and
29 inserting:
30 <b. Of the moneys appropriated in paragraph "a" of
31 this subsection, the department shall allocate at least
32 \$1,130,602 for the operation of satellite field offices
33 in Decorah, Fort Madison, Iowa City, and Webster City,
34 and of the moneys appropriated in paragraph "a" of this
35 subsection, the department shall allocate \$150,000
36 to the state library for the purpose of licensing an
37 online resource which prepares persons to succeed in
38 the workplace through programs which improve job skills
39 and vocational test-taking abilities.>

40 6. Page 23, before line 44 by inserting:
41 <4. FIELD OFFICE OPENING
42 For the purpose of reopening and maintaining
43 satellite field offices in Ames, Atlantic, Denison,
44 Keokuk, Newton, and Clinton and for not more than the
45 following full-time equivalent positions:

46 \$ 2,601,000
 47 FTEs 30.00>
 48 7. Page 23, line 44, by striking <4.> and inserting
 49 <5.>
 50 8. Page 24, line 6, by striking <5.> and inserting

Page 2

1 <6.>
 2 9. By renumbering as necessary.

WOLFE of Clinton
 KELLEY of Jasper
 HEDDENS of Story
 WESSEL-KROESCHELL of Story
 KEARNS of Lee
 MUHLBAUER of Crawford

H-1302

1 Amend the amendment, H-1273, to Senate File 430,
 2 as amended, passed, and reprinted by the Senate, as
 3 follows:
 4 1. Page 12, after line 22 by inserting:
 5 <Sec. ____ GENERAL FUND — SKILLS TRAINING
 6 PROGRAM. There is appropriated from the general fund
 7 of the state to the department of workforce development
 8 for the fiscal year beginning July 1, 2013, and
 9 ending June 30, 2014, the following amount, or so much
 10 thereof as is necessary, to be used for the purposes
 11 designated:
 12 To develop a long-term sustained program to train
 13 unemployed and underemployed central Iowans with skills
 14 necessary to advance to higher-paying jobs with full
 15 benefits:
 16 \$ 100,000>
 17 2. Page 24, after line 24 by inserting:
 18 <Sec. ____ GENERAL FUND — SKILLS TRAINING
 19 PROGRAM. There is appropriated from the general fund
 20 of the state to the department of workforce development
 21 for the fiscal year beginning July 1, 2014, and
 22 ending June 30, 2015, the following amount, or so much
 23 thereof as is necessary, to be used for the purposes
 24 designated:
 25 To develop a long-term sustained program to train
 26 unemployed and underemployed central Iowans with skills
 27 necessary to advance to higher-paying jobs with full
 28 benefits:
 29 \$ 85,000>

30 3. By renumbering, redesignating, and correcting
31 internal references as necessary.

HUNTER of Polk
WESSEL-KROESCHELL of Story
HEDDENS of Story

H-1303

1 Amend House File 495, as amended, passed, and
2 reprinted by the House, as follows:
3 1. By striking page 2, line 20, through page 3,
4 line 23, and inserting:
5 <Sec. ____ Section 562A.29A, subsection 1,
6 unnumbered paragraph 1, Code 2013, is amended to read
7 as follows:
8 A written notice of termination required under
9 section 562A.27, subsection 1, 2, or 5, a notice of
10 termination and notice to quit required under section
11 562A.27A, a landlord's written notice of termination to
12 the tenant required under section 562A.34, subsection
13 1, 2, or 3, or a notice to quit required by section
14 648.3, shall be served upon the tenant by one or more
15 of the following methods:>
16 2. Page 4, after line 30 by inserting:
17 <Sec. ____ Section 562B.27A, subsection 1,
18 unnumbered paragraph 1, Code 2013, is amended to read
19 as follows:
20 A landlord's written notice of termination to the
21 tenant required under section 562B.10, subsection 4, a
22 notice of termination required under section 562B.25,
23 a notice of termination and notice to quit required
24 under section 562B.25A, or a notice to quit required
25 by section 648.3, shall be served upon the tenant
26 according to one or more of the following methods:>
27 3. By renumbering as necessary.

SENATE AMENDMENT

H-1304

1 Amend House File 566, as amended, passed, and
2 reprinted by the House, as follows:
3 1. Page 4, line 33, by striking <five> and
4 inserting <two>

SENATE AMENDMENT

H-1305

1 Amend the amendment, H-1290, to House File 634 as
2 follows:

- 3 1. Page 1, after line 1 by inserting:
- 4 <___. Page 3, by striking lines 8 through 35.>
- 5 2. By renumbering as necessary.

WINDSCHITL of Harrison

H-1306

1 Amend Senate File 442, as passed by the Senate, as
2 follows:

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

5 <DIVISION I
6 FY 2013-2014

7 Section 1. JUDICIAL BRANCH.

8 1. There is appropriated from the general fund of
9 the state to the judicial branch for the fiscal year
10 beginning July 1, 2013, and ending June 30, 2014, the
11 following amount, or so much thereof as is necessary,
12 to be used for the purposes designated:

13 a. For salaries of supreme court justices,
14 appellate court judges, district court judges,
15 district associate judges, associate juvenile judges,
16 associate probate judges, judicial magistrates and
17 staff, state court administrator, clerk of the supreme
18 court, district court administrators, clerks of the
19 district court, juvenile court officers, board of law
20 examiners and board of examiners of shorthand reporters
21 and judicial qualifications commission; receipt and
22 disbursement of child support payments; reimbursement
23 of the auditor of state for expenses incurred in
24 completing audits of the offices of the clerks of the
25 district court during the fiscal year beginning July
26 1, 2013; and maintenance, equipment, and miscellaneous
27 purposes:

28 \$164,599,367

29 b. For deposit in the revolving fund created
30 pursuant to section 602.1302, subsection 3, for jury
31 and witness fees, mileage, costs related to summoning
32 jurors, fees for interpreters, and reimbursement of
33 attorney fees paid by the state public defender:

34 \$ 3,100,000

35 2. The judicial branch, except for purposes of
36 internal processing, shall use the current state budget
37 system, the state payroll system, and the Iowa finance
38 and accounting system in administration of programs
39 and payments for services, and shall not duplicate the
40 state payroll, accounting, and budgeting systems.

41 3. The judicial branch shall submit monthly
42 financial statements to the legislative services
43 agency and the department of management containing
44 all appropriated accounts in the same manner as

45 provided in the monthly financial status reports and
46 personal services usage reports of the department
47 of administrative services. The monthly financial
48 statements shall include a comparison of the dollars
49 and percentage spent of budgeted versus actual revenues
50 and expenditures on a cumulative basis for full-time

Page 2

1 equivalent positions and dollars.

2 4. The judicial branch shall focus efforts upon the
3 collection of delinquent fines, penalties, court costs,
4 fees, surcharges, or similar amounts.

5 5. The offices of the clerks of the district court
6 shall operate in all 99 counties and be accessible to
7 the public during regular business hours.

8 6. In addition to the requirements for transfers
9 under section 8.39, the judicial branch shall not
10 change the appropriations from the amounts appropriated
11 to the judicial branch in this division of this Act,
12 unless notice of the revisions is given prior to their
13 effective date to the legislative services agency.
14 The notice shall include information on the branch's
15 rationale for making the changes and details concerning
16 the workload and performance measures upon which the
17 changes are based.

18 7. The judicial branch shall submit a semiannual
19 update to the legislative services agency specifying
20 the amounts of fines, surcharges, and court costs
21 collected using the Iowa court information system since
22 the last report. The judicial branch shall continue
23 to facilitate the sharing of vital sentencing and
24 other information with other state departments and
25 governmental agencies involved in the criminal justice
26 system through the Iowa court information system.

27 8. The judicial branch shall provide a report to
28 the general assembly by January 1, 2014, concerning
29 the amounts received and expended from the enhanced
30 court collections fund created in section 602.1304 and
31 the court technology and modernization fund created in
32 section 602.8108, subsection 7, during the fiscal year
33 beginning July 1, 2012, and ending June 30, 2013, and
34 the plans for expenditures from each fund during the
35 fiscal year beginning July 1, 2013, and ending June 30,
36 2014. A copy of the report shall be provided to the
37 legislative services agency.

38 Sec. 2. CIVIL TRIALS — LOCATION. Notwithstanding
39 any provision to the contrary, for the fiscal year
40 beginning July 1, 2013, and ending June 30, 2014, if
41 all parties in a case agree, a civil trial including a
42 jury trial may take place in a county contiguous to the
43 county with proper jurisdiction, even if the contiguous

44 county is located in an adjacent judicial district or
45 judicial election district. If the trial is moved
46 pursuant to this section, court personnel shall treat
47 the case as if a change of venue occurred. However,
48 if a trial is moved to an adjacent judicial district
49 or judicial election district, the judicial officers
50 serving in the judicial district or judicial election

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1 district receiving the case shall preside over the
2 case.

3 Sec. 3. TRAVEL REIMBURSEMENT. Notwithstanding
4 section 602.1509, for the fiscal year beginning July 1,
5 2013, a judicial officer may waive travel reimbursement
6 for any travel outside the judicial officer's county of
7 residence to conduct official judicial business.

8 Sec. 4. POSTING OF REPORTS IN ELECTRONIC FORMAT —
9 LEGISLATIVE SERVICES AGENCY. All reports or copies of
10 reports required to be provided by the judicial branch
11 for fiscal year 2013-2014 to the legislative services
12 agency shall be provided in an electronic format. The
13 legislative services agency shall post the reports on
14 its internet website and shall notify by electronic
15 means all the members of the joint appropriations
16 subcommittee on the justice system when a report
17 is posted. Upon request, copies of the reports may
18 be mailed to members of the joint appropriations
19 subcommittee on the justice system.

20 Sec. 5. JUDICIAL OFFICER — UNPAID
21 LEAVE. Notwithstanding the annual salary rates
22 for judicial officers established by 2008 Iowa Acts,
23 chapter 1191, section 11, for the fiscal year beginning
24 July 1, 2013, and ending June 30, 2014, the supreme
25 court may by order place all judicial officers on
26 unpaid leave status on any day employees of the
27 judicial branch are placed on temporary layoff status.
28 The biweekly pay of the judicial officers shall be
29 reduced accordingly for the pay period in which the
30 unpaid leave date occurred in the same manner as for
31 noncontract employees of the judicial branch. Through
32 the course of the fiscal year, the judicial branch may
33 use an amount equal to the aggregate amount of salary
34 reductions due to the judicial officer unpaid leave
35 days for any purpose other than for judicial salaries.

36 Sec. 6. IOWA COMMUNICATIONS NETWORK. It is the
37 intent of the general assembly that the judicial branch
38 utilize the Iowa communications network or other secure
39 electronic communications in lieu of traveling for the
40 fiscal year beginning July 1, 2013.

41 DIVISION II
42 FY 2014-2015

43 Sec. 7. JUDICIAL BRANCH.

44 1. There is appropriated from the general fund of
45 the state to the judicial branch for the fiscal year
46 beginning July 1, 2014, and ending June 30, 2015, the
47 following amount, or so much thereof as is necessary,
48 to be used for the purposes designated:

49 a. For salaries of supreme court justices,
50 appellate court judges, district court judges,

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1 district associate judges, associate juvenile judges,
2 associate probate judges, judicial magistrates and
3 staff, state court administrator, clerk of the supreme
4 court, district court administrators, clerks of the
5 district court, juvenile court officers, board of law
6 examiners and board of examiners of shorthand reporters
7 and judicial qualifications commission; receipt and
8 disbursement of child support payments; reimbursement
9 of the auditor of state for expenses incurred in
10 completing audits of the offices of the clerks of the
11 district court during the fiscal year beginning July
12 1, 2014; and maintenance, equipment, and miscellaneous
13 purposes:

14 \$139,909,462

15 b. For deposit in the revolving fund created
16 pursuant to section 602.1302, subsection 3, for jury
17 and witness fees, mileage, costs related to summoning
18 jurors, fees for interpreters, and reimbursement of
19 attorney fees paid by the state public defender:

20 \$ 2,635,000

21 2. The judicial branch, except for purposes of
22 internal processing, shall use the current state budget
23 system, the state payroll system, and the Iowa finance
24 and accounting system in administration of programs
25 and payments for services, and shall not duplicate the
26 state payroll, accounting, and budgeting systems.

27 3. The judicial branch shall submit monthly
28 financial statements to the legislative services
29 agency and the department of management containing
30 all appropriated accounts in the same manner as
31 provided in the monthly financial status reports and
32 personal services usage reports of the department
33 of administrative services. The monthly financial
34 statements shall include a comparison of the dollars
35 and percentage spent of budgeted versus actual revenues
36 and expenditures on a cumulative basis for full-time
37 equivalent positions and dollars.

38 4. The judicial branch shall focus efforts upon the
39 collection of delinquent fines, penalties, court costs,
40 fees, surcharges, or similar amounts.

41 5. The offices of the clerks of the district court

42 shall operate in all 99 counties and be accessible to
43 the public during regular business hours.
44 6. In addition to the requirements for transfers
45 under section 8.39, the judicial branch shall not
46 change the appropriations from the amounts appropriated
47 to the judicial branch in this division of this Act,
48 unless notice of the revisions is given prior to their
49 effective date to the legislative services agency.
50 The notice shall include information on the branch's

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1 rationale for making the changes and details concerning
2 the workload and performance measures upon which the
3 changes are based.

4 7. The judicial branch shall submit a semiannual
5 update to the legislative services agency specifying
6 the amounts of fines, surcharges, and court costs
7 collected using the Iowa court information system since
8 the last report. The judicial branch shall continue
9 to facilitate the sharing of vital sentencing and
10 other information with other state departments and
11 governmental agencies involved in the criminal justice
12 system through the Iowa court information system.

13 8. The judicial branch shall provide a report to
14 the general assembly by January 1, 2015, concerning
15 the amounts received and expended from the enhanced
16 court collections fund created in section 602.1304 and
17 the court technology and modernization fund created in
18 section 602.8108, subsection 7, during the fiscal year
19 beginning July 1, 2013, and ending June 30, 2014, and
20 the plans for expenditures from each fund during the
21 fiscal year beginning July 1, 2014, and ending June 30,
22 2015. A copy of the report shall be provided to the
23 legislative services agency.

24 Sec. 8. CIVIL TRIALS — LOCATION. Notwithstanding
25 any provision to the contrary, for the fiscal year
26 beginning July 1, 2014, and ending June 30, 2015, if
27 all parties in a case agree, a civil trial including a
28 jury trial may take place in a county contiguous to the
29 county with proper jurisdiction, even if the contiguous
30 county is located in an adjacent judicial district or
31 judicial election district. If the trial is moved
32 pursuant to this section, court personnel shall treat
33 the case as if a change of venue occurred. However,
34 if a trial is moved to an adjacent judicial district
35 or judicial election district, the judicial officers
36 serving in the judicial district or judicial election
37 district receiving the case shall preside over the
38 case.

39 Sec. 9. TRAVEL REIMBURSEMENT. Notwithstanding
40 section 602.1509, for the fiscal year beginning July 1,

41 2014, a judicial officer may waive travel reimbursement
 42 for any travel outside the judicial officer's county of
 43 residence to conduct official judicial business.
 44 Sec. 10. POSTING OF REPORTS IN ELECTRONIC FORMAT —
 45 LEGISLATIVE SERVICES AGENCY. All reports or copies of
 46 reports required to be provided by the judicial branch
 47 for fiscal year 2014-2015 to the legislative services
 48 agency shall be provided in an electronic format. The
 49 legislative services agency shall post the reports on
 50 its internet website and shall notify by electronic

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1 means all the members of the joint appropriations
 2 subcommittee on the justice system when a report
 3 is posted. Upon request, copies of the reports may
 4 be mailed to members of the joint appropriations
 5 subcommittee on the justice system.
 6 Sec. 11. JUDICIAL OFFICER — UNPAID
 7 LEAVE. Notwithstanding the annual salary rates
 8 for judicial officers established by 2008 Iowa Acts,
 9 chapter 1191, section 11, for the fiscal year beginning
 10 July 1, 2014, and ending June 30, 2015, the supreme
 11 court may by order place all judicial officers on
 12 unpaid leave status on any day employees of the
 13 judicial branch are placed on temporary layoff status.
 14 The biweekly pay of the judicial officers shall be
 15 reduced accordingly for the pay period in which the
 16 unpaid leave date occurred in the same manner as for
 17 noncontract employees of the judicial branch. Through
 18 the course of the fiscal year, the judicial branch may
 19 use an amount equal to the aggregate amount of salary
 20 reductions due to the judicial officer unpaid leave
 21 days for any purpose other than for judicial salaries.
 22 Sec. 12. IOWA COMMUNICATIONS NETWORK. It is the
 23 intent of the general assembly that the judicial branch
 24 utilize the Iowa communications network or other secure
 25 electronic communications in lieu of traveling for the
 26 fiscal year beginning July 1, 2014.>

COMMITTEE ON APPROPRIATIONS

H-1307

1 Amend House File 609 as follows:
 2 1. By striking everything after the enacting clause
 3 and inserting:
 4 <Section 1. Section 331.512, Code 2013, is amended
 5 by adding the following new subsection:
 6 NEW SUBSECTION. 4A. Carry out duties relating to
 7 the business property tax credit as provided in chapter
 8 426C.

9 Sec. 2. Section 331.559, Code 2013, is amended by
10 adding the following new subsection:
11 NEW SUBSECTION. 14A. Carry out duties relating to
12 the business property tax credit as provided in chapter
13 426C.

14 Sec. 3. NEW SECTION. 426C.1 Definitions.

15 For the purposes of this chapter, unless the context
16 otherwise requires:

17 1. "Contiguous parcels" means any of the following:

18 a. Parcels that share a common boundary.

19 b. Parcels within the same building or structure
20 regardless of whether the parcels share a common
21 boundary.

22 c. Permanent improvements to the land that are
23 situated on one or more parcels of land that are
24 assessed and taxed separately from the permanent
25 improvements if the parcels of land upon which the
26 permanent improvements are situated share a common
27 boundary.

28 2. "Department" means the department of revenue.

29 3. "Fund" means the business property tax credit
30 fund created in section 426C.2.

31 4. "Parcel" means as defined in section 445.1.

32 5. "Property unit" means contiguous parcels all
33 of which are located within the same county, with the
34 same property tax classification, are owned by the same
35 person, and are operated by that person for a common
36 use and purpose.

37 Sec. 4. NEW SECTION. 426C.2 Business property tax
38 credit fund — appropriation.

39 1. A business property tax credit fund is created
40 in the state treasury under the authority of the
41 department. For the fiscal year beginning July 1,
42 2014, there is appropriated from the general fund of
43 the state to the department to be credited to the
44 fund, the sum of fifty million dollars to be used
45 for business property tax credits authorized in this
46 chapter. For the fiscal year beginning July 1, 2015,
47 and each fiscal year thereafter, there is appropriated
48 from the general fund of the state to the department
49 to be credited to the fund an amount equal to the
50 total amount appropriated by the general assembly to

Page 2

1 the fund, as calculated in this subsection, in the
2 previous fiscal year. In addition, the sum of fifty
3 million dollars shall be added to the appropriation in
4 each fiscal year beginning on or after July 1, 2015,
5 if the revenue estimating conference certifies during
6 its final meeting of the calendar year ending prior to
7 the beginning of the fiscal year that the total amount

8 of general fund revenues collected during the fiscal
9 year ending during such calendar year was at least one
10 hundred four percent of the total amount of general
11 fund revenues collected during the previous fiscal
12 year. However, the total appropriation to the fund
13 shall not exceed two hundred fifty million dollars for
14 any one fiscal year.

15 2. Notwithstanding section 12C.7, subsection 2,
16 interest or earnings on moneys deposited in the fund
17 shall be credited to the fund. Moneys in the fund are
18 not subject to the provisions of section 8.33 and shall
19 not be transferred, used, obligated, appropriated,
20 or otherwise encumbered except as provided in this
21 chapter.

22 Sec. 5. NEW SECTION. 426C.3 Claims for credit.

23 1. Each person who wishes to claim the credit
24 allowed under this chapter shall obtain the appropriate
25 forms from the assessor and file the claim with the
26 assessor. The director of revenue shall prescribe
27 suitable forms and instructions for such claims, and
28 make such forms and instructions available to the
29 assessors.

30 2. a. Claims for the business property tax credit
31 shall be filed not later than March 15 preceding the
32 fiscal year during which the taxes for which the credit
33 is claimed are due and payable.

34 b. A claim for credit filed after the deadline for
35 filing claims shall be considered as a claim for the
36 following year.

37 3. Upon the filing of a claim and allowance of the
38 credit, the credit shall be allowed on the parcel or
39 property unit for successive years without further
40 filing as long as the parcel or property unit satisfies
41 the requirements for the credit. If the parcel or
42 property unit ceases to qualify for the credit under
43 this chapter, the owner shall provide written notice to
44 the assessor by the date for filing claims specified in
45 subsection 2 following the date on which the parcel or
46 property unit ceases to qualify for the credit.

47 4. The assessor shall remit the claims for
48 credit to the county auditor with the assessor's
49 recommendation for allowance or disallowance. If
50 the assessor recommends disallowance of a claim,

Page 3

1 the assessor shall submit the reasons for the
2 recommendation, in writing, to the county auditor.
3 The county auditor shall forward the claims and
4 recommendations to the board of supervisors. The board
5 shall allow or disallow the claims.

6 5. For each claim and allowance of a credit for

7 a property unit, the county auditor shall calculate
8 the average of all consolidated levy rates applicable
9 to the several parcels within the property unit. All
10 claims for credit which have been allowed by the board
11 of supervisors, the actual value of such parcels and
12 property units applicable to the fiscal year for which
13 the credit is claimed that are subject to assessment
14 and taxation prior to imposition of any applicable
15 assessment limitation, the consolidated levy rates
16 for such parcels and the average consolidated levy
17 rates for such property units applicable to the fiscal
18 year for which the credit is claimed, and the taxing
19 districts in which the parcel or property unit is
20 located, shall be certified on or before June 30, in
21 each year, by the county auditor to the department.

22 6. The assessor shall maintain a permanent file of
23 current business property tax credits. The assessor
24 shall file a notice of transfer of property for which a
25 credit has been allowed when notice is received from
26 the office of the county recorder, from the person
27 who sold or transferred the property, or from the
28 personal representative of a deceased property owner.
29 The county recorder shall give notice to the assessor
30 of each transfer of title filed in the recorder's
31 office. The notice from the county recorder shall
32 describe the property transferred, the name of the
33 person transferring title to the property, and the name
34 of the person to whom title to the property has been
35 transferred.

36 7. When all or a portion of a parcel or property
37 unit that is allowed a credit under this chapter is
38 sold, transferred, or ownership otherwise changes, the
39 buyer, transferee, or new owner who wishes to receive
40 the credit shall refile the claim for credit. In
41 addition, when a portion of a parcel or property unit
42 that is allowed a credit under this chapter is sold,
43 transferred, or ownership otherwise changes, the owner
44 of the portion of the parcel or property unit for which
45 ownership did not change shall refile the claim for
46 credit.

47 Sec. 6. NEW SECTION. 426C.4 Eligibility and amount
48 of credit.

49 1. Each parcel classified and taxed as commercial
50 property, industrial property, or railway property

Page 4

1 under chapter 434 is eligible for a credit under this
2 chapter. A person may claim and receive one credit
3 under this chapter for each eligible parcel unless the
4 parcel is part of a property unit for which a credit
5 is claimed. A person may claim and receive one credit

6 under this chapter for each property unit. A credit
7 approved for a property unit shall be allocated to
8 the several parcels within the property unit in the
9 proportion that each parcel's total amount of property
10 taxes due and payable bears to the total amount of
11 property taxes due and payable on the property unit.
12 Only property units comprised of property assessed as
13 commercial property, industrial property, or railway
14 property under chapter 434 are eligible for a credit
15 under this chapter. However, property that is rented
16 or leased to low-income individuals and families
17 as authorized by section 42 of the Internal Revenue
18 Code, as amended, and that is subject to assessment
19 procedures relating to section 42 property under
20 section 441.21, subsection 2, for the applicable
21 assessment year, shall not be eligible to receive a
22 credit under this chapter or be part of a property unit
23 that receives a credit under this chapter.

24 2. Using the actual value of each parcel or
25 property unit and the consolidated levy rate for each
26 parcel or the average consolidated levy rate for each
27 property unit, as certified by the county auditor
28 to the department under section 426C.3, subsection
29 5, the department shall calculate, for each fiscal
30 year, an initial amount of actual value for use in
31 determining the amount of the credit for each such
32 parcel or property unit so as to provide the maximum
33 possible credit according to the credit formula and
34 limitations under subsection 3, and to provide a
35 total dollar amount of credits against the taxes due
36 and payable in the fiscal year equal to ninety-eight
37 percent of the moneys in the fund following the deposit
38 of the appropriation for the fiscal year and including
39 interest or earnings credited to the fund.

40 3. a. The amount of the credit for each parcel or
41 property unit for which a claim for credit under this
42 chapter has been approved shall be calculated under
43 paragraph "b" using the lesser of the initial amount
44 of actual value determined by the department under
45 subsection 2, and the amount of actual value of the
46 parcel or property unit certified by the county auditor
47 under section 426C.3, subsection 5.

48 b. The amount of the credit for each parcel or
49 property unit for which a claim for credit under
50 this chapter has been approved shall be equal to

Page 5

1 the product of the amount of actual value determined
2 under paragraph "a" times the difference, stated
3 as a percentage, between the assessment limitation
4 percentage applicable to the parcel or property unit

5 under section 441.21, subsection 5, and the assessment
6 limitation percentage applicable to residential
7 property under section 441.21, subsection 4, divided
8 by one thousand dollars, and then multiplied by
9 the consolidated levy rate or average consolidated
10 levy rate per one thousand dollars of taxable value
11 applicable to the parcel or property unit for the
12 fiscal year for which the credit is claimed as
13 certified by the county auditor under section 426C.3,
14 subsection 5.

15 Sec. 7. NEW SECTION. 426C.5 Payment to counties.

16 1. Annually the department shall certify to the
17 county auditor of each county the amounts of the
18 business property tax credits allowed in the county.
19 Each county auditor shall then enter the credits
20 against the tax levied on each eligible parcel or
21 property unit in the county, designating on the tax
22 lists the credit as being paid from the fund. Each
23 taxing district shall receive its share of the business
24 property tax credit allowed on each eligible parcel or
25 property unit in such taxing district in the proportion
26 that the levy made by such taxing district upon the
27 parcel or property unit bears to the total levy upon
28 the parcel or property unit by all taxing districts.
29 However, the several taxing districts shall not draw
30 the moneys so credited until after the semiannual
31 allocations have been received by the county treasurer,
32 as provided in this section. Each county treasurer
33 shall show on each taxpayer receipt the amount of
34 credit received from the fund.

35 2. The director of revenue shall authorize the
36 department of administrative services to draw warrants
37 on the fund payable to the county treasurers of the
38 several counties of the state in the amounts certified
39 by the department.

40 3. The amount due each county shall be paid in two
41 payments on November 15 and March 15 of each fiscal
42 year, drawn upon warrants payable to the respective
43 county treasurers. The two payments shall be as nearly
44 equal as possible.

45 Sec. 8. NEW SECTION. 426C.6 Appeals.

46 1. If the board of supervisors disallows a claim
47 for credit under section 426C.3, subsection 4, the
48 board of supervisors shall send written notice, by
49 mail, to the claimant at the claimant's last known
50 address. The notice shall state the reasons for

Page 6

1 disallowing the claim for the credit. The board of
2 supervisors is not required to send notice that a claim
3 for credit is disallowed if the claimant voluntarily

4 withdraws the claim. Any person whose claim is
5 disallowed under the provisions of this chapter may
6 appeal from the action of the board of supervisors to
7 the district court of the county in which the parcel or
8 property unit is located by giving written notice of
9 such appeal to the county auditor within twenty days
10 from the date of mailing of notice of such action by
11 the board of supervisors.

12 2. If a claim for credit is disallowed by the
13 board of supervisors, and such action is subsequently
14 reversed on appeal, the credit shall be allowed on the
15 applicable parcel or property unit, and the director of
16 revenue, the county auditor, and the county treasurer
17 shall provide the credit and change their books and
18 records accordingly. In the event the claimant has
19 paid one or both of the installments of the tax payable
20 in the year or years in question, remittance shall be
21 made to the claimant of the amount of such credit.
22 The amount of such credit awarded on appeal shall be
23 allocated and paid from the balance remaining in the
24 fund.

25 Sec. 9. NEW SECTION. 426C.7 Audit — recalculation
26 or denial.

27 1. If on the audit of a credit provided under this
28 chapter, the director of revenue determines the amount
29 of the credit to have been incorrectly calculated or
30 that the credit is not allowable, the director shall
31 recalculate the credit and notify the claimant and the
32 county auditor of the recalculation or denial and the
33 reasons for it. The director shall not adjust a credit
34 after three years from October 31 of the year in which
35 the claim for the credit was filed. If the credit has
36 been paid, the director shall give notification to the
37 claimant, the county treasurer, and the applicable
38 assessor of the recalculation or denial of the credit
39 and the county treasurer shall proceed to collect the
40 tax owed in the same manner as other property taxes due
41 and payable are collected, if the parcel or property
42 unit for which the credit was allowed is still owned
43 by the claimant. If the parcel or property unit
44 for which the credit was allowed is not owned by the
45 claimant, the amount may be recovered from the claimant
46 by assessment in the same manner that income taxes are
47 assessed under sections 422.26 and 422.30. The amount
48 of such erroneous credit, when collected, shall be
49 deposited in the fund.

50 2. The claimant or board of supervisors may

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1 appeal any decision of the director of revenue to the
2 state board of tax review pursuant to section 421.1,

3 subsection 5. The claimant, the board of supervisors,
 4 or the director of revenue may seek judicial review
 5 of the action of the state board of tax review in
 6 accordance with chapter 17A.

7 Sec. 10. NEW SECTION. 426C.8 False claim —
 8 penalty.

9 A person who makes a false claim for the purpose of
 10 obtaining a credit provided for in this chapter or who
 11 knowingly receives the credit without being legally
 12 entitled to it is guilty of a fraudulent practice. The
 13 claim for a credit of such a person shall be disallowed
 14 and if the credit has been paid the amount shall be
 15 recovered in the manner provided in section 426C.7. In
 16 such cases, the director of revenue shall send a notice
 17 of disallowance of the credit.

18 Sec. 11. NEW SECTION. 426C.9 Rules.

19 The director of revenue shall prescribe forms,
 20 instructions, and rules as necessary, pursuant to
 21 chapter 17A, to carry out and effectuate the purposes
 22 of this chapter.

23 Sec. 12. IMPLEMENTATION. Notwithstanding the
 24 deadline for filing claims established in section
 25 426C.3, for a credit against property taxes due and
 26 payable during the fiscal year beginning July 1, 2014,
 27 the claim for the credit shall be filed not later than
 28 January 15, 2014.

29 Sec. 13. APPLICABILITY. This Act applies to
 30 property taxes due and payable in fiscal years
 31 beginning on or after July 1, 2014.>

32 2. Title page, by striking lines 1 through 6 and
 33 inserting <An Act establishing a property tax credit
 34 for commercial, industrial, and railway property,
 35 providing penalties, making appropriations, and
 36 including implementation and applicability provisions.>

SANDS of Louisa

H-1308

1 Amend Senate File 295, as passed by the Senate, as
 2 follows:

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

5 <DIVISION I
 6 PROPERTY ASSESSMENT LIMITATION AND REPLACEMENT

7 Section 1. Section 257.3, subsection 1, Code 2013,
 8 is amended by adding the following new paragraph:

9 NEW PARAGRAPH. d. The amount paid to each school
 10 district for the commercial and industrial property
 11 tax replacement claim under section 441.21A shall be
 12 regarded as property tax. The portion of the payment
 13 which is foundation property tax shall be determined by

14 applying the foundation property tax rate to the amount
15 computed under section 441.21A, subsection 4, paragraph
16 "a", and such amount shall be prorated pursuant to
17 section 441.21A, subsection 2, if applicable.

18 Sec. 2. Section 331.512, Code 2013, is amended by
19 adding the following new subsection:

20 NEW SUBSECTION. 13A. Carry out duties relating
21 to the calculation and payment of commercial and
22 industrial property tax replacement claims under
23 section 441.21A.

24 Sec. 3. Section 331.559, Code 2013, is amended by
25 adding the following new subsection:

26 NEW SUBSECTION. 25A. Carry out duties relating
27 to the calculation and payment of commercial and
28 industrial property tax replacement claims under
29 section 441.21A.

30 Sec. 4. Section 441.21, subsection 4, Code 2013, is
31 amended to read as follows:

32 4. For valuations established as of January
33 1, 1979, the percentage of actual value at which
34 agricultural and residential property shall be assessed
35 shall be the quotient of the dividend and divisor as
36 defined in this section. The dividend for each class
37 of property shall be the dividend as determined for
38 each class of property for valuations established as
39 of January 1, 1978, adjusted by the product obtained
40 by multiplying the percentage determined for that year
41 by the amount of any additions or deletions to actual
42 value, excluding those resulting from the revaluation
43 of existing properties, as reported by the assessors
44 on the abstracts of assessment for 1978, plus six
45 percent of the amount so determined. However, if the
46 difference between the dividend so determined for
47 either class of property and the dividend for that
48 class of property for valuations established as of
49 January 1, 1978, adjusted by the product obtained by
50 multiplying the percentage determined for that year

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1 by the amount of any additions or deletions to actual
2 value, excluding those resulting from the revaluation
3 of existing properties, as reported by the assessors
4 on the abstracts of assessment for 1978, is less than
5 six percent, the 1979 dividend for the other class of
6 property shall be the dividend as determined for that
7 class of property for valuations established as of
8 January 1, 1978, adjusted by the product obtained by
9 multiplying the percentage determined for that year
10 by the amount of any additions or deletions to actual
11 value, excluding those resulting from the revaluation
12 of existing properties, as reported by the assessors on

13 the abstracts of assessment for 1978, plus a percentage
14 of the amount so determined which is equal to the
15 percentage by which the dividend as determined for the
16 other class of property for valuations established as
17 of January 1, 1978, adjusted by the product obtained
18 by multiplying the percentage determined for that year
19 by the amount of any additions or deletions to actual
20 value, excluding those resulting from the revaluation
21 of existing properties, as reported by the assessors
22 on the abstracts of assessment for 1978, is increased
23 in arriving at the 1979 dividend for the other class
24 of property. The divisor for each class of property
25 shall be the total actual value of all such property
26 in the state in the preceding year, as reported by the
27 assessors on the abstracts of assessment submitted
28 for 1978, plus the amount of value added to said
29 total actual value by the revaluation of existing
30 properties in 1979 as equalized by the director of
31 revenue pursuant to section 441.49. The director shall
32 utilize information reported on abstracts of assessment
33 submitted pursuant to section 441.45 in determining
34 such percentage. For valuations established as of
35 January 1, 1980, and each assessment year thereafter
36 beginning before January 1, 2013, the percentage of
37 actual value as equalized by the director of revenue
38 as provided in section 441.49 at which agricultural
39 and residential property shall be assessed shall be
40 calculated in accordance with the methods provided
41 herein including the limitation of increases in
42 agricultural and residential assessed values to the
43 percentage increase of the other class of property if
44 the other class increases less than the allowable limit
45 adjusted to include the applicable and current values
46 as equalized by the director of revenue, except that
47 any references to six percent in this subsection shall
48 be four percent. For valuations established as of
49 January 1, 2013, and each assessment year thereafter,
50 the percentage of actual value as equalized by the

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1 director of revenue as provided in section 441.49 at
2 which agricultural and residential property shall be
3 assessed shall be calculated in accordance with the
4 methods provided in this subsection, except that any
5 references to six percent in this subsection shall
6 be two percent, and including, for assessment years
7 beginning on or after January 1, 2013, but before
8 January 1, 2017, the limitation of increases in
9 agricultural and residential assessed values to the
10 percentage increase of the other class of property if
11 the other class increases less than the allowable limit

12 adjusted to include the applicable and current values
13 as equalized by the director of revenue, and including,
14 for assessment years beginning on or after January 1,
15 2017, the limitation in subsection 5A.

16 Sec. 5. Section 441.21, subsection 5, Code 2013, is
17 amended to read as follows:

18 5. a. For valuations established as of January
19 1, 1979, commercial property and industrial property,
20 excluding properties referred to in section 427A.1,
21 subsection 8, shall be assessed as a percentage of
22 the actual value of each class of property. The
23 percentage shall be determined for each class of
24 property by the director of revenue for the state in
25 accordance with the provisions of this section. For
26 valuations established as of January 1, 1979, the
27 percentage shall be the quotient of the dividend and
28 divisor as defined in this section. The dividend
29 for each class of property shall be the total actual
30 valuation for each class of property established for
31 1978, plus six percent of the amount so determined.
32 The divisor for each class of property shall be the
33 valuation for each class of property established for
34 1978, as reported by the assessors on the abstracts of
35 assessment for 1978, plus the amount of value added to
36 the total actual value by the revaluation of existing
37 properties in 1979 as equalized by the director of
38 revenue pursuant to section 441.49. For valuations
39 established as of January 1, 1979, property valued by
40 the department of revenue pursuant to chapters 428,
41 433, 437, and 438 shall be considered as one class
42 of property and shall be assessed as a percentage of
43 its actual value. The percentage shall be determined
44 by the director of revenue in accordance with the
45 provisions of this section. For valuations established
46 as of January 1, 1979, the percentage shall be the
47 quotient of the dividend and divisor as defined in
48 this section. The dividend shall be the total actual
49 valuation established for 1978 by the department of
50 revenue, plus ten percent of the amount so determined.

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1 The divisor for property valued by the department of
2 revenue pursuant to chapters 428, 433, 437, and 438
3 shall be the valuation established for 1978, plus
4 the amount of value added to the total actual value
5 by the revaluation of the property by the department
6 of revenue as of January 1, 1979. For valuations
7 established as of January 1, 1980, commercial property
8 and industrial property, excluding properties referred
9 to in section 427A.1, subsection 8, shall be assessed
10 at a percentage of the actual value of each class of

11 property. The percentage shall be determined for
12 each class of property by the director of revenue for
13 the state in accordance with the provisions of this
14 section. For valuations established as of January
15 1, 1980, the percentage shall be the quotient of
16 the dividend and divisor as defined in this section.
17 The dividend for each class of property shall be the
18 dividend as determined for each class of property for
19 valuations established as of January 1, 1979, adjusted
20 by the product obtained by multiplying the percentage
21 determined for that year by the amount of any
22 additions or deletions to actual value, excluding those
23 resulting from the revaluation of existing properties,
24 as reported by the assessors on the abstracts of
25 assessment for 1979, plus four percent of the amount
26 so determined. The divisor for each class of property
27 shall be the total actual value of all such property in
28 1979, as equalized by the director of revenue pursuant
29 to section 441.49, plus the amount of value added to
30 the total actual value by the revaluation of existing
31 properties in 1980. The director shall utilize
32 information reported on the abstracts of assessment
33 submitted pursuant to section 441.45 in determining
34 such percentage. For valuations established as of
35 January 1, 1980, property valued by the department
36 of revenue pursuant to chapters 428, 433, 437, and
37 438 shall be assessed at a percentage of its actual
38 value. The percentage shall be determined by the
39 director of revenue in accordance with the provisions
40 of this section. For valuations established as of
41 January 1, 1980, the percentage shall be the quotient
42 of the dividend and divisor as defined in this section.
43 The dividend shall be the total actual valuation
44 established for 1979 by the department of revenue,
45 plus eight percent of the amount so determined. The
46 divisor for property valued by the department of
47 revenue pursuant to chapters 428, 433, 437, and 438
48 shall be the valuation established for 1979, plus
49 the amount of value added to the total actual value
50 by the revaluation of the property by the department

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1 of revenue as of January 1, 1980. For valuations
2 established as of January 1, 1981, and each assessment
3 year thereafter beginning before January 1, 2013, the
4 percentage of actual value as equalized by the director
5 of revenue as provided in section 441.49 at which
6 commercial property and industrial property, excluding
7 properties referred to in section 427A.1, subsection
8 8, shall be assessed shall be calculated in accordance
9 with the methods provided herein, except that any

10 references to six percent in this subsection shall be
11 four percent. For valuations established as of January
12 1, 1981, and each year thereafter, the percentage of
13 actual value at which property valued by the department
14 of revenue pursuant to chapters 428, 433, 437, and 438
15 shall be assessed shall be calculated in accordance
16 with the methods provided herein, except that any
17 references to ten percent in this subsection shall be
18 eight percent. Beginning with valuations established
19 as of January 1, 1979, and each assessment year
20 thereafter beginning before January 1, 2013, property
21 valued by the department of revenue pursuant to chapter
22 434 shall also be assessed at a percentage of its
23 actual value which percentage shall be equal to the
24 percentage determined by the director of revenue for
25 commercial property, industrial property, or property
26 valued by the department of revenue pursuant to
27 chapters 428, 433, 437, and 438, whichever is lowest.
28 For valuations established on or after January 1, 2013,
29 but before January 1, 2017, commercial property and
30 industrial property shall be assessed as provided in
31 paragraphs "b" and "c", as applicable. For valuations
32 established as of January 1, 2017, and each assessment
33 year thereafter, the percentage of actual value as
34 equalized by the director of revenue as provided in
35 section 441.49 at which commercial property, excluding
36 properties referred to in section 427A.1, subsection
37 8, shall be assessed shall be calculated in accordance
38 with the methods provided in this subsection, including
39 the limitation in subsection 5A, except that any
40 references to six percent in this subsection shall be
41 two percent. For valuations established on or after
42 January 1, 2017, industrial property shall be assessed
43 at a percentage of its actual value equal to the
44 percentage of actual value at which property assessed
45 as commercial property is assessed for the same
46 assessment year following application of the limitation
47 in subsection 5A, if applicable. For valuations
48 established on or after January 1, 2013, property
49 valued by the department of revenue pursuant to chapter
50 434 shall be assessed at a percentage of its actual

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1 value equal to the percentage of actual value at which
2 property assessed as commercial property is assessed
3 for the same assessment year following application of
4 the limitation in subsection 5A, if applicable.
5 b. For valuations established on or after January
6 1, 2013, but before January 1, 2017, commercial
7 property, excluding properties referred to in section
8 427A.1, subsection 8, shall be assessed at a percentage

9 of its actual value, as determined in this paragraph
10 "b". For valuations established for the assessment
11 year beginning January 1, 2013, the percentage of
12 actual value as equalized by the director of revenue
13 as provided in section 441.49 at which commercial
14 property shall be assessed shall be ninety-five
15 percent. For valuations established for the assessment
16 year beginning January 1, 2014, the percentage of
17 actual value as equalized by the director of revenue
18 as provided in section 441.49 at which commercial
19 property shall be assessed shall be ninety percent.
20 For valuations established for the assessment year
21 beginning January 1, 2015, the percentage of actual
22 value as equalized by the director of revenue as
23 provided in section 441.49 at which commercial property
24 shall be assessed shall be eighty-five percent.
25 For valuations established for the assessment year
26 beginning January 1, 2016, the percentage of actual
27 value as equalized by the director of revenue as
28 provided in section 441.49 at which commercial property
29 shall be assessed shall be eighty percent.
30 c. For valuations established on or after January
31 1, 2013, but before January 1, 2017, industrial
32 property, excluding properties referred to in section
33 427A.1, subsection 8, shall be assessed at a percentage
34 of its actual value, as determined in this paragraph
35 "c". For valuations established for the assessment
36 year beginning January 1, 2013, the percentage of
37 actual value as equalized by the director of revenue
38 as provided in section 441.49 at which industrial
39 property shall be assessed shall be ninety-five
40 percent. For valuations established for the assessment
41 year beginning January 1, 2014, the percentage of
42 actual value as equalized by the director of revenue
43 as provided in section 441.49 at which industrial
44 property shall be assessed shall be ninety percent.
45 For valuations established for the assessment year
46 beginning January 1, 2015, the percentage of actual
47 value as equalized by the director of revenue as
48 provided in section 441.49 at which industrial property
49 shall be assessed shall be eighty-five percent.
50 For valuations established for the assessment year

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1 beginning January 1, 2016, the percentage of actual
2 value as equalized by the director of revenue as
3 provided in section 441.49 at which industrial property
4 shall be assessed shall be eighty percent.
5 Sec. 6. Section 441.21, Code 2013, is amended by
6 adding the following new subsection:
7 NEW SUBSECTION. 5A. In addition to the limitation

8 of increases for agricultural and residential property
9 applicable under subsection 4 and the limitation
10 of increase for commercial property applicable
11 under subsection 5, for valuations established for
12 the assessment year beginning January 1, 2017, and
13 each assessment year thereafter, for residential,
14 agricultural, and commercial property, the assessed
15 value of each of these three classes of property shall
16 be limited to the percentage increase of that class of
17 property that is the lowest percentage increase under
18 the allowable limit adjusted to include the applicable
19 and current values as equalized by the director of
20 revenue.

21 Sec. 7. NEW SECTION. 441.21A Commercial and
22 industrial property tax replacement — replacement
23 claims.

24 1. a. For each fiscal year beginning on or after
25 July 1, 2014, there is appropriated from the general
26 fund of the state to the department of revenue an
27 amount necessary for the payment of all commercial
28 and industrial property tax replacement claims under
29 this section for the fiscal year. However, for a
30 fiscal year beginning on or after July 1, 2018, the
31 total amount of moneys appropriated from the general
32 fund of the state to the department of revenue for
33 the payment of commercial and industrial property tax
34 replacement claims in that fiscal year shall not exceed
35 the total amount of money that was necessary to pay
36 all commercial and industrial property tax replacement
37 claims for the fiscal year beginning July 1, 2017.

38 b. Moneys appropriated by the general assembly to
39 the department under this subsection for the payment
40 of commercial and industrial property tax replacement
41 claims are not subject to a uniform reduction in
42 appropriations in accordance with section 8.31.

43 2. Beginning with the fiscal year beginning
44 July 1, 2014, each county treasurer shall be paid
45 by the department of revenue an amount equal to the
46 amount of the commercial and industrial property tax
47 replacement claims in the county, as calculated in
48 subsection 4. For fiscal years beginning on or after
49 July 1, 2018, if an amount appropriated for a fiscal
50 year is insufficient to pay all replacement claims,

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1 the director of revenue shall prorate the payment of
2 replacement claims to the county treasurers and shall
3 notify the county auditors of the pro rata percentage
4 on or before September 30.

5 3. On or before July 1 of each fiscal year
6 beginning on or after July 1, 2014, the assessor shall

7 report to the county auditor the total actual value of
8 all commercial property and industrial property in the
9 county for the assessment year used to calculate the
10 taxes due and payable in that fiscal year.

11 4. On or before a date established by rule of the
12 department of revenue of each fiscal year beginning on
13 or after July 1, 2014, the county auditor shall prepare
14 a statement, based upon the report received pursuant
15 to subsection 3, listing for each taxing district in
16 the county:

17 a. The difference between the assessed valuation
18 of all commercial property and industrial property for
19 the assessment year used to calculate taxes which are
20 due and payable in the applicable fiscal year and the
21 actual value of all commercial property and industrial
22 property for the same assessment year. If the
23 difference between the assessed value of all commercial
24 property and industrial property and the actual
25 valuation of all commercial property and industrial
26 property is zero, there is no tax replacement for that
27 taxing district for the fiscal year.

28 b. The tax levy rate per one thousand dollars of
29 assessed value for each taxing district for that fiscal
30 year.

31 c. The commercial and industrial property tax
32 replacement claim for each taxing district. The
33 replacement claim is equal to the amount determined
34 pursuant to paragraph "a", multiplied by the tax rate
35 specified in paragraph "b", and then divided by one
36 thousand dollars.

37 5. For purposes of computing replacement amounts
38 under this section, that portion of an urban renewal
39 area defined as the sum of the assessed valuations
40 defined in section 403.19, subsections 1 and 2, shall
41 be considered a taxing district.

42 6. a. The county auditor shall certify and forward
43 one copy of the statement to the department of revenue
44 not later than a date of each year established by the
45 department of revenue by rule.

46 b. The replacement claims shall be paid to each
47 county treasurer in equal installments in September
48 and March of each year. The county treasurer shall
49 apportion the replacement claim payments among the
50 eligible taxing districts in the county.

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1 c. If the taxing district is an urban renewal
2 area, the amount of the replacement claim shall be
3 apportioned and credited to those portions of the
4 assessed value defined in section 403.19, subsections
5 1 and 2, as follows:

6 (1) To that portion defined in section 403.19,
7 subsection 1, an amount of the replacement claim that
8 is proportionate to the amount of actual value of the
9 commercial and industrial property in the urban renewal
10 area as determined in section 403.19, subsection 1,
11 that was subtracted pursuant to section 403.20, as
12 it bears to the total amount of actual value of the
13 commercial and industrial property in the urban renewal
14 area that was subtracted pursuant to section 403.20 for
15 the assessment year for property taxes due and payable
16 in the fiscal year for which the replacement claim is
17 computed.

18 (2) To that portion defined in section 403.19,
19 subsection 2, the remaining amount, if any.

20 d. Notwithstanding the allocation provisions of
21 paragraph "c", the amount of the tax replacement amount
22 that shall be allocated to that portion of the assessed
23 value defined in section 403.19, subsection 2, shall
24 not exceed the amount equal to the amount certified to
25 the county auditor under section 403.19 for the fiscal
26 year in which the claim is paid, after deduction of
27 the amount of other revenues committed for payment
28 on that amount for the fiscal year. The amount not
29 allocated to that portion of the assessed value defined
30 in section 403.19, subsection 2, as a result of the
31 operation of this paragraph, shall be allocated to that
32 portion of assessed value defined in section 403.19,
33 subsection 1.

34 e. The amount of the replacement claim amount
35 credited to the portion of the assessed value defined
36 in section 403.19, subsection 1, shall be allocated
37 to and when received be paid into the fund for the
38 respective taxing district as taxes by or for the
39 taxing district into which all other property taxes
40 are paid. The amount of the replacement claim amount
41 credited to the portion of the assessed value defined
42 in section 403.19, subsection 2, shall be allocated to
43 and when collected be paid into the special fund of the
44 municipality under section 403.19, subsection 2.

45 Sec. 8. SAVINGS PROVISION. This division of this
46 Act, pursuant to section 4.13, does not affect the
47 operation of, or prohibit the application of, prior
48 provisions of section 441.21, or rules adopted under
49 chapter 17A to administer prior provisions of section
50 441.21, for assessment years beginning before January

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1 1, 2013, and for duties, powers, protests, appeals,
2 proceedings, actions, or remedies attributable to an
3 assessment year beginning before January 1, 2013.

4 Sec. 9. EFFECTIVE UPON ENACTMENT. This division of

5 this Act, being deemed of immediate importance, takes
6 effect upon enactment.

7 Sec. 10. RETROACTIVE APPLICABILITY. This division
8 of this Act applies retroactively to January 1, 2013,
9 for assessment years beginning on or after that date.

10 DIVISION II

11 SCHOOL DISTRICT FUNDING

12 Sec. 11. Section 257.1, subsection 2, paragraph b,
13 Code 2013, is amended by striking the paragraph and
14 inserting in lieu thereof the following:

15 b. (1) The regular program foundation base per
16 pupil is the following:

17 (a) For the budget year commencing July 1,
18 2012, and the budget year commencing July 1, 2013,
19 the regular program foundation base per pupil is
20 eighty-seven and five-tenths percent of the regular
21 program state cost per pupil.

22 (b) For the budget year commencing July 1, 2014,
23 the regular program foundation base per pupil is
24 eighty-nine and three hundred seventy-five thousandths
25 percent of the regular program state cost per pupil.

26 (c) For the budget year commencing July 1, 2015,
27 the regular program foundation base per pupil is
28 ninety-one and twenty-five hundredths percent of the
29 regular program state cost per pupil.

30 (d) For the budget year commencing July 1, 2016,
31 the regular program foundation base per pupil is
32 ninety-three and one hundred twenty-five thousandths
33 percent of the regular program state cost per pupil.

34 (e) For the budget year commencing July 1, 2017,
35 and succeeding budget years, the regular program
36 foundation base per pupil is ninety-five percent of the
37 regular program state cost per pupil.

38 (2) For each budget year, the special education
39 support services foundation base is seventy-nine
40 percent of the special education support services state
41 cost per pupil. The combined foundation base is the
42 sum of the regular program foundation base, the special
43 education support services foundation base, the total
44 teacher salary supplement district cost, the total
45 professional development supplement district cost, the
46 total early intervention supplement district cost, the
47 total area education agency teacher salary supplement
48 district cost, and the total area education agency
49 professional development supplement district cost.

50 DIVISION III

Page 11

1 MULTIRESIDENTIAL PROPERTY CLASSIFICATION

2 Sec. 12. Section 404.2, subsection 2, paragraph f,
3 Code 2013, is amended to read as follows:

4 f. A statement specifying whether the
 5 revitalization is applicable to none, some, or all of
 6 the property assessed as residential, multiresidential,
 7 agricultural, commercial, or industrial property
 8 within the designated area or a combination thereof and
 9 whether the revitalization is for rehabilitation and
 10 additions to existing buildings or new construction or
 11 both. If revitalization is made applicable only to
 12 some property within an assessment classification, the
 13 definition of that subset of eligible property must
 14 be by uniform criteria which further some planning
 15 objective identified in the plan. The city shall state
 16 how long it is estimated that the area shall remain
 17 a designated revitalization area which time shall
 18 be longer than one year from the date of designation
 19 and shall state any plan by the city to issue revenue
 20 bonds for revitalization projects within the area. For
 21 a county, a revitalization area shall include only
 22 property which will be used as industrial property,
 23 commercial property, ~~commercial property consisting of~~
 24 ~~three or more separate living quarters with at least~~
 25 ~~seventy-five percent of the space used for residential~~
 26 ~~purposes, multiresidential property, or residential~~
 27 ~~property. However, a county shall not provide a tax~~
 28 ~~exemption under this chapter to commercial property,~~
 29 ~~commercial property consisting of three or more~~
 30 ~~separate living quarters with at least seventy-five~~
 31 ~~percent of the space used for residential purposes~~
 32 multiresidential property, or residential property
 33 which is located within the limits of a city.

34 Sec. 13. Section 404.3, subsection 4, Code 2013, is
 35 amended to read as follows:

36 4. All qualified real estate assessed as
 37 residential property ~~or assessed as commercial~~
 38 ~~property, if the commercial property consists of~~
 39 ~~three or more separate living quarters with at least~~
 40 ~~seventy-five percent of the space used for residential~~
 41 ~~purposes, or assessed as multiresidential property is~~
 42 eligible to receive a one hundred percent exemption
 43 from taxation on the actual value added by the
 44 improvements. The exemption is for a period of ten
 45 years.

46 Sec. 14. Section 441.21, subsection 8, paragraph b,
 47 Code 2013, is amended to read as follows:

48 b. Notwithstanding paragraph "a", any construction
 49 or installation of a solar energy system on property
 50 classified as agricultural, residential, commercial,

1 multiresidential, or industrial property shall not
 2 increase the actual, assessed, and taxable values of

3 the property for five full assessment years.

4 Sec. 15. Section 441.21, subsections 9 and 10, Code
5 2013, are amended to read as follows:

6 9. Not later than November 1, 1979, and November
7 1 of each subsequent year, the director shall
8 certify to the county auditor of each county the
9 percentages of actual value at which residential
10 property, agricultural property, commercial property,
11 industrial property, multiresidential property, and
12 property valued by the department of revenue pursuant
13 to chapters 428, 433, 434, 437, and 438 in each
14 assessing jurisdiction in the county shall be assessed
15 for taxation. The county auditor shall proceed
16 to determine the assessed values of agricultural
17 property, residential property, commercial property,
18 industrial property, multiresidential property, and
19 property valued by the department of revenue pursuant
20 to chapters 428, 433, 434, 437, and 438 by applying
21 such percentages to the current actual value of such
22 property, as reported to the county auditor by the
23 assessor, and the assessed values so determined shall
24 be the taxable values of such properties upon which the
25 levy shall be made.

26 10. The percentage of actual value computed by
27 the director for agricultural property, residential
28 property, commercial property, industrial property,
29 multiresidential property, and property valued by the
30 department of revenue pursuant to chapters 428, 433,
31 434, 437, and 438 and used to determine assessed values
32 of those classes of property does not constitute a rule
33 as defined in section 17A.2, subsection 11.

34 Sec. 16. Section 441.21, Code 2013, is amended by
35 adding the following new subsection:

36 NEW SUBSECTION. 13. a. Beginning with valuations
37 established on or after January 1, 2014, mobile home
38 parks, manufactured home communities, land-leased
39 communities, assisted living facilities, and that
40 portion of a building that is used for human habitation
41 and a proportionate share of the land upon which
42 the building is situated, even if the use for human
43 habitation is not the primary use of the building, and
44 regardless of the number of dwelling units located
45 in the building, and not otherwise classified as
46 residential property, shall be valued as a separate
47 class of property known as multiresidential property
48 and, excluding properties referred to in section
49 427A.1, subsection 8, shall be assessed at a percentage
50 of its actual value, as determined in this subsection.

2 beginning January 1, 2014, the percentage of actual
3 value as equalized by the director of revenue as
4 provided in section 441.49 at which multiresidential
5 property shall be assessed shall be ninety percent.
6 For valuations established for the assessment year
7 beginning January 1, 2015, the percentage of actual
8 value as equalized by the director of revenue as
9 provided in section 441.49 at which multiresidential
10 property shall be assessed shall be eighty percent.
11 For valuations established for the assessment year
12 beginning January 1, 2016, the percentage of actual
13 value as equalized by the director of revenue as
14 provided in section 441.49 at which multiresidential
15 property shall be assessed shall be seventy percent.
16 For valuations established for the assessment year
17 beginning January 1, 2017, the percentage of actual
18 value as equalized by the director of revenue as
19 provided in section 441.49 at which multiresidential
20 property shall be assessed shall be sixty percent.
21 For valuations established for the assessment year
22 beginning January 1, 2018, and each assessment year
23 thereafter, the percentage of actual value as equalized
24 by the director of revenue as provided in section
25 441.49 at which multiresidential property shall be
26 assessed shall be equal to the percentage of actual
27 value at which property assessed as residential
28 property is assessed under subsection 4 for the same
29 assessment year, after application of the limitations
30 on increases in residential property provided for in
31 this section.

32 b. Accordingly, the assessor may assign more than
33 one classification to a parcel of property that, in
34 part, satisfies the requirements of this subsection.

35 c. In no case, however, shall property that is
36 rented or leased to low-income individuals and families
37 as authorized by section 42 of the Internal Revenue
38 Code, and that is subject to assessment procedures
39 relating to section 42 property under section 441.21,
40 subsection 2, or a hotel, motel, inn, or other building
41 where rooms or dwelling units are usually rented for
42 less than one month be classified as multiresidential
43 property under this subsection.

44 d. As used in this subsection:

45 (1) "Assisted living facility" means property for
46 providing assisted living as defined in section 231C.2.
47 "Assisted living facility" also includes a health care
48 facility, as defined in section 135C.1, an elder group
49 home, as defined in section 231B.1, a child foster care
50 facility under chapter 237, or property used for a

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1 hospice program as defined in section 135J.1.

2 (2) "Dwelling unit" means an apartment, group of
3 rooms, or single room which is occupied as separate
4 living quarters or, if vacant, is intended for
5 occupancy as separate living quarters, in which a
6 tenant can live and sleep separately from any other
7 persons in the building.

8 (3) "Land-leased community" means the same as
9 defined in sections 335.30A and 414.28A.

10 (4) "Manufactured home community" means the same as
11 a land-leased community.

12 (5) "Mobile home park" means the same as defined in
13 section 435.1.

14 Sec. 17. Section 558.46, subsection 5, Code 2013,
15 is amended to read as follows:

16 5. For the purposes of this section, "residential
17 property" includes ~~commercial~~ multiresidential property
18 as defined in section 441.21, subsection 13, consisting
19 of three or more separate living quarters with at least
20 seventy-five percent of the space used for residential
21 purposes.

22 Sec. 18. APPLICABILITY. This division of this
23 Act applies to assessment years beginning on or after
24 January 1, 2014.

25 DIVISION IV

26 TELECOMMUNICATIONS COMPANY PROPERTY TAXATION

27 Sec. 19. Section 427A.1, subsection 1, paragraph h,
28 Code 2013, is amended to read as follows:

29 h. Property assessed by the department of revenue
30 pursuant to sections 428.24 to 428.29, or chapters ~~433,~~
31 434, 437, 437A, and 438.

32 Sec. 20. Section 427A.1, subsection 1, Code 2013,
33 is amended by adding the following new paragraph:

34 NEW PARAGRAPH. 0i. Qualified telephone company
35 property that is used in the transaction of telegraph
36 and telephone business by a company that is subject to
37 assessment by the department of revenue pursuant to
38 chapter 433. "Qualified telephone company property"
39 means poles, aerial cable, underground cable, buried
40 cable, submarine and deep sea cable, intrabuilding
41 network cable, aerial wire, and conduit systems, all
42 within the meaning of the telecommunications companies
43 account provisions of 47 C.F.R. pt. 32, in effect on
44 the effective date of this division of this Act.

45 Sec. 21. Section 433.1, subsection 4, Code 2013, is
46 amended to read as follows:

47 4. The whole number of stations on each line, and
48 the value of the same, ~~including furniture.~~

49 Sec. 22. Section 433.4, Code 2013, is amended to
50 read as follows:

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1 433.4 Assessment.

2 The director of revenue shall on or before October
3 31 each year and in the same manner and subject to the
4 provisions for the assessment of property assessed
5 as commercial property by the local assessor under
6 chapters 427, 427A, 427B, 428, and 441, proceed to find
7 the actual value of the property of these companies
8 in this state that is used by the companies in the
9 transaction of telegraph and telephone business, taking
10 into consideration the information obtained from the
11 statements required, and any further information the
12 director can obtain, using the same as a means for
13 determining the actual ~~cash~~ value of the property
14 of these companies within this state. The director
15 shall also take into consideration the valuation of
16 all property of these companies, including franchises
17 and the use of the property in connection with lines
18 outside the state, and making these deductions as may
19 be necessary on account of extra value of property
20 outside the state as compared with the value of
21 property in the state, in order that the actual ~~cash~~
22 value of the property of the company within this state
23 may be ascertained. ~~The assessment shall include~~
24 ~~all property of every kind and character whatsoever,~~
25 ~~real, personal, or mixed, used by the companies in the~~
26 ~~transaction of telegraph and telephone business; and~~
27 ~~the~~ The property so included in the assessment shall
28 not be taxed in any other manner than as provided in
29 this chapter.

30 Sec. 23. Section 441.21, subsection 5, Code 2013,
31 is amended to read as follows:

32 5. For valuations established as of January 1,
33 1979, commercial property and industrial property,
34 excluding properties referred to in section 427A.1,
35 subsection 8, shall be assessed as a percentage of
36 the actual value of each class of property. The
37 percentage shall be determined for each class of
38 property by the director of revenue for the state in
39 accordance with the provisions of this section. For
40 valuations established as of January 1, 1979, the
41 percentage shall be the quotient of the dividend and
42 divisor as defined in this section. The dividend
43 for each class of property shall be the total actual
44 valuation for each class of property established for
45 1978, plus six percent of the amount so determined.
46 The divisor for each class of property shall be the
47 valuation for each class of property established for
48 1978, as reported by the assessors on the abstracts
49 of assessment for 1978, plus the amount of value
50 added to the total actual value by the revaluation

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1 of existing properties in 1979 as equalized by the
2 director of revenue pursuant to section 441.49. For
3 valuations established as of January 1, 1979, property
4 valued by the department of revenue pursuant to
5 chapters 428, ~~433~~, 437, and 438 shall be considered
6 as one class of property and shall be assessed as a
7 percentage of its actual value. The percentage shall
8 be determined by the director of revenue in accordance
9 with the provisions of this section. For valuations
10 established as of January 1, 1979, the percentage
11 shall be the quotient of the dividend and divisor as
12 defined in this section. The dividend shall be the
13 total actual valuation established for 1978 by the
14 department of revenue, plus ten percent of the amount
15 so determined. The divisor for property valued by
16 the department of revenue pursuant to chapters 428,
17 ~~433~~, 437, and 438 shall be the valuation established
18 for 1978, plus the amount of value added to the total
19 actual value by the revaluation of the property by
20 the department of revenue as of January 1, 1979.
21 For valuations established as of January 1, 1980,
22 commercial property and industrial property, excluding
23 properties referred to in section 427A.1, subsection
24 8, shall be assessed at a percentage of the actual
25 value of each class of property. The percentage
26 shall be determined for each class of property by
27 the director of revenue for the state in accordance
28 with the provisions of this section. For valuations
29 established as of January 1, 1980, the percentage
30 shall be the quotient of the dividend and divisor as
31 defined in this section. The dividend for each class
32 of property shall be the dividend as determined for
33 each class of property for valuations established as
34 of January 1, 1979, adjusted by the product obtained
35 by multiplying the percentage determined for that year
36 by the amount of any additions or deletions to actual
37 value, excluding those resulting from the revaluation
38 of existing properties, as reported by the assessors
39 on the abstracts of assessment for 1979, plus four
40 percent of the amount so determined. The divisor
41 for each class of property shall be the total actual
42 value of all such property in 1979, as equalized by
43 the director of revenue pursuant to section 441.49,
44 plus the amount of value added to the total actual
45 value by the revaluation of existing properties in
46 1980. The director shall utilize information reported
47 on the abstracts of assessment submitted pursuant
48 to section 441.45 in determining such percentage.
49 For valuations established as of January 1, 1980,
50 property valued by the department of revenue pursuant

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1 to chapters 428, ~~433~~, 437, and 438 shall be assessed
2 at a percentage of its actual value. The percentage
3 shall be determined by the director of revenue in
4 accordance with the provisions of this section. For
5 valuations established as of January 1, 1980, the
6 percentage shall be the quotient of the dividend and
7 divisor as defined in this section. The dividend shall
8 be the total actual valuation established for 1979 by
9 the department of revenue, plus eight percent of the
10 amount so determined. The divisor for property valued
11 by the department of revenue pursuant to chapters 428,
12 ~~433~~, 437, and 438 shall be the valuation established
13 for 1979, plus the amount of value added to the total
14 actual value by the revaluation of the property by
15 the department of revenue as of January 1, 1980. For
16 valuations established as of January 1, 1981, and
17 each year thereafter, the percentage of actual value
18 as equalized by the director of revenue as provided
19 in section 441.49 at which commercial property and
20 industrial property, excluding properties referred to
21 in section 427A.1, subsection 8, shall be assessed
22 shall be calculated in accordance with the methods
23 provided herein, except that any references to six
24 percent in this subsection shall be four percent. For
25 valuations established as of January 1, 1981, and
26 each year thereafter, the percentage of actual value
27 at which property valued by the department of revenue
28 pursuant to chapters 428, ~~433~~, 437, and 438 shall be
29 assessed shall be calculated in accordance with the
30 methods provided herein, except that any references to
31 ten percent in this subsection shall be eight percent.
32 For valuations established on or after January 1, 2013,
33 property valued by the department of revenue pursuant
34 to chapter 433 shall be assessed at a percentage of
35 its actual value. For valuations established for
36 the assessment year beginning January 1, 2013, the
37 percentage of actual value at which property valued by
38 the department of revenue pursuant to chapter 433 shall
39 be assessed shall be eighty percent. For valuations
40 established for the assessment year beginning January
41 1, 2014, and each year thereafter, the percentage of
42 actual value at which property valued by the department
43 of revenue pursuant to chapter 433 shall be assessed
44 shall be sixty percent. Beginning with valuations
45 established as of January 1, 1979, and each year
46 thereafter, property valued by the department of
47 revenue pursuant to chapter 434 shall also be assessed
48 at a percentage of its actual value which percentage
49 shall be equal to the percentage determined by the
50 director of revenue for commercial property, industrial

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1 property, or property valued by the department of
2 revenue pursuant to chapters 428, ~~433~~, 437, and 438,
3 whichever is lowest.

4 Sec. 24. Section 441.21, subsections 9 and 10, Code
5 2013, are amended to read as follows:

6 9. Not later than November 1, 1979, and November
7 1 of each subsequent year, the director shall certify
8 to the county auditor of each county the percentages
9 of actual value at which residential property,
10 agricultural property, commercial property, industrial
11 property, property valued by the department of
12 revenue under chapter 433, and property valued by
13 the department of revenue pursuant to chapters 428,
14 ~~433~~, 434, 437, and 438 in each assessing jurisdiction
15 in the county shall be assessed for taxation. The
16 county auditor shall proceed to determine the assessed
17 values of agricultural property, residential property,
18 commercial property, industrial property, property
19 valued by the department of revenue under chapter
20 433, and property valued by the department of revenue
21 pursuant to chapters 428, ~~433~~, 434, 437, and 438 by
22 applying such percentages to the current actual value
23 of such property, as reported to the county auditor by
24 the assessor, and the assessed values so determined
25 shall be the taxable values of such properties upon
26 which the levy shall be made.

27 10. The percentage of actual value computed by
28 the director for agricultural property, residential
29 property, commercial property, industrial property,
30 property valued by the department of revenue under
31 chapter 433, and property valued by the department of
32 revenue pursuant to chapters 428, ~~433~~, 434, 437, and
33 438 and used to determine assessed values of those
34 classes of property does not constitute a rule as
35 defined in section 17A.2, subsection 11.

36 Sec. 25. Section 476.1D, subsection 10, Code 2013,
37 is amended by striking the subsection.

38 Sec. 26. EFFECTIVE DATE. The sections of this
39 division of this Act amending section 441.21, being
40 deemed of immediate importance, take effect upon
41 enactment.

42 Sec. 27. APPLICABILITY.

43 1. Except as provided in subsection 2, this
44 division of this Act applies to assessment years
45 beginning on or after January 1, 2014.

46 2. The sections of this division of this Act
47 amending section 441.21 apply retroactively to
48 assessment years beginning on or after January 1,
49 2013.>

50 2. Title page, by striking lines 1 through 4 and

Page 19

1 inserting <An Act relating to state and local finances
 2 by establishing and modifying property assessment
 3 limitations, providing for commercial and industrial
 4 property tax replacement payments, increasing
 5 the regular program foundation base percentage,
 6 providing for the taxation of multiresidential
 7 property, modifying provisions for the taxation
 8 of telecommunications company property, making
 9 appropriations, and including effective date,
 10 retroactive applicability, and other applicability
 11 provisions.>

SANDS of Louisa

H-1309

1 Amend the amendment, H-1308, to Senate File 295, as
 2 passed by the Senate, as follows:

3 1. Page 18, after line 49 by inserting:

4 <DIVISION ____
 5 TAXPAYERS TRUST FUND

6 Sec. ____ Section 8.54, subsection 5, Code 2013, is
 7 amended by striking the subsection.

8 Sec. ____ Section 8.55, subsection 2, Code 2013, is
 9 amended to read as follows:

10 2. The maximum balance of the fund is the amount
 11 equal to two and one-half percent of the adjusted
 12 revenue estimate for the fiscal year. If the amount of
 13 moneys in the Iowa economic emergency fund is equal to
 14 the maximum balance, moneys in excess of this amount
 15 shall be distributed as follows:

16 a. ~~The first sixty million dollars of the~~
 17 ~~difference between the actual net revenue for the~~
 18 ~~general fund of the state for the fiscal year and the~~
 19 ~~adjusted revenue estimate for the fiscal year shall be~~
 20 transferred to the taxpayers trust fund.

21 b. ~~The remainder of the excess, if any, shall be~~
 22 ~~transferred to the general fund of the state.~~

23 Sec. ____ Section 8.57E, subsection 2, Code 2013,
 24 is amended to read as follows:

25 2. Moneys in the taxpayers trust fund shall only
 26 be used pursuant to appropriations or transfers made
 27 by the general assembly for tax relief. During each
 28 fiscal year beginning on or after July 1, 2014, in
 29 which the balance of the taxpayers trust fund equals or
 30 exceeds thirty million dollars, there is transferred
 31 from the taxpayers trust fund to the Iowa taxpayers
 32 trust fund tax credit fund created in section 422.11E,
 33 the entire balance of the taxpayers trust fund to be
 34 used for the Iowa taxpayers trust fund tax credit in

35 accordance with section 422.11E, subsection 5.

36 Sec. ____ Section 8.58, Code 2013, is amended to
37 read as follows:

38 8.58 Exemption from automatic application.

39 1. ~~To the extent that moneys appropriated under~~
40 ~~section 8.57 do not result in moneys being credited~~
41 ~~to the general fund under section 8.55, subsection 2,~~
42 ~~moneys~~ Moneys appropriated under in section 8.57 and
43 moneys contained in the cash reserve fund, rebuild
44 Iowa infrastructure fund, environment first fund, Iowa
45 economic emergency fund, and taxpayers trust fund shall
46 not be considered in the application of any formula,
47 index, or other statutory triggering mechanism which
48 would affect appropriations, payments, or taxation
49 rates, contrary provisions of the Code notwithstanding.

50 2. ~~To the extent that moneys appropriated under~~

Page 2

1 ~~section 8.57 do not result in moneys being credited~~
2 ~~to the general fund under section 8.55, subsection 2,~~
3 ~~moneys~~ Moneys appropriated under in section 8.57 an
4 moneys contained in the cash reserve fund, rebuild
5 Iowa infrastructure fund, environment first fund, Iowa
6 economic emergency fund, and taxpayers trust fund shall
7 not be considered by an arbitrator or in negotiations
8 under chapter 20.

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

12 Sec. ____ RETROACTIVE APPLICABILITY. This division
13 of this Act applies retroactively to July 1, 2012, to
14 moneys attributed to fiscal years beginning on or after
15 July 1, 2012.

16 DIVISION ____

17 IOWA TAXPAYERS TRUST FUND TAX CREDIT

18 Sec. ____ TAXPAYERS TRUST FUND — IOWA TAXPAYERS
19 TRUST FUND TAX CREDIT TRANSFER. During the fiscal
20 year beginning July 1, 2013, there is transferred from
21 the taxpayers trust fund created in section 8.57E to
22 the Iowa taxpayers trust fund tax credit fund created
23 in section 422.11E, an amount equal to the sum of
24 the balance of the taxpayers trust fund as determined
25 after the close of the fiscal year beginning July 1,
26 2012, and ending June 30, 2013, including the amount
27 transferred for that fiscal year to the taxpayers trust
28 fund from the Iowa economic emergency fund created
29 in section 8.55 in the fiscal year beginning July 1,
30 2013, and ending June 30, 2014, to be used for the Iowa
31 taxpayers trust fund tax credit in accordance with
32 section 422.11E, subsection 5.

33 Sec. ____ Section 257.21, unnumbered paragraph 2,

34 Code 2013, is amended to read as follows:

35 The instructional support income surtax shall be
36 imposed on the state individual income tax for the
37 calendar year during which the school's budget year
38 begins, or for a taxpayer's fiscal year ending during
39 the second half of that calendar year and after the
40 date the board adopts a resolution to participate
41 in the program or the first half of the succeeding
42 calendar year, and shall be imposed on all individuals
43 residing in the school district on the last day of
44 the applicable tax year. As used in this section,
45 "state individual income tax" means the taxes computed
46 under section 422.5, less the amounts of nonrefundable
47 credits allowed under chapter 422, division II, except
48 for the Iowa taxpayers trust fund tax credit allowed
49 under section 422.11E.
50 Sec. ____ NEW SECTION. 422.11E Iowa taxpayers

Page 3

1 trust fund tax credit.

2 1. For purposes of this section, unless the context
3 otherwise requires:

4 a. "Eligible individual" means, with respect to
5 a tax year, an individual who makes and files an
6 individual income tax return pursuant to section
7 422.13. "Eligible individual" does not include
8 an estate or trust, or an individual for whom an
9 individual income tax return was not timely filed,
10 including extensions.

11 b. "Unclaimed tax credit" means, with respect to
12 a tax year, the aggregate amount by which the Iowa
13 taxpayers trust fund tax credits that were eligible to
14 be claimed by eligible individuals, if any, exceeds the
15 Iowa taxpayers trust fund tax credits actually claimed
16 by eligible individuals, if any.

17 2. The taxes imposed under this division, less the
18 credits allowed under this division except the credits
19 for withheld tax and estimated tax paid in section
20 422.16, shall be reduced by an Iowa taxpayers trust
21 fund tax credit to an eligible individual for the tax
22 year beginning January 1 immediately preceding July 1
23 of any fiscal year during which a transfer, if any, is
24 made from the taxpayers trust fund in section 8.57E to
25 the Iowa taxpayers trust fund tax credit fund created
26 in this section.

27 3. The credit shall be equal to the quotient of
28 the amount transferred to the Iowa taxpayers trust
29 fund tax credit fund in the applicable fiscal year,
30 divided by the number of eligible individuals for the
31 tax year immediately preceding the tax year for which
32 the credit in this section is allowed, as determined

33 by the director of revenue in accordance with this
34 section, rounded down to the nearest whole dollar. The
35 department of revenue shall draft the income tax form
36 for any tax year in which a credit will be allowed
37 under this section to provide the information and space
38 necessary for eligible individuals to claim the credit.

39 4. Any credit in excess of the taxpayer's liability
40 for the tax year is not refundable and shall not be
41 credited to the tax liability for any following year
42 or carried back to a tax year prior to the tax year in
43 which the taxpayer claims the credit.

44 5. a. There is established within the state
45 treasury under the control of the department an Iowa
46 taxpayers trust fund tax credit fund consisting of any
47 moneys transferred by the general assembly by law from
48 the taxpayers trust fund created in section 8.57E for
49 purposes of the credit provided in this section. For
50 the fiscal year beginning July 1, 2013, and for each

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1 fiscal year thereafter, the department shall transfer
2 from the Iowa taxpayers trust fund tax credit fund
3 to the general fund of the state, the lesser of the
4 balance of the Iowa taxpayers trust fund tax credit
5 fund or an amount of money equal to the Iowa taxpayers
6 trust fund tax credits claimed in that fiscal year, if
7 any. Any moneys in the Iowa taxpayers trust fund tax
8 credit fund which represent unclaimed tax credits shall
9 immediately revert to the taxpayers trust fund created
10 in section 8.57E. Interest or earnings on moneys in
11 the Iowa taxpayers trust fund tax credit fund shall be
12 credited to the taxpayers trust fund created in section
13 8.57E.

14 b. The moneys transferred to the general fund of
15 the state in accordance with this subsection shall not
16 be considered new revenues for purposes of the state
17 general fund expenditure limitation under section 8.54
18 but instead as replacement of a like amount included in
19 the expenditure limitation for the fiscal year in which
20 the transfer is made.

21 Sec. ____ Section 422D.2, Code 2013, is amended to
22 read as follows:

23 422D.2 Local income surtax.

24 A county may impose by ordinance a local income
25 surtax as provided in section 422D.1 at the rate set
26 by the board of supervisors, of up to one percent,
27 on the state individual income tax of each individual
28 residing in the county at the end of the individual's
29 applicable tax year. However, the cumulative total of
30 the percents of income surtax imposed on any taxpayer
31 in the county shall not exceed twenty percent. The

32 reason for imposing the surtax and the amount needed
 33 shall be set out in the ordinance. The surtax rate
 34 shall be set to raise only the amount needed. For
 35 purposes of this section, "state individual income tax"
 36 means the tax computed under section 422.5, less the
 37 amounts of nonrefundable credits allowed under chapter
 38 422, division II, except for the Iowa taxpayers trust
 39 fund tax credit allowed under section 422.11E.

40 Sec. ____ EFFECTIVE UPON ENACTMENT. This division
 41 of this Act, being deemed of immediate importance,
 42 takes effect upon enactment.

43 Sec. ____ RETROACTIVE APPLICABILITY. This division
 44 of this Act applies retroactively to January 1, 2013,
 45 for tax years beginning on or after that date.>

46 2. Page 19, line 8, after <property,> by inserting
 47 <modifying provisions relating to the taxpayers trust
 48 fund, providing a taxpayers trust fund tax credit,>

49 3. By renumbering, redesignating, and correcting
 50 internal references as necessary.

COWNIE of Polk

H-1310

1 Amend Senate File 386, as passed by the Senate, as
 2 follows:

3 1. Page 4, after line 23 by inserting:

4 <Sec. ____ Section 321.453, Code 2013, is amended
 5 to read as follows:

6 321.453 Exceptions.

7 The provisions of this chapter governing size,
 8 weight, and load, and the permit requirements
 9 of chapter 321E do not apply to ~~fire~~ any of the
 10 following:>

11 1. Fire apparatus; road.>

12 2. Road maintenance equipment owned by, or under
 13 lease to, a state or local authority, or use it
 14 the performance of a contract with any a state or
 15 local authority; or to implements. Upon application
 16 by the owner of road maintenance equipment used in
 17 the performance of a contract with a state or local
 18 authority or a private entity, the department may waive
 19 a provision of this chapter governing size, weight,
 20 or load or a permit requirement of chapter 321E to
 21 allow operation of the road maintenance equipment
 22 for purposes not related to the performance of the
 23 contract.>

24 3. Implements of husbandry moved or moving upon a
 25 highway, except for those implements of husbandry moved
 26 or moving on any portion of the interstate and except
 27 as provided in sections 321.463, 321.471, and 321.474.
 28 A vehicle, carrying an implement of husbandry, which

29 is exempted from the permit requirements under this
30 section shall be equipped with an amber flashing light
31 visible from the rear. If the amber flashing light
32 is obstructed by the loaded implement, the loaded
33 implement shall also be equipped with and display
34 an amber flashing light. The vehicle shall also be
35 equipped with warning flags on that portion of the
36 vehicle which protrudes into oncoming traffic, and
37 shall only operate from thirty minutes prior to sunrise
38 to thirty minutes following sunset.>

39 2. Title page, line 7, after <operators,>
40 by inserting <the operation of road maintenance
41 equipment,>

42 3. By renumbering as necessary.

J. SMITH of Dickinson

H-1311

1 Amend Senate File 295, as passed by the Senate, as
2 follows:

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

5 <DIVISION I

6 PROPERTY ASSESSMENT LIMITATION AND REPLACEMENT

7 Section 1. Section 257.3, subsection 1, Code 2013,
8 is amended by adding the following new paragraph:

9 NEW PARAGRAPH. d. The amount paid to each school
10 district for the commercial and industrial property
11 tax replacement claim under section 441.21A shall be
12 regarded as property tax. The portion of the payment
13 which is foundation property tax shall be determined by
14 applying the foundation property tax rate to the amount
15 computed under section 441.21A, subsection 4, paragraph
16 "a", and such amount shall be prorated pursuant to
17 section 441.21A, subsection 2, if applicable.

18 Sec. 2. Section 331.512, Code 2013, is amended by
19 adding the following new subsection:

20 NEW SUBSECTION. 13A. Carry out duties relating
21 to the calculation and payment of commercial and
22 industrial property tax replacement claims under
23 section 441.21A.

24 Sec. 3. Section 331.559, Code 2013, is amended by
25 adding the following new subsection:

26 NEW SUBSECTION. 25A. Carry out duties relating
27 to the calculation and payment of commercial and
28 industrial property tax replacement claims under
29 section 441.21A.

30 Sec. 4. Section 441.21, subsection 4, Code 2013, is
31 amended to read as follows:

32 4. For valuations established as of January
33 1, 1979, the percentage of actual value at which

34 agricultural and residential property shall be assessed
35 shall be the quotient of the dividend and divisor as
36 defined in this section. The dividend for each class
37 of property shall be the dividend as determined for
38 each class of property for valuations established as
39 of January 1, 1978, adjusted by the product obtained
40 by multiplying the percentage determined for that year
41 by the amount of any additions or deletions to actual
42 value, excluding those resulting from the revaluation
43 of existing properties, as reported by the assessors
44 on the abstracts of assessment for 1978, plus six
45 percent of the amount so determined. However, if the
46 difference between the dividend so determined for
47 either class of property and the dividend for that
48 class of property for valuations established as of
49 January 1, 1978, adjusted by the product obtained by
50 multiplying the percentage determined for that year

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1 by the amount of any additions or deletions to actual
2 value, excluding those resulting from the revaluation
3 of existing properties, as reported by the assessors
4 on the abstracts of assessment for 1978, is less than
5 six percent, the 1979 dividend for the other class of
6 property shall be the dividend as determined for that
7 class of property for valuations established as of
8 January 1, 1978, adjusted by the product obtained by
9 multiplying the percentage determined for that year
10 by the amount of any additions or deletions to actual
11 value, excluding those resulting from the revaluation
12 of existing properties, as reported by the assessors on
13 the abstracts of assessment for 1978, plus a percentage
14 of the amount so determined which is equal to the
15 percentage by which the dividend as determined for the
16 other class of property for valuations established as
17 of January 1, 1978, adjusted by the product obtained
18 by multiplying the percentage determined for that year
19 by the amount of any additions or deletions to actual
20 value, excluding those resulting from the revaluation
21 of existing properties, as reported by the assessors
22 on the abstracts of assessment for 1978, is increased
23 in arriving at the 1979 dividend for the other class
24 of property. The divisor for each class of property
25 shall be the total actual value of all such property
26 in the state in the preceding year, as reported by the
27 assessors on the abstracts of assessment submitted
28 for 1978, plus the amount of value added to said
29 total actual value by the revaluation of existing
30 properties in 1979 as equalized by the director of
31 revenue pursuant to section 441.49. The director shall
32 utilize information reported on abstracts of assessment

33 submitted pursuant to section 441.45 in determining
34 such percentage. For valuations established as of
35 January 1, 1980, and each assessment year thereafter
36 beginning before January 1, 2013, the percentage of
37 actual value as equalized by the director of revenue
38 as provided in section 441.49 at which agricultural
39 and residential property shall be assessed shall be
40 calculated in accordance with the methods provided
41 herein including the limitation of increases in
42 agricultural and residential assessed values to the
43 percentage increase of the other class of property if
44 the other class increases less than the allowable limit
45 adjusted to include the applicable and current values
46 as equalized by the director of revenue, except that
47 any references to six percent in this subsection shall
48 be four percent. For valuations established as of
49 January 1, 2013, and each assessment year thereafter,
50 the percentage of actual value as equalized by the

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1 director of revenue as provided in section 441.49 at
2 which agricultural and residential property shall be
3 assessed shall be calculated in accordance with the
4 methods provided in this subsection, except that any
5 references to six percent in this subsection shall
6 be two percent, and including, for assessment years
7 beginning on or after January 1, 2013, but before
8 January 1, 2017, the limitation of increases in
9 agricultural and residential assessed values to the
10 percentage increase of the other class of property if
11 the other class increases less than the allowable limit
12 adjusted to include the applicable and current values
13 as equalized by the director of revenue, and including,
14 for assessment years beginning on or after January 1,
15 2017, the limitation in subsection 5A.

16 Sec. 5. Section 441.21, subsection 5, Code 2013, is
17 amended to read as follows:

18 5. a. For valuations established as of January
19 1, 1979, commercial property and industrial property,
20 excluding properties referred to in section 427A.1,
21 subsection 8, shall be assessed as a percentage of
22 the actual value of each class of property. The
23 percentage shall be determined for each class of
24 property by the director of revenue for the state in
25 accordance with the provisions of this section. For
26 valuations established as of January 1, 1979, the
27 percentage shall be the quotient of the dividend and
28 divisor as defined in this section. The dividend
29 for each class of property shall be the total actual
30 valuation for each class of property established for
31 1978, plus six percent of the amount so determined.

32 The divisor for each class of property shall be the
33 valuation for each class of property established for
34 1978, as reported by the assessors on the abstracts of
35 assessment for 1978, plus the amount of value added to
36 the total actual value by the revaluation of existing
37 properties in 1979 as equalized by the director of
38 revenue pursuant to section 441.49. For valuations
39 established as of January 1, 1979, property valued by
40 the department of revenue pursuant to chapters 428,
41 433, 437, and 438 shall be considered as one class
42 of property and shall be assessed as a percentage of
43 its actual value. The percentage shall be determined
44 by the director of revenue in accordance with the
45 provisions of this section. For valuations established
46 as of January 1, 1979, the percentage shall be the
47 quotient of the dividend and divisor as defined in
48 this section. The dividend shall be the total actual
49 valuation established for 1978 by the department of
50 revenue, plus ten percent of the amount so determined.

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1 The divisor for property valued by the department of
2 revenue pursuant to chapters 428, 433, 437, and 438
3 shall be the valuation established for 1978, plus
4 the amount of value added to the total actual value
5 by the revaluation of the property by the department
6 of revenue as of January 1, 1979. For valuations
7 established as of January 1, 1980, commercial property
8 and industrial property, excluding properties referred
9 to in section 427A.1, subsection 8, shall be assessed
10 at a percentage of the actual value of each class of
11 property. The percentage shall be determined for
12 each class of property by the director of revenue for
13 the state in accordance with the provisions of this
14 section. For valuations established as of January
15 1, 1980, the percentage shall be the quotient of
16 the dividend and divisor as defined in this section.
17 The dividend for each class of property shall be the
18 dividend as determined for each class of property for
19 valuations established as of January 1, 1979, adjusted
20 by the product obtained by multiplying the percentage
21 determined for that year by the amount of any
22 additions or deletions to actual value, excluding those
23 resulting from the revaluation of existing properties,
24 as reported by the assessors on the abstracts of
25 assessment for 1979, plus four percent of the amount
26 so determined. The divisor for each class of property
27 shall be the total actual value of all such property in
28 1979, as equalized by the director of revenue pursuant
29 to section 441.49, plus the amount of value added to
30 the total actual value by the revaluation of existing

31 properties in 1980. The director shall utilize
32 information reported on the abstracts of assessment
33 submitted pursuant to section 441.45 in determining
34 such percentage. For valuations established as of
35 January 1, 1980, property valued by the department
36 of revenue pursuant to chapters 428, 433, 437, and
37 438 shall be assessed at a percentage of its actual
38 value. The percentage shall be determined by the
39 director of revenue in accordance with the provisions
40 of this section. For valuations established as of
41 January 1, 1980, the percentage shall be the quotient
42 of the dividend and divisor as defined in this section.
43 The dividend shall be the total actual valuation
44 established for 1979 by the department of revenue,
45 plus eight percent of the amount so determined. The
46 divisor for property valued by the department of
47 revenue pursuant to chapters 428, 433, 437, and 438
48 shall be the valuation established for 1979, plus
49 the amount of value added to the total actual value
50 by the revaluation of the property by the department

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1 of revenue as of January 1, 1980. For valuations
2 established as of January 1, 1981, and each assessment
3 year thereafter beginning before January 1, 2013, the
4 percentage of actual value as equalized by the director
5 of revenue as provided in section 441.49 at which
6 commercial property and industrial property, excluding
7 properties referred to in section 427A.1, subsection
8 8, shall be assessed shall be calculated in accordance
9 with the methods provided herein, except that any
10 references to six percent in this subsection shall be
11 four percent. For valuations established as of January
12 1, 1981, and each year thereafter, the percentage of
13 actual value at which property valued by the department
14 of revenue pursuant to chapters 428, 433, 437, and 438
15 shall be assessed shall be calculated in accordance
16 with the methods provided herein, except that any
17 references to ten percent in this subsection shall be
18 eight percent. Beginning with valuations established
19 as of January 1, 1979, and each assessment year
20 thereafter beginning before January 1, 2013, property
21 valued by the department of revenue pursuant to chapter
22 434 shall also be assessed at a percentage of its
23 actual value which percentage shall be equal to the
24 percentage determined by the director of revenue for
25 commercial property, industrial property, or property
26 valued by the department of revenue pursuant to
27 chapters 428, 433, 437, and 438, whichever is lowest.
28 For valuations established on or after January 1, 2013,
29 but before January 1, 2017, commercial property and

30 industrial property shall be assessed as provided in
31 paragraphs "b" and "c", as applicable. For valuations
32 established as of January 1, 2017, and each assessment
33 year thereafter, the percentage of actual value as
34 equalized by the director of revenue as provided in
35 section 441.49 at which commercial property, excluding
36 properties referred to in section 427A.1, subsection
37 8, shall be assessed shall be calculated in accordance
38 with the methods provided in this subsection, including
39 the limitation in subsection 5A, except that any
40 references to six percent in this subsection shall be
41 two percent. For valuations established on or after
42 January 1, 2017, industrial property shall be assessed
43 at a percentage of its actual value equal to the
44 percentage of actual value at which property assessed
45 as commercial property is assessed for the same
46 assessment year following application of the limitation
47 in subsection 5A, if applicable. For valuations
48 established on or after January 1, 2013, property
49 valued by the department of revenue pursuant to chapter
50 434 shall be assessed at a percentage of its actual

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1 value equal to the percentage of actual value at which
2 property assessed as commercial property is assessed
3 for the same assessment year following application of
4 the limitation in subsection 5A, if applicable.
5 b. For valuations established on or after January
6 1, 2013, but before January 1, 2017, commercial
7 property, excluding properties referred to in section
8 427A.1, subsection 8, shall be assessed at a percentage
9 of its actual value, as determined in this paragraph
10 "b". For valuations established for the assessment
11 year beginning January 1, 2013, the percentage of
12 actual value as equalized by the director of revenue
13 as provided in section 441.49 at which commercial
14 property shall be assessed shall be ninety-five
15 percent. For valuations established for the assessment
16 year beginning January 1, 2014, the percentage of
17 actual value as equalized by the director of revenue
18 as provided in section 441.49 at which commercial
19 property shall be assessed shall be ninety percent.
20 For valuations established for the assessment year
21 beginning January 1, 2015, the percentage of actual
22 value as equalized by the director of revenue as
23 provided in section 441.49 at which commercial property
24 shall be assessed shall be eighty-five percent.
25 For valuations established for the assessment year
26 beginning January 1, 2016, the percentage of actual
27 value as equalized by the director of revenue as
28 provided in section 441.49 at which commercial property

29 shall be assessed shall be eighty percent.
30 c. For valuations established on or after January
31 1, 2013, but before January 1, 2017, industrial
32 property, excluding properties referred to in section
33 427A.1, subsection 8, shall be assessed at a percentage
34 of its actual value, as determined in this paragraph
35 "c". For valuations established for the assessment
36 year beginning January 1, 2013, the percentage of
37 actual value as equalized by the director of revenue
38 as provided in section 441.49 at which industrial
39 property shall be assessed shall be ninety-five
40 percent. For valuations established for the assessment
41 year beginning January 1, 2014, the percentage of
42 actual value as equalized by the director of revenue
43 as provided in section 441.49 at which industrial
44 property shall be assessed shall be ninety percent.
45 For valuations established for the assessment year
46 beginning January 1, 2015, the percentage of actual
47 value as equalized by the director of revenue as
48 provided in section 441.49 at which industrial property
49 shall be assessed shall be eighty-five percent.
50 For valuations established for the assessment year

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1 beginning January 1, 2016, the percentage of actual
2 value as equalized by the director of revenue as
3 provided in section 441.49 at which industrial property
4 shall be assessed shall be eighty percent.
5 Sec. 6. Section 441.21, Code 2013, is amended by
6 adding the following new subsection:
7 NEW SUBSECTION. 5A. In addition to the limitation
8 of increases for agricultural and residential property
9 applicable under subsection 4 and the limitation
10 of increase for commercial property applicable
11 under subsection 5, for valuations established for
12 the assessment year beginning January 1, 2017, and
13 each assessment year thereafter, for residential,
14 agricultural, and commercial property, the assessed
15 value of each of these three classes of property shall
16 be limited to the percentage increase of that class of
17 property that is the lowest percentage increase under
18 the allowable limit adjusted to include the applicable
19 and current values as equalized by the director of
20 revenue.
21 Sec. 7. NEW SECTION. 441.21A Commercial and
22 industrial property tax replacement — replacement
23 claims.
24 1. a. For each fiscal year beginning on or after
25 July 1, 2014, there is appropriated from the general
26 fund of the state to the department of revenue an
27 amount necessary for the payment of all commercial

28 and industrial property tax replacement claims under
29 this section for the fiscal year. However, for a
30 fiscal year beginning on or after July 1, 2018, the
31 total amount of moneys appropriated from the general
32 fund of the state to the department of revenue for
33 the payment of commercial and industrial property tax
34 replacement claims in that fiscal year shall not exceed
35 the total amount of money that was necessary to pay
36 all commercial and industrial property tax replacement
37 claims for the fiscal year beginning July 1, 2017.

38 b. Moneys appropriated by the general assembly to
39 the department under this subsection for the payment
40 of commercial and industrial property tax replacement
41 claims are not subject to a uniform reduction in
42 appropriations in accordance with section 8.31.

43 2. Beginning with the fiscal year beginning
44 July 1, 2014, each county treasurer shall be paid
45 by the department of revenue an amount equal to the
46 amount of the commercial and industrial property tax
47 replacement claims in the county, as calculated in
48 subsection 4. For fiscal years beginning on or after
49 July 1, 2018, if an amount appropriated for a fiscal
50 year is insufficient to pay all replacement claims,

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1 the director of revenue shall prorate the payment of
2 replacement claims to the county treasurers and shall
3 notify the county auditors of the pro rata percentage
4 on or before September 30.

5 3. On or before July 1 of each fiscal year
6 beginning on or after July 1, 2014, the assessor shall
7 report to the county auditor the total actual value of
8 all commercial property and industrial property in the
9 county for the assessment year used to calculate the
10 taxes due and payable in that fiscal year.

11 4. On or before a date established by rule of the
12 department of revenue of each fiscal year beginning on
13 or after July 1, 2014, the county auditor shall prepare
14 a statement, based upon the report received pursuant
15 to subsection 3, listing for each taxing district in
16 the county:

17 a. The difference between the assessed valuation
18 of all commercial property and industrial property for
19 the assessment year used to calculate taxes which are
20 due and payable in the applicable fiscal year and the
21 actual value of all commercial property and industrial
22 property for the same assessment year. If the
23 difference between the assessed value of all commercial
24 property and industrial property and the actual
25 valuation of all commercial property and industrial
26 property is zero, there is no tax replacement for that

27 taxing district for the fiscal year.

28 b. The tax levy rate per one thousand dollars of
29 assessed value for each taxing district for that fiscal
30 year.

31 c. The commercial and industrial property tax
32 replacement claim for each taxing district. The
33 replacement claim is equal to the amount determined
34 pursuant to paragraph "a", multiplied by the tax rate
35 specified in paragraph "b", and then divided by one
36 thousand dollars.

37 5. For purposes of computing replacement amounts
38 under this section, that portion of an urban renewal
39 area defined as the sum of the assessed valuations
40 defined in section 403.19, subsections 1 and 2, shall
41 be considered a taxing district.

42 6. a. The county auditor shall certify and forward
43 one copy of the statement to the department of revenue
44 not later than a date of each year established by the
45 department of revenue by rule.

46 b. The replacement claims shall be paid to each
47 county treasurer in equal installments in September
48 and March of each year. The county treasurer shall
49 apportion the replacement claim payments among the
50 eligible taxing districts in the county.

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1 c. If the taxing district is an urban renewal
2 area, the amount of the replacement claim shall be
3 apportioned and credited to those portions of the
4 assessed value defined in section 403.19, subsections
5 1 and 2, as follows:

6 (1) To that portion defined in section 403.19,
7 subsection 1, an amount of the replacement claim that
8 is proportionate to the amount of actual value of the
9 commercial and industrial property in the urban renewal
10 area as determined in section 403.19, subsection 1,
11 that was subtracted pursuant to section 403.20, as
12 it bears to the total amount of actual value of the
13 commercial and industrial property in the urban renewal
14 area that was subtracted pursuant to section 403.20 for
15 the assessment year for property taxes due and payable
16 in the fiscal year for which the replacement claim is
17 computed.

18 (2) To that portion defined in section 403.19,
19 subsection 2, the remaining amount, if any.

20 d. Notwithstanding the allocation provisions of
21 paragraph "c", the amount of the tax replacement amount
22 that shall be allocated to that portion of the assessed
23 value defined in section 403.19, subsection 2, shall
24 not exceed the amount equal to the amount certified to
25 the county auditor under section 403.19 for the fiscal

26 year in which the claim is paid, after deduction of
 27 the amount of other revenues committed for payment
 28 on that amount for the fiscal year. The amount not
 29 allocated to that portion of the assessed value defined
 30 in section 403.19, subsection 2, as a result of the
 31 operation of this paragraph, shall be allocated to that
 32 portion of assessed value defined in section 403.19,
 33 subsection 1.

34 e. The amount of the replacement claim amount
 35 credited to the portion of the assessed value defined
 36 in section 403.19, subsection 1, shall be allocated
 37 to and when received be paid into the fund for the
 38 respective taxing district as taxes by or for the
 39 taxing district into which all other property taxes
 40 are paid. The amount of the replacement claim amount
 41 credited to the portion of the assessed value defined
 42 in section 403.19, subsection 2, shall be allocated to
 43 and when collected be paid into the special fund of the
 44 municipality under section 403.19, subsection 2.

45 Sec. 8. SAVINGS PROVISION. This division of this
 46 Act, pursuant to section 4.13, does not affect the
 47 operation of, or prohibit the application of, prior
 48 provisions of section 441.21, or rules adopted under
 49 chapter 17A to administer prior provisions of section
 50 441.21, for assessment years beginning before January

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1 1, 2013, and for duties, powers, protests, appeals,
 2 proceedings, actions, or remedies attributable to an
 3 assessment year beginning before January 1, 2013.

4 Sec. 9. EFFECTIVE UPON ENACTMENT. This division of
 5 this Act, being deemed of immediate importance, takes
 6 effect upon enactment.

7 Sec. 10. RETROACTIVE APPLICABILITY. This division
 8 of this Act applies retroactively to January 1, 2013,
 9 for assessment years beginning on or after that date.

10 DIVISION II

11 SCHOOL DISTRICT FUNDING

12 Sec. 11. Section 257.1, subsection 2, paragraph b,
 13 Code 2013, is amended by striking the paragraph and
 14 inserting in lieu thereof the following:

15 b. (1) The regular program foundation base per
 16 pupil is the following:

17 (a) For the budget year commencing July 1,
 18 2012, and the budget year commencing July 1, 2013,
 19 the regular program foundation base per pupil is
 20 eighty-seven and five-tenths percent of the regular
 21 program state cost per pupil.

22 (b) For the budget year commencing July 1, 2014,
 23 the regular program foundation base per pupil is
 24 eighty-nine and three hundred seventy-five thousandths

25 percent of the regular program state cost per pupil.

26 (c) For the budget year commencing July 1, 2015,
27 the regular program foundation base per pupil is
28 ninety-one and twenty-five hundredths percent of the
29 regular program state cost per pupil.

30 (d) For the budget year commencing July 1, 2016,
31 the regular program foundation base per pupil is
32 ninety-three and one hundred twenty-five thousandths
33 percent of the regular program state cost per pupil.

34 (e) For the budget year commencing July 1, 2017,
35 and succeeding budget years, the regular program
36 foundation base per pupil is ninety-five percent of the
37 regular program state cost per pupil.

38 (2) For each budget year, the special education
39 support services foundation base is seventy-nine
40 percent of the special education support services state
41 cost per pupil. The combined foundation base is the
42 sum of the regular program foundation base, the special
43 education support services foundation base, the total
44 teacher salary supplement district cost, the total
45 professional development supplement district cost, the
46 total early intervention supplement district cost, the
47 total area education agency teacher salary supplement
48 district cost, and the total area education agency
49 professional development supplement district cost.

50 DIVISION III

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1 MULTIRESIDENTIAL PROPERTY CLASSIFICATION

2 Sec. 12. Section 404.2, subsection 2, paragraph f,
3 Code 2013, is amended to read as follows:

4 f. A statement specifying whether the
5 revitalization is applicable to none, some, or all of
6 the property assessed as residential, multiresidential,
7 agricultural, commercial, or industrial property
8 within the designated area or a combination thereof and
9 whether the revitalization is for rehabilitation and
10 additions to existing buildings or new construction or
11 both. If revitalization is made applicable only to
12 some property within an assessment classification, the
13 definition of that subset of eligible property must
14 be by uniform criteria which further some planning
15 objective identified in the plan. The city shall state
16 how long it is estimated that the area shall remain
17 a designated revitalization area which time shall
18 be longer than one year from the date of designation
19 and shall state any plan by the city to issue revenue
20 bonds for revitalization projects within the area. For
21 a county, a revitalization area shall include only
22 property which will be used as industrial property,
23 commercial property, ~~commercial property consisting of~~

24 ~~three or more separate living quarters with at least~~
 25 ~~seventy-five percent of the space used for residential~~
 26 ~~purposes, multiresidential property, or residential~~
 27 ~~property. However, a county shall not provide a tax~~
 28 ~~exemption under this chapter to commercial property,~~
 29 ~~commercial property consisting of three or more~~
 30 ~~separate living quarters with at least seventy-five~~
 31 ~~percent of the space used for residential purposes~~
 32 ~~multiresidential property, or residential property~~
 33 ~~which is located within the limits of a city.~~

34 Sec. 13. Section 404.3, subsection 4, Code 2013, is
 35 amended to read as follows:

36 4. All qualified real estate assessed as
 37 residential property ~~or assessed as commercial~~
 38 ~~property, if the commercial property consists of~~
 39 ~~three or more separate living quarters with at least~~
 40 ~~seventy-five percent of the space used for residential~~
 41 ~~purposes, or assessed as multiresidential property is~~
 42 eligible to receive a one hundred percent exemption
 43 from taxation on the actual value added by the
 44 improvements. The exemption is for a period of ten
 45 years.

46 Sec. 14. Section 441.21, subsection 8, paragraph b,
 47 Code 2013, is amended to read as follows:

48 b. Notwithstanding paragraph "a", any construction
 49 or installation of a solar energy system on property
 50 classified as agricultural, residential, commercial,

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1 multiresidential, or industrial property shall not
 2 increase the actual, assessed, and taxable values of
 3 the property for five full assessment years.

4 Sec. 15. Section 441.21, subsections 9 and 10, Code
 5 2013, are amended to read as follows:

6 9. Not later than November 1, 1979, and November
 7 1 of each subsequent year, the director shall
 8 certify to the county auditor of each county the
 9 percentages of actual value at which residential
 10 property, agricultural property, commercial property,
 11 industrial property, multiresidential property, and
 12 property valued by the department of revenue pursuant
 13 to chapters 428, 433, 434, 437, and 438 in each
 14 assessing jurisdiction in the county shall be assessed
 15 for taxation. The county auditor shall proceed
 16 to determine the assessed values of agricultural
 17 property, residential property, commercial property,
 18 industrial property, multiresidential property, and
 19 property valued by the department of revenue pursuant
 20 to chapters 428, 433, 434, 437, and 438 by applying
 21 such percentages to the current actual value of such
 22 property, as reported to the county auditor by the

23 assessor, and the assessed values so determined shall
24 be the taxable values of such properties upon which the
25 levy shall be made.

26 10. The percentage of actual value computed by
27 the director for agricultural property, residential
28 property, commercial property, industrial property,
29 multiresidential property, and property valued by the
30 department of revenue pursuant to chapters 428, 433,
31 434, 437, and 438 and used to determine assessed values
32 of those classes of property does not constitute a rule
33 as defined in section 17A.2, subsection 11.

34 Sec. 16. Section 441.21, Code 2013, is amended by
35 adding the following new subsection:

36 NEW SUBSECTION. 13. a. Beginning with valuations
37 established on or after January 1, 2014, mobile home
38 parks, manufactured home communities, land-leased
39 communities, assisted living facilities, and that
40 portion of a building that is used for human habitation
41 and a proportionate share of the land upon which
42 the building is situated, even if the use for human
43 habitation is not the primary use of the building, and
44 regardless of the number of dwelling units located
45 in the building, and not otherwise classified as
46 residential property, shall be valued as a separate
47 class of property known as multiresidential property
48 and, excluding properties referred to in section
49 427A.1, subsection 8, shall be assessed at a percentage
50 of its actual value, as determined in this subsection.

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1 For valuations established for the assessment year
2 beginning January 1, 2014, the percentage of actual
3 value as equalized by the director of revenue as
4 provided in section 441.49 at which multiresidential
5 property shall be assessed shall be ninety percent.

6 For valuations established for the assessment year
7 beginning January 1, 2015, the percentage of actual
8 value as equalized by the director of revenue as
9 provided in section 441.49 at which multiresidential
10 property shall be assessed shall be eighty percent.

11 For valuations established for the assessment year
12 beginning January 1, 2016, the percentage of actual
13 value as equalized by the director of revenue as
14 provided in section 441.49 at which multiresidential
15 property shall be assessed shall be seventy percent.

16 For valuations established for the assessment year
17 beginning January 1, 2017, the percentage of actual
18 value as equalized by the director of revenue as
19 provided in section 441.49 at which multiresidential
20 property shall be assessed shall be sixty percent.

21 For valuations established for the assessment year

22 beginning January 1, 2018, and each assessment year
 23 thereafter, the percentage of actual value as equalized
 24 by the director of revenue as provided in section
 25 441.49 at which multiresidential property shall be
 26 assessed shall be equal to the percentage of actual
 27 value at which property assessed as residential
 28 property is assessed under subsection 4 for the same
 29 assessment year, after application of the limitations
 30 on increases in residential property provided for in
 31 this section.

32 b. Accordingly, the assessor may assign more than
 33 one classification to a parcel of property that, in
 34 part, satisfies the requirements of this subsection.

35 c. In no case, however, shall property that is
 36 rented or leased to low-income individuals and families
 37 as authorized by section 42 of the Internal Revenue
 38 Code, and that is subject to assessment procedures
 39 relating to section 42 property under section 441.21,
 40 subsection 2, or a hotel, motel, inn, or other building
 41 where rooms or dwelling units are usually rented for
 42 less than one month be classified as multiresidential
 43 property under this subsection.

44 d. As used in this subsection:

45 (1) "Assisted living facility" means property for
 46 providing assisted living as defined in section 231C.2.
 47 "Assisted living facility" also includes a health care
 48 facility, as defined in section 135C.1, an elder group
 49 home, as defined in section 231B.1, a child foster care
 50 facility under chapter 237, or property used for a

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1 hospice program as defined in section 135J.1.

2 (2) "Dwelling unit" means an apartment, group of
 3 rooms, or single room which is occupied as separate
 4 living quarters or, if vacant, is intended for
 5 occupancy as separate living quarters, in which a
 6 tenant can live and sleep separately from any other
 7 persons in the building.

8 (3) "Land-leased community" means the same as
 9 defined in sections 335.30A and 414.28A.

10 (4) "Manufactured home community" means the same as
 11 a land-leased community.

12 (5) "Mobile home park" means the same as defined in
 13 section 435.1.

14 Sec. 17. Section 558.46, subsection 5, Code 2013,
 15 is amended to read as follows:

16 5. For the purposes of this section, "residential
 17 property" includes ~~commercial~~ multiresidential property
 18 as defined in section 441.21, subsection 13, consisting
 19 of three or more separate living quarters with at least
 20 seventy-five percent of the space used for residential

21 purposes.

22 Sec. 18. APPLICABILITY. This division of this
23 Act applies to assessment years beginning on or after
24 January 1, 2014.

25 DIVISION IV

26 TELECOMMUNICATIONS COMPANY PROPERTY TAXATION

27 Sec. 19. Section 427A.1, subsection 1, paragraph h,
28 Code 2013, is amended to read as follows:

29 h. Property assessed by the department of revenue
30 pursuant to sections 428.24 to 428.29, or chapters ~~433,~~
31 434, 437, 437A, and 438.

32 Sec. 20. Section 427A.1, subsection 1, Code 2013,
33 is amended by adding the following new paragraph:

34 NEW PARAGRAPH. Oi. Qualified telephone company
35 property that is used in the transaction of telegraph
36 and telephone business by a company that is subject to
37 assessment by the department of revenue pursuant to
38 chapter 433. "Qualified telephone company property"
39 means poles, aerial cable, underground cable, buried
40 cable, submarine and deep sea cable, intrabuilding
41 network cable, aerial wire, and conduit systems, all
42 within the meaning of the telecommunications companies
43 account provisions of 47 C.F.R. pt. 32, in effect on
44 the effective date of this division of this Act.

45 Sec. 21. Section 433.1, subsection 4, Code 2013, is
46 amended to read as follows:

47 4. The whole number of stations on each line, and
48 the value of the same, ~~including furniture.~~

49 Sec. 22. Section 433.4, Code 2013, is amended to
50 read as follows:

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1 433.4 Assessment.

2 The director of revenue shall on or before October
3 31 each year and in the same manner and subject to the
4 provisions for the assessment of property assessed
5 as commercial property by the local assessor under
6 chapters 427, 427A, 427B, 428, and 441, proceed to find
7 the actual value of the property of these companies
8 in this state that is used by the companies in the
9 transaction of telegraph and telephone business, taking
10 into consideration the information obtained from the
11 statements required, and any further information the
12 director can obtain, using the same as a means for
13 determining the actual ~~each~~ value of the property
14 of these companies within this state. The director
15 shall also take into consideration the valuation of
16 all property of these companies, including franchises
17 and the use of the property in connection with lines
18 outside the state, and making these deductions as may
19 be necessary on account of extra value of property

20 outside the state as compared with the value of
 21 property in the state, in order that the actual ~~each~~
 22 value of the property of the company within this state
 23 may be ascertained. ~~The assessment shall include~~
 24 ~~all property of every kind and character whatsoever,~~
 25 ~~real, personal, or mixed, used by the companies in the~~
 26 ~~transaction of telegraph and telephone business; and~~
 27 ~~the~~ The property so included in the assessment shall
 28 not be taxed in any other manner than as provided in
 29 this chapter.

30 Sec. 23. Section 441.21, subsection 5, Code 2013,
 31 is amended to read as follows:

32 5. For valuations established as of January 1,
 33 1979, commercial property and industrial property,
 34 excluding properties referred to in section 427A.1,
 35 subsection 8, shall be assessed as a percentage of
 36 the actual value of each class of property. The
 37 percentage shall be determined for each class of
 38 property by the director of revenue for the state in
 39 accordance with the provisions of this section. For
 40 valuations established as of January 1, 1979, the
 41 percentage shall be the quotient of the dividend and
 42 divisor as defined in this section. The dividend
 43 for each class of property shall be the total actual
 44 valuation for each class of property established for
 45 1978, plus six percent of the amount so determined.
 46 The divisor for each class of property shall be the
 47 valuation for each class of property established for
 48 1978, as reported by the assessors on the abstracts
 49 of assessment for 1978, plus the amount of value
 50 added to the total actual value by the revaluation

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1 of existing properties in 1979 as equalized by the
 2 director of revenue pursuant to section 441.49. For
 3 valuations established as of January 1, 1979, property
 4 valued by the department of revenue pursuant to
 5 chapters 428, ~~433~~, 437, and 438 shall be considered
 6 as one class of property and shall be assessed as a
 7 percentage of its actual value. The percentage shall
 8 be determined by the director of revenue in accordance
 9 with the provisions of this section. For valuations
 10 established as of January 1, 1979, the percentage
 11 shall be the quotient of the dividend and divisor as
 12 defined in this section. The dividend shall be the
 13 total actual valuation established for 1978 by the
 14 department of revenue, plus ten percent of the amount
 15 so determined. The divisor for property valued by
 16 the department of revenue pursuant to chapters 428,
 17 ~~433~~, 437, and 438 shall be the valuation established
 18 for 1978, plus the amount of value added to the total

19 actual value by the revaluation of the property by
20 the department of revenue as of January 1, 1979.
21 For valuations established as of January 1, 1980,
22 commercial property and industrial property, excluding
23 properties referred to in section 427A.1, subsection
24 8, shall be assessed at a percentage of the actual
25 value of each class of property. The percentage
26 shall be determined for each class of property by
27 the director of revenue for the state in accordance
28 with the provisions of this section. For valuations
29 established as of January 1, 1980, the percentage
30 shall be the quotient of the dividend and divisor as
31 defined in this section. The dividend for each class
32 of property shall be the dividend as determined for
33 each class of property for valuations established as
34 of January 1, 1979, adjusted by the product obtained
35 by multiplying the percentage determined for that year
36 by the amount of any additions or deletions to actual
37 value, excluding those resulting from the revaluation
38 of existing properties, as reported by the assessors
39 on the abstracts of assessment for 1979, plus four
40 percent of the amount so determined. The divisor
41 for each class of property shall be the total actual
42 value of all such property in 1979, as equalized by
43 the director of revenue pursuant to section 441.49,
44 plus the amount of value added to the total actual
45 value by the revaluation of existing properties in
46 1980. The director shall utilize information reported
47 on the abstracts of assessment submitted pursuant
48 to section 441.45 in determining such percentage.
49 For valuations established as of January 1, 1980,
50 property valued by the department of revenue pursuant

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1 to chapters 428, ~~433~~, 437, and 438 shall be assessed
2 at a percentage of its actual value. The percentage
3 shall be determined by the director of revenue in
4 accordance with the provisions of this section. For
5 valuations established as of January 1, 1980, the
6 percentage shall be the quotient of the dividend and
7 divisor as defined in this section. The dividend shall
8 be the total actual valuation established for 1979 by
9 the department of revenue, plus eight percent of the
10 amount so determined. The divisor for property valued
11 by the department of revenue pursuant to chapters 428,
12 ~~433~~, 437, and 438 shall be the valuation established
13 for 1979, plus the amount of value added to the total
14 actual value by the revaluation of the property by
15 the department of revenue as of January 1, 1980. For
16 valuations established as of January 1, 1981, and
17 each year thereafter, the percentage of actual value

18 as equalized by the director of revenue as provided
 19 in section 441.49 at which commercial property and
 20 industrial property, excluding properties referred to
 21 in section 427A.1, subsection 8, shall be assessed
 22 shall be calculated in accordance with the methods
 23 provided herein, except that any references to six
 24 percent in this subsection shall be four percent. For
 25 valuations established as of January 1, 1981, and
 26 each year thereafter, the percentage of actual value
 27 at which property valued by the department of revenue
 28 pursuant to chapters 428, ~~433~~, 437, and 438 shall be
 29 assessed shall be calculated in accordance with the
 30 methods provided herein, except that any references to
 31 ten percent in this subsection shall be eight percent.
 32 For valuations established on or after January 1, 2013,
 33 property valued by the department of revenue pursuant
 34 to chapter 433 shall be assessed at a percentage of
 35 its actual value. For valuations established for
 36 the assessment year beginning January 1, 2013, the
 37 percentage of actual value at which property valued by
 38 the department of revenue pursuant to chapter 433 shall
 39 be assessed shall be eighty percent. For valuations
 40 established for the assessment year beginning January
 41 1, 2014, and each year thereafter, the percentage of
 42 actual value at which property valued by the department
 43 of revenue pursuant to chapter 433 shall be assessed
 44 shall be sixty percent. Beginning with valuations
 45 established as of January 1, 1979, and each year
 46 thereafter, property valued by the department of
 47 revenue pursuant to chapter 434 shall also be assessed
 48 at a percentage of its actual value which percentage
 49 shall be equal to the percentage determined by the
 50 director of revenue for commercial property, industrial

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1 property, or property valued by the department of
 2 revenue pursuant to chapters 428, ~~433~~, 437, and 438,
 3 whichever is lowest.
 4 Sec. 24. Section 441.21, subsections 9 and 10, Code
 5 2013, are amended to read as follows:
 6 9. Not later than November 1, 1979, and November
 7 1 of each subsequent year, the director shall certify
 8 to the county auditor of each county the percentages
 9 of actual value at which residential property,
 10 agricultural property, commercial property, industrial
 11 property, property valued by the department of
 12 revenue under chapter 433, and property valued by
 13 the department of revenue pursuant to chapters 428,
 14 ~~433~~, 434, 437, and 438 in each assessing jurisdiction
 15 in the county shall be assessed for taxation. The
 16 county auditor shall proceed to determine the assessed

17 values of agricultural property, residential property,
 18 commercial property, industrial property, property
 19 valued by the department of revenue under chapter
 20 433, and property valued by the department of revenue
 21 pursuant to chapters 428, ~~433~~, 434, 437, and 438 by
 22 applying such percentages to the current actual value
 23 of such property, as reported to the county auditor by
 24 the assessor, and the assessed values so determined
 25 shall be the taxable values of such properties upon
 26 which the levy shall be made.

27 10. The percentage of actual value computed by
 28 the director for agricultural property, residential
 29 property, commercial property, industrial property,
 30 property valued by the department of revenue under
 31 chapter 433, and property valued by the department of
 32 revenue pursuant to chapters 428, ~~433~~, 434, 437, and
 33 438 and used to determine assessed values of those
 34 classes of property does not constitute a rule as
 35 defined in section 17A.2, subsection 11.

36 Sec. 25. Section 476.1D, subsection 10, Code 2013,
 37 is amended by striking the subsection.

38 Sec. 26. EFFECTIVE DATE. The sections of this
 39 division of this Act amending section 441.21, being
 40 deemed of immediate importance, take effect upon
 41 enactment.

42 Sec. 27. APPLICABILITY.

43 1. Except as provided in subsection 2, this
 44 division of this Act applies to assessment years
 45 beginning on or after January 1, 2014.

46 2. The sections of this division of this Act
 47 amending section 441.21 apply retroactively to
 48 assessment years beginning on or after January 1,
 49 2013.>

50 2. Title page, by striking lines 1 through 4 and

Page 19

1 inserting <An Act relating to state and local finances
 2 by establishing and modifying property assessment
 3 limitations, providing for commercial and industrial
 4 property tax replacement payments, increasing
 5 the regular program foundation base percentage,
 6 providing for the taxation of multiresidential
 7 property, modifying provisions for the taxation
 8 of telecommunications company property, making
 9 appropriations, and including effective date,
 10 retroactive applicability, and other applicability
 11 provisions.>

H-1312

1 Amend House File 620 as follows:

2 1. Page 1, by striking line 19 and inserting "<"o".
 3 However, fees collected by the authority pursuant to
 4 section 15.330, subsection 12, and section 15E.198,
 5 shall be used exclusively for the payment of salaries
 6 of employees in full-time equivalent positions whose
 7 principal duties include due diligence or compliance.>

T. OLSON of Linn

H-1313

1 Amend the amendment, H-1311, to Senate File 295, as
 2 passed by the Senate, as follows:

3 1. Page 18, after line 49 by inserting:

4 <DIVISION ____

5 TAXPAYERS TRUST FUND

6 Sec. ____ Section 8.54, subsection 5, Code 2013, is
 7 amended by striking the subsection.

8 Sec. ____ Section 8.55, subsection 2, Code 2013, is
 9 amended to read as follows:

10 2. The maximum balance of the fund is the amount
 11 equal to two and one-half percent of the adjusted
 12 revenue estimate for the fiscal year. If the amount of
 13 moneys in the Iowa economic emergency fund is equal to
 14 the maximum balance, moneys in excess of this amount
 15 shall be distributed as follows:

16 a. ~~The first sixty million dollars of the~~
 17 ~~difference between the actual net revenue for the~~
 18 ~~general fund of the state for the fiscal year and the~~
 19 ~~adjusted revenue estimate for the fiscal year shall be~~
 20 transferred to the taxpayers trust fund.

21 b. ~~The remainder of the excess, if any, shall be~~
 22 ~~transferred to the general fund of the state.~~

23 Sec. ____ Section 8.57E, subsection 2, Code 2013,
 24 is amended to read as follows:

25 2. Moneys in the taxpayers trust fund shall only
 26 be used pursuant to appropriations or transfers made
 27 by the general assembly for tax relief. During each
 28 fiscal year beginning on or after July 1, 2014, in
 29 which the balance of the taxpayers trust fund equals or
 30 exceeds thirty million dollars, there is transferred
 31 from the taxpayers trust fund to the Iowa taxpayers
 32 trust fund tax credit fund created in section 422.11E.
 33 the entire balance of the taxpayers trust fund to be
 34 used for the Iowa taxpayers trust fund tax credit in
 35 accordance with section 422.11E, subsection 5.

36 Sec. ____ Section 8.58, Code 2013, is amended to
 37 read as follows:

38 8.58 Exemption from automatic application.

39 1. ~~To the extent that moneys appropriated under~~
 40 ~~section 8.57 do not result in moneys being credited~~
 41 ~~to the general fund under section 8.55, subsection 2,~~
 42 ~~moneys~~ Moneys ~~appropriated under in~~ section 8.57 and
 43 moneys contained in the cash reserve fund, rebuild
 44 Iowa infrastructure fund, environment first fund, Iowa
 45 economic emergency fund, and taxpayers trust fund shall
 46 not be considered in the application of any formula,
 47 index, or other statutory triggering mechanism which
 48 would affect appropriations, payments, or taxation
 49 rates, contrary provisions of the Code notwithstanding.
 50 2. ~~To the extent that moneys appropriated under~~

Page 2

1 ~~section 8.57 do not result in moneys being credited~~
 2 ~~to the general fund under section 8.55, subsection 2,~~
 3 ~~moneys~~ Moneys ~~appropriated under in~~ section 8.57 and
 4 moneys contained in the cash reserve fund, rebuild
 5 Iowa infrastructure fund, environment first fund, Iowa
 6 economic emergency fund, and taxpayers trust fund shall
 7 not be considered by an arbitrator or in negotiations
 8 under chapter 20.

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

12 Sec. ____ RETROACTIVE APPLICABILITY. This division
 13 of this Act applies retroactively to July 1, 2012, to
 14 moneys attributed to fiscal years beginning on or after
 15 July 1, 2012.

16 DIVISION ____
 17 IOWA TAXPAYERS TRUST FUND TAX CREDIT
 18 Sec. ____ TAXPAYERS TRUST FUND — IOWA TAXPAYERS
 19 TRUST FUND TAX CREDIT TRANSFER. During the fiscal
 20 year beginning July 1, 2013, there is transferred from
 21 the taxpayers trust fund created in section 8.57E to
 22 the Iowa taxpayers trust fund tax credit fund created
 23 in section 422.11E, an amount equal to the sum of
 24 the balance of the taxpayers trust fund as determined
 25 after the close of the fiscal year beginning July 1,
 26 2012, and ending June 30, 2013, including the amount
 27 transferred for that fiscal year to the taxpayers trust
 28 fund from the Iowa economic emergency fund created
 29 in section 8.55 in the fiscal year beginning July 1,
 30 2013, and ending June 30, 2014, to be used for the Iowa
 31 taxpayers trust fund tax credit in accordance with
 32 section 422.11E, subsection 5.

33 Sec. ____ Section 257.21, unnumbered paragraph 2,
 34 Code 2013, is amended to read as follows:

35 The instructional support income surtax shall be
 36 imposed on the state individual income tax for the
 37 calendar year during which the school's budget year

38 begins, or for a taxpayer's fiscal year ending during
39 the second half of that calendar year and after the
40 date the board adopts a resolution to participate
41 in the program or the first half of the succeeding
42 calendar year, and shall be imposed on all individuals
43 residing in the school district on the last day of
44 the applicable tax year. As used in this section,
45 "state individual income tax" means the taxes computed
46 under section 422.5, less the amounts of nonrefundable
47 credits allowed under chapter 422, division II, except
48 for the Iowa taxpayers trust fund tax credit allowed
49 under section 422.11E.
50 Sec. __. NEW SECTION. 422.11E Iowa taxpayers

Page 3

1 trust fund tax credit.

2 1. For purposes of this section, unless the context
3 otherwise requires:

4 a. "Eligible individual" means, with respect to
5 a tax year, an individual who makes and files an
6 individual income tax return pursuant to section
7 422.13. "Eligible individual" does not include
8 an estate or trust, or an individual for whom an
9 individual income tax return was not timely filed,
10 including extensions.

11 b. "Unclaimed tax credit" means, with respect to
12 a tax year, the aggregate amount by which the Iowa
13 taxpayers trust fund tax credits that were eligible to
14 be claimed by eligible individuals, if any, exceeds the
15 Iowa taxpayers trust fund tax credits actually claimed
16 by eligible individuals, if any.

17 2. The taxes imposed under this division, less the
18 credits allowed under this division except the credits
19 for withheld tax and estimated tax paid in section
20 422.16, shall be reduced by an Iowa taxpayers trust
21 fund tax credit to an eligible individual for the tax
22 year beginning January 1 immediately preceding July 1
23 of any fiscal year during which a transfer, if any, is
24 made from the taxpayers trust fund in section 8.57E to
25 the Iowa taxpayers trust fund tax credit fund created
26 in this section.

27 3. The credit shall be equal to the quotient of
28 the amount transferred to the Iowa taxpayers trust
29 fund tax credit fund in the applicable fiscal year,
30 divided by the number of eligible individuals for the
31 tax year immediately preceding the tax year for which
32 the credit in this section is allowed, as determined
33 by the director of revenue in accordance with this
34 section, rounded down to the nearest whole dollar. The
35 department of revenue shall draft the income tax form
36 for any tax year in which a credit will be allowed

37 under this section to provide the information and space
38 necessary for eligible individuals to claim the credit.

39 4. Any credit in excess of the taxpayer's liability
40 for the tax year is not refundable and shall not be
41 credited to the tax liability for any following year
42 or carried back to a tax year prior to the tax year in
43 which the taxpayer claims the credit.

44 5. a. There is established within the state
45 treasury under the control of the department an Iowa
46 taxpayers trust fund tax credit fund consisting of any
47 moneys transferred by the general assembly by law from
48 the taxpayers trust fund created in section 8.57E for
49 purposes of the credit provided in this section. For
50 the fiscal year beginning July 1, 2013, and for each

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1 fiscal year thereafter, the department shall transfer
2 from the Iowa taxpayers trust fund tax credit fund
3 to the general fund of the state, the lesser of the
4 balance of the Iowa taxpayers trust fund tax credit
5 fund or an amount of money equal to the Iowa taxpayers
6 trust fund tax credits claimed in that fiscal year, if
7 any. Any moneys in the Iowa taxpayers trust fund tax
8 credit fund which represent unclaimed tax credits shall
9 immediately revert to the taxpayers trust fund created
10 in section 8.57E. Interest or earnings on moneys in
11 the Iowa taxpayers trust fund tax credit fund shall be
12 credited to the taxpayers trust fund created in section
13 8.57E.

14 b. The moneys transferred to the general fund of
15 the state in accordance with this subsection shall not
16 be considered new revenues for purposes of the state
17 general fund expenditure limitation under section 8.54
18 but instead as replacement of a like amount included in
19 the expenditure limitation for the fiscal year in which
20 the transfer is made.

21 Sec. ____. Section 422D.2, Code 2013, is amended to
22 read as follows:

23 422D.2 Local income surtax.

24 A county may impose by ordinance a local income
25 surtax as provided in section 422D.1 at the rate set
26 by the board of supervisors, of up to one percent,
27 on the state individual income tax of each individual
28 residing in the county at the end of the individual's
29 applicable tax year. However, the cumulative total of
30 the percents of income surtax imposed on any taxpayer
31 in the county shall not exceed twenty percent. The
32 reason for imposing the surtax and the amount needed
33 shall be set out in the ordinance. The surtax rate
34 shall be set to raise only the amount needed. For
35 purposes of this section, "state individual income tax"

36 means the tax computed under section 422.5, less the
 37 amounts of nonrefundable credits allowed under chapter
 38 422, division II, except for the Iowa taxpayers trust
 39 fund tax credit allowed under section 422.11E.

40 Sec. ____ EFFECTIVE UPON ENACTMENT. This division
 41 of this Act, being deemed of immediate importance,
 42 takes effect upon enactment.

43 Sec. ____ RETROACTIVE APPLICABILITY. This division
 44 of this Act applies retroactively to January 1, 2013,
 45 for tax years beginning on or after that date.>

46 2. Page 19, line 8, after <property,> by inserting
 47 <modifying provisions relating to the taxpayers trust
 48 fund, providing a taxpayers trust fund tax credit,>

49 3. By renumbering, redesignating, and correcting
 50 internal references as necessary.

COWNIE of Polk

H-1314

1 Amend the amendment, H-1311, to Senate File 295, as
 2 passed by the Senate, as follows:

3 1. Page 18, after line 49 by inserting:

4 <DIVISION ____
 5 PROPERTY ASSESSMENT APPEALS

6 Sec. ____ Section 421.1A, subsection 6, Code 2013,
 7 is amended to read as follows:

8 6. The members of the property assessment appeal
 9 board shall receive compensation from the state
 10 commensurate with the salary of a district judge
 11 ~~through December 31, 2013.~~ The members of the board
 12 shall be considered state employees for purposes of
 13 salary and benefits. The members of the board and
 14 any employees of the board, when required to travel
 15 in the discharge of official duties, shall be paid
 16 their actual and necessary expenses incurred in the
 17 performance of duties.

18 Sec. ____ Section 421.1A, subsection 7, Code 2013,
 19 is amended by striking the subsection.

20 Sec. ____ Section 441.21, subsection 3, Code 2013,
 21 is amended to read as follows:

22 3. a. "Actual value", "taxable value", or "assessed
 23 value" as used in other sections of the Code in
 24 relation to assessment of property for taxation shall
 25 mean the valuations as determined by this section;
 26 however, other provisions of the Code providing special
 27 methods or formulas for assessing or valuing specified
 28 property shall remain in effect, but this section
 29 shall be applicable to the extent consistent with such
 30 provisions. The assessor and department of revenue
 31 shall disclose at the written request of the taxpayer
 32 all information in any formula or method used to

33 determine the actual value of the taxpayer's property.
34 b. The burden of proof shall be upon any
35 complainant attacking such valuation as excessive,
36 inadequate, inequitable, or capricious; however, in
37 protest or appeal proceedings when the complainant
38 offers competent evidence by at least two disinterested
39 witnesses that the market value of the property is less
40 than the market value determined by the assessor, the
41 burden of proof thereafter shall be upon the officials
42 or persons seeking to uphold such valuation to be
43 assessed.

44 Sec. ____ Section 441.35, subsection 2, Code 2013,
45 is amended to read as follows:

46 2. In any year after the year in which an
47 assessment has been made of all of the real estate
48 in any taxing district, the board of review shall
49 meet as provided in section 441.33, and where the
50 board finds the same has changed in value, the board

Page 2

1 shall revalue and reassess any part or all of the
2 real estate contained in such taxing district, and
3 in such case, the board shall determine the actual
4 value as of January 1 of the year of the revaluation
5 and reassessment and compute the taxable value
6 thereof. ~~Any aggrieved taxpayer may petition for
7 a revaluation of the taxpayer's property, but no
8 reduction or increase shall be made for prior years.~~
9 If the assessment of any such property is raised, or
10 any property is added to the tax list by the board,
11 the clerk shall give notice in the manner provided in
12 section 441.36. However, if the assessment of all
13 property in any taxing district is raised, the board
14 may instruct the clerk to give immediate notice by one
15 publication in one of the official newspapers located
16 in the taxing district, and such published notice
17 shall take the place of the mailed notice provided for
18 in section 441.36, but all other provisions of that
19 section shall apply. The decision of the board as to
20 the foregoing matters shall be subject to appeal to the
21 property assessment appeal board within the same time
22 and in the same manner as provided in section 441.37A
23 and to the district court within the same time and in
24 the same manner as provided in section 441.38.

25 Sec. ____ Section 441.37, subsection 1, paragraphs
26 a and b, Code 2013, are amended to read as follows:

27 a. Any property owner or aggrieved taxpayer who is
28 dissatisfied with the owner's or taxpayer's assessment
29 may file a protest against such assessment with the
30 board of review on or after April 16, to and including
31 May 5, of the year of the assessment. In any county

32 which has been declared to be a disaster area by proper
 33 federal authorities after March 1 and prior to May 20
 34 of said year of assessment, the board of review shall
 35 be authorized to remain in session until June 15 and
 36 the time for filing a protest shall be extended to and
 37 include the period from May 25 to June 5 of such year.
 38 ~~Said~~ The protest shall be in writing and signed by the
 39 one protesting or by the protester's duly authorized
 40 agent. The taxpayer may have an oral hearing ~~thereon~~
 41 on the protest if request ~~therefor~~ for the oral hearing
 42 is made in writing ~~is made~~ at the time of filing the
 43 protest. ~~Said~~ The protest must be confined to one or
 44 more of the following grounds:

45 (1) For odd-numbered assessment years and for
 46 even-numbered assessment years for property that was
 47 reassessed in such even-numbered assessment year:

48 (a) That said assessment is not equitable as
 49 compared with assessments of other like property in
 50 the ~~taxing district~~ assessing jurisdiction. When this

Page 3

1 ground is relied upon as the basis of a protest the
 2 legal description and assessments of a representative
 3 number of comparable properties, as described by the
 4 aggrieved taxpayer shall be listed on the protest,
 5 otherwise said protest shall not be considered on this
 6 ground consideration shall be given to whether the
 7 other like property in the assessing jurisdiction was
 8 appraised using a different appraisal methodology than
 9 the methodology used to appraise the property that is
 10 the subject of the protest.

11 (2) (b) That the property is assessed for more
 12 than the value authorized by law, ~~stating~~. When
 13 this ground is relied upon, the specific amount which
 14 the protesting party believes the property to be
 15 overassessed, and the amount which the party considers
 16 to be its actual value and ~~the amount the party~~
 17 considers a fair assessment shall be stated.

18 (3) (c) That the property is not assessable, is
 19 exempt from taxes, or is misclassified and stating the
 20 reasons for the protest.

21 (4) (d) That there is an error in the assessment
 22 and state the specific alleged error. When this ground
 23 is relied upon, it may include but is not limited to
 24 listing errors, clerical or mathematical errors, or
 25 other errors that result in an error in the assessment.

26 (5) (e) That there is fraud in the assessment
 27 which shall be specifically stated.

28 (2) For even-numbered assessment years, when the
 29 property has not been reassessed in such even-numbered
 30 assessment year, that there has been a decrease in the

31 value of the property from the previous reassessment
32 year. When this ground is relied upon, the decrease in
33 value shall be shown by comparing the market value of
34 the property as of January 1 of the current assessment
35 year and the actual value of the property for the
36 previous reassessment year. Such protest shall be
37 in the same manner as described in this section and
38 shall be reviewed by the local board of review pursuant
39 to section 441.35, subsection 2, but no reduction or
40 increase shall be made for prior years.

41 ~~b. In addition to the above, the property owner~~
42 ~~may protest annually to the board of review under~~
43 ~~the provisions of section 441.35, but such protest~~
44 ~~shall be in the same manner and upon the same terms as~~
45 ~~heretofore prescribed in this section. The burden of~~
46 ~~proof for all protests filed under this section shall~~
47 ~~be as stated in section 441.21, subsection 3, paragraph~~
48 ~~"b".~~

49 Sec. ____ Section 441.37A, subsection 1, paragraph
50 b, Code 2013, is amended to read as follows:

Page 4

1 b. For an appeal to the property assessment appeal
2 board to be valid, written notice must be filed by
3 the party appealing the decision with the secretary
4 of the property assessment appeal board within twenty
5 days after ~~the date the board of review's letter of~~
6 ~~disposition of the appeal is postmarked to the party~~
7 ~~making the protest adjournment of the local board of~~
8 ~~review or May 31, whichever is later.~~ The written
9 notice of appeal shall include a petition setting forth
10 the basis of the appeal and the relief sought. No new
11 grounds in addition to those set out in the protest
12 to the local board of review as provided in section
13 441.37 can be pleaded, but additional evidence to
14 sustain those grounds may be introduced. The assessor
15 shall have the same right to appeal to the assessment
16 appeal board as an individual taxpayer, public body, or
17 other public officer as provided in section 441.42. An
18 appeal to the board is a contested case under chapter
19 17A.

20 Sec. ____ Section 441.37A, subsection 2, paragraph
21 a, Code 2013, is amended to read as follows:

22 a. A party to the appeal may request a hearing or
23 the appeal may proceed without a hearing. If a hearing
24 is requested, the appellant and the local board of
25 review from which the appeal is taken shall be given
26 at least thirty days' written notice by the property
27 assessment appeal board of the date the appeal shall be
28 heard and the local board of review may be present and
29 participate at such hearing. Notice to all affected

30 taxing districts shall be deemed to have been given
 31 when written notice is provided to the local board of
 32 review. The requirement of thirty days' written notice
 33 may be waived by mutual agreement of all parties to
 34 the appeal. Failure by the appellant to appear at
 35 the property assessment appeal board hearing shall be
 36 ~~grounds for result in~~ dismissal of the appeal unless a
 37 continuance is granted to the appellant by the board
 38 following a showing of good cause for the appellant's
 39 failure to appear. If an appeal is dismissed for
 40 failure to appear, the property assessment appeal board
 41 shall have no jurisdiction to consider any subsequent
 42 appeal on the appellant's protest.

43 Sec. ____ Section 441.37A, subsection 3, paragraph
 44 a, Code 2013, is amended to read as follows:

45 a. The board member considering the appeal shall
 46 determine anew all questions arising before the local
 47 board of review which relate to the liability of
 48 the property to assessment or the amount thereof.
 49 All of the evidence shall be considered and there
 50 shall be no presumption as to the correctness of the

Page 5

1 valuation of assessment appealed from. The burden
 2 of proof for all appeals before the board shall be
 3 as stated in section 441.21, subsection 3, paragraph
 4 "b". The property assessment appeal board shall make a
 5 decision in each appeal filed with the board. If the
 6 appeal is considered by less than a majority of the
 7 board, the determination made by that member shall be
 8 forwarded to the full board for approval, rejection, or
 9 modification. If the initial determination is rejected
 10 by the board, it shall be returned for reconsideration
 11 to the board member making the initial determination.
 12 Any deliberation of the board regarding an initial
 13 determination shall be confidential.

14 Sec. ____ REPEAL. 2005 Iowa Acts, chapter 150,
 15 section 134, is repealed.

16 Sec. ____ EFFECTIVE UPON ENACTMENT. This division
 17 of this Act, being deemed of immediate importance,
 18 takes effect upon enactment.

19 Sec. ____ APPLICABILITY. The following provisions
 20 of this division of this Act apply to assessment years
 21 beginning on or after January 1, 2014:

22 1. The section of this division of this Act
 23 amending section 441.37.

24 2. The section of this division of this Act
 25 amending section 441.35.>

26 2. Page 19, line 8, after <property,> by inserting

27 <modifying provisions relating to the protest and
 28 appeal of property assessments,>

SANDS of Louisa

H-1315

1 Amend the amendment, H-1311, to Senate File 295, as
 2 passed by the Senate, as follows:

3 1. Page 18, after line 49 by inserting:

4 <DIVISION ____
 5 COUNTY AND CITY BUDGET LIMITATION

6 Sec. ____ Section 23A.2, subsection 10, paragraph
 7 h, Code 2013, is amended to read as follows:

8 h. The performance of an activity listed in
 9 section 331.424, ~~Code 2013~~ as a service ~~for~~ which a
 10 ~~supplemental levy county may be certified~~ include in
 11 its budget.

12 Sec. ____ Section 28M.5, subsection 2, Code 2013,
 13 is amended to read as follows:

14 2. If a regional transit district budget allocates
 15 revenue responsibilities to the board of supervisors
 16 of a participating county, the amount of the regional
 17 transit district levy that is the responsibility of the
 18 participating county shall be deducted from the maximum
 19 ~~rates amount~~ of taxes authorized to be levied by the
 20 county pursuant to section 331.423, ~~subsections 1 and~~
 21 ~~2~~ subsection 3, paragraph "b" and "c", as applicable,
 22 unless the county meets its revenue responsibilities as
 23 allocated in the budget from other available revenue
 24 sources. However, for a regional transit district
 25 that includes a county with a population of less than
 26 three hundred thousand, the amount of the regional
 27 transit district levy that is the responsibility of
 28 such participating county shall be deducted from the
 29 maximum ~~rate~~ amount of taxes authorized to be levied
 30 by the county pursuant to section 331.423, subsection
 31 ~~1~~ 3, paragraph "b".

32 Sec. ____ Section 29C.17, subsection 2, paragraph
 33 a, Code 2013, is amended by striking the paragraph.

34 Sec. ____ Section 123.38, subsection 2, Code 2013,
 35 is amended to read as follows:

36 2. Any licensee or permittee, or the licensee's
 37 or permittee's executor or administrator, or any
 38 person duly appointed by the court to take charge of
 39 and administer the property or assets of the licensee
 40 or permittee for the benefit of the licensee's or
 41 permittee's creditors, may voluntarily surrender a
 42 license or permit to the division. When a license
 43 or permit is surrendered the division shall notify
 44 the local authority, and the division or the local
 45 authority shall refund to the person surrendering the
 46 license or permit, a proportionate amount of the fee

47 received by the division or the local authority for
48 the license or permit as follows: if a license or
49 permit is surrendered during the first three months
50 of the period for which it was issued, the refund

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1 shall be three-fourths of the amount of the fee;
2 if surrendered more than three months but not more
3 than six months after issuance, the refund shall be
4 one-half of the amount of the fee; if surrendered more
5 than six months but not more than nine months after
6 issuance, the refund shall be one-fourth of the amount
7 of the fee. No refund shall be made, however, for
8 any special liquor permit, nor for a liquor control
9 license, wine permit, or beer permit surrendered more
10 than nine months after issuance. For purposes of this
11 subsection, any portion of license or permit fees
12 used for the purposes authorized in section 331.424,
13 subsection 1, paragraph "a", subparagraphs (1) and
14 (2), Code 2013, and in section 331.424A, shall not be
15 deemed received either by the division or by a local
16 authority. No refund shall be made to any licensee or
17 permittee, upon the surrender of the license or permit,
18 if there is at the time of surrender, a complaint filed
19 with the division or local authority, charging the
20 licensee or permittee with a violation of this chapter.
21 If upon a hearing on a complaint the license or permit
22 is not revoked or suspended, then the licensee or
23 permittee is eligible, upon surrender of the license
24 or permit, to receive a refund as provided in this
25 section; but if the license or permit is revoked or
26 suspended upon hearing the licensee or permittee is not
27 eligible for the refund of any portion of the license
28 or permit fee.

29 Sec. ____ Section 218.99, Code 2013, is amended to
30 read as follows:

31 218.99 Counties to be notified of patients' personal
32 accounts.

33 The administrator in control of a state institution
34 shall direct the business manager of each institution
35 under the administrator's jurisdiction ~~which is~~
36 ~~mentioned in section 331.424, subsection 1, paragraph~~
37 ~~"a", subparagraphs (1) and (2), and for which services~~
38 ~~are paid under section 331.424A, to quarterly inform~~
39 the county of legal settlement's entity designated to
40 perform the county's central point of coordination
41 process of any patient or resident who has an amount
42 in excess of two hundred dollars on account in the
43 patients' personal deposit fund and the amount on
44 deposit. The administrators shall direct the business
45 manager to further notify the entity designated to

46 perform the county's central point of coordination
47 process at least fifteen days before the release of
48 funds in excess of two hundred dollars or upon the
49 death of the patient or resident. If the patient or
50 resident has no county of legal settlement, notice

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1 shall be made to the director of human services and the
2 administrator in control of the institution involved.

3 Sec. ____ Section 331.263, subsection 2, Code 2013,
4 is amended to read as follows:

5 2. The governing body of the community commonwealth
6 shall have the authority to levy county taxes and shall
7 have the authority to levy city taxes to the extent the
8 city tax levy authority is transferred by the charter
9 to the community commonwealth. A city participating
10 in the community commonwealth shall transfer a portion
11 of the city's tax levy authorized under section 384.1
12 or 384.12, whichever is applicable, to the governing
13 body of the community commonwealth. The maximum
14 ~~rates amount~~ of taxes authorized to be levied under
15 ~~sections section~~ 384.1 and the maximum amount of taxes
16 authorized to be levied under section 384.12 by a city
17 participating in the community commonwealth shall be
18 reduced by an amount equal to the rates of the same or
19 similar taxes levied in the city by the governing body
20 of the community commonwealth.

21 Sec. ____ Section 331.301, subsection 12, Code
22 2013, is amended to read as follows:

23 12. The board of supervisors may credit funds to
24 a reserve for the purposes authorized by subsection
25 11 of this section; ~~section 331.424, subsection 1,~~
26 ~~paragraph "a", subparagraph (5);~~ and section 331.441,
27 subsection 2, paragraph "b". Moneys credited to the
28 reserve, and interest earned on such moneys, shall
29 remain in the reserve until expended for purposes
30 authorized by subsection 11 of this section; ~~section~~
31 ~~331.424, subsection 1, paragraph "a", subparagraph (5);~~
32 or section 331.441, subsection 2, paragraph "b".

33 Sec. ____ Section 331.421, subsections 1 and 10,
34 Code 2013, are amended by striking the subsections.

35 Sec. ____ Section 331.421, Code 2013, is amended by
36 adding the following new subsection:

37 NEW SUBSECTION. 7A. "Item" means a budgeted
38 expenditure, appropriation, or cash reserve from a
39 fund for a service area, program, program element, or
40 purpose.

41 Sec. ____ Section 331.422, unnumbered paragraph 1,
42 Code 2013, is amended to read as follows:

43 Subject to this section and sections 331.423 through
44 ~~331.426~~ 331.424 or as otherwise provided by state law,

45 the board of each county shall certify property taxes
46 annually at its March session to be levied for county
47 purposes as follows:
48 Sec. ____ Section 331.423, Code 2013, is amended by
49 striking the section and inserting in lieu thereof the
50 following:

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1 331.423 Property tax dollars — maximums.
2 1. Annually, the board shall determine separate
3 property tax levy limits to pay for general county
4 services and rural county services in accordance with
5 this section. The property tax levies separately
6 certified for general county services and rural county
7 services under section 331.434 shall not raise property
8 tax dollars that exceed the amount determined under
9 this section.
10 2. For purposes of this section and section
11 331.423B, unless the context otherwise requires:
12 a. "Annual growth factor" means an index, expressed
13 as a percentage, determined by the department of
14 management by January 1 of the calendar year in which
15 the budget year begins. In determining the annual
16 growth factor, the department shall calculate the
17 average of the preceding twelve-month percentage
18 change, which shall be computed on a monthly basis,
19 in the midwest consumer price index, ending with the
20 percentage change for the month of November. The
21 department shall then add that average percentage
22 change to one hundred percent. In no case, however,
23 shall the annual growth factor exceed one hundred four
24 percent.
25 b. "Boundary adjustment" means annexation,
26 severance, incorporation, or discontinuance as those
27 terms are defined in section 368.1.
28 c. "Budget year" is the fiscal year beginning
29 during the calendar year in which a budget is
30 certified.
31 d. "Current fiscal year" is the fiscal year
32 ending during the calendar year in which a budget is
33 certified.
34 e. "Net new valuation taxes" means the amount of
35 property tax dollars equal to the current fiscal year's
36 levy rate in the county for general county services or
37 for rural county services, as applicable, multiplied by
38 the increase from the current fiscal year to the budget
39 year in taxable valuation due to the following:
40 (1) Net new construction, excluding all incremental
41 valuation that is released in any one year from either
42 a division of revenue under section 260E.4 or 357H.9,
43 or an urban renewal area for which taxes were being

44 divided under section 403.19 if the property for
45 the valuation being released remains subject to the
46 division of revenue under section 260E.4 or 357H.9, or
47 remains part of the urban renewal area that is subject
48 to a division of revenue under section 403.19.

49 (2) Additions or improvements to existing
50 structures.

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1 (3) Remodeling of existing structures for which a
2 building permit is required.

3 (4) Net boundary adjustment.

4 (5) A municipality no longer dividing tax revenues
5 in an urban renewal area as provided in section 403.19,
6 a community college no longer dividing revenues as
7 provided in section 260E.4, or a rural improvement zone
8 no longer dividing revenues as provided in section
9 357H.9.

10 (6) That portion of taxable property located in an
11 urban revitalization area on which an exemption was
12 allowed and such exemption has expired.

13 3. a. For the fiscal year beginning July 1, 2014,
14 and subsequent fiscal years, the maximum amount of
15 property tax dollars which may be certified for levy by
16 a county for general county services and rural county
17 services shall be the maximum property tax dollars
18 calculated under paragraphs "b" and "c", respectively.

19 b. The maximum property tax dollars that may be
20 levied for general county services is an amount equal
21 to the sum of the following:

22 (1) The annual growth factor times the current
23 fiscal year's maximum property tax dollars for general
24 county services.

25 (2) The amount of net new valuation taxes in the
26 county.

27 c. The maximum property tax dollars that may be
28 levied for rural county services is an amount equal to
29 the sum of the following:

30 (1) The annual growth factor times the current
31 fiscal year's maximum property tax dollars for rural
32 county services.

33 (2) The amount of net new valuation taxes in the
34 unincorporated area of the county.

35 4. a. For purposes of calculating maximum property
36 tax dollars for general county services for the fiscal
37 year beginning July 1, 2014, only, the term "current
38 fiscal year's maximum property tax dollars" shall mean
39 the total amount of property tax dollars certified by
40 the county for general county services for the fiscal
41 year beginning July 1, 2013.

42 b. For purposes of calculating maximum property tax

43 dollars for rural county services for the fiscal year
44 beginning July 1, 2014, only, the term "current fiscal
45 year's maximum property tax dollars" shall mean the
46 total amount of property tax dollars certified by the
47 county for rural county services for the fiscal year
48 beginning July 1, 2013.

49 5. Property taxes certified for mental health,
50 mental retardation, and developmental disabilities

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1 services, the emergency services fund in section
2 331.424C, the debt service fund in section 331.430,
3 any capital projects fund established by the county
4 for deposit of bond, loan, or note proceeds, and
5 any temporary increase approved pursuant to section
6 331.424, are not included in the maximum amount of
7 property tax dollars that may be certified for a budget
8 year under subsection 3.

9 6. The department of management, in consultation
10 with the county finance committee, shall adopt rules
11 to administer this section. The department shall
12 prescribe forms to be used by counties when making
13 calculations required by this section.

14 Sec. ____ NEW SECTION. 331.423B Ending fund
15 balance.

16 1. a. Budgeted ending fund balances for a budget
17 year in excess of twenty-five percent of budgeted
18 expenditures in either the general fund or rural
19 services fund for that budget year shall be explicitly
20 reserved or designated for a specific purpose.

21 b. A county is encouraged, but not required, to
22 reduce ending fund balances for the budget year to an
23 amount equal to approximately twenty-five percent of
24 budgeted expenditures and transfers from the general
25 fund and rural services fund for that budget year
26 unless a decision is certified by the state appeal
27 board ordering a reduction in the ending fund balance
28 of any of those funds.

29 c. In a protest to the county budget under section
30 331.436, the county shall have the burden of proving
31 that the budgeted balances in excess of twenty-five
32 percent are reasonably likely to be appropriated for
33 the explicitly reserved or designated specific purpose.
34 The excess budgeted balance for the specific purpose
35 shall be considered an increase in an item in the
36 budget for purposes of section 24.28.

37 2. a. For a county that has, as of June 30, 2013,
38 reduced its actual ending fund balance to less than
39 twenty-five percent of actual expenditures, additional
40 property taxes may be computed and levied as provided
41 in this subsection. The additional property tax levy

42 amount is an amount not to exceed twenty-five percent
43 of actual expenditures from the general fund and rural
44 services fund for the fiscal year beginning July 1,
45 2012, minus the combined ending fund balances for those
46 funds for that year.

47 b. The amount of the additional property taxes
48 shall be apportioned between the general fund and the
49 rural services fund. However, the amount apportioned
50 for general county services and for rural county

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1 services shall not exceed for each fund twenty-five
2 percent of actual expenditures for the fiscal year
3 beginning July 1, 2012.

4 c. All or a portion of additional property tax
5 dollars may be levied for the purpose of increasing
6 cash reserves for general county services and rural
7 county services in the budget year. The additional
8 property tax dollars authorized under this subsection
9 but not levied may be carried forward as unused ending
10 fund balance taxing authority until and for the fiscal
11 year beginning July 1, 2019. The amount carried
12 forward shall not exceed twenty-five percent of the
13 maximum amount of property tax dollars available in
14 the current fiscal year. Additionally, property taxes
15 that are levied as unused ending fund balance taxing
16 authority under this subsection may be the subject of
17 a protest under section 331.436, and the amount will
18 be considered an increase in an item in the budget for
19 purposes of section 24.28. The amount of additional
20 property taxes levied under this subsection shall not
21 be included in the computation of the maximum amount of
22 property tax dollars which may be certified and levied
23 under section 331.423.

24 Sec. ____ Section 331.424, Code 2013, is amended by
25 striking the section and inserting in lieu thereof the
26 following:

27 331.424 Authority to levy beyond maximum property
28 tax dollars.

29 1. The board may certify additions to the maximum
30 amount of property tax dollars to be levied for
31 a period of time not to exceed two years if the
32 proposition has been submitted at a special election
33 and received a favorable majority of the votes cast on
34 the proposition.

35 2. The special election is subject to the
36 following:

37 a. The board must give at least thirty-two days'
38 notice to the county commissioner of elections that the
39 special election is to be held. In no case, however,
40 shall a notice be given to the county commissioner

41 of elections after December 31 for an election on a
42 proposition to exceed the statutory limits during the
43 fiscal year beginning in the next calendar year.
44 b. The special election shall be conducted by the
45 county commissioner of elections in accordance with
46 law.
47 c. The proposition to be submitted shall be
48 substantially in the following form:
49 Vote "yes" or "no" on the following: Shall the
50 county of _____ levy for an additional \$_____ each

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1 year for ___ years beginning July 1, ____, in excess
2 of the statutory limits otherwise applicable for the
3 (general county services or rural services) fund?
4 d. The canvass shall be held beginning at 1:00 p.m.
5 on the second day which is not a holiday following the
6 special election.
7 e. Notice of the special election shall be
8 published at least once in a newspaper as specified
9 in section 331.305 prior to the date of the special
10 election. The notice shall appear as early as
11 practicable after the board has voted to submit a
12 proposition to the voters to levy additional property
13 tax dollars.
14 3. Registered voters in the county may vote on the
15 proposition to increase property taxes for the general
16 fund in excess of the statutory limit. Registered
17 voters residing outside the corporate limits of a
18 city within the county may vote on the proposition to
19 increase property taxes for the rural services fund in
20 excess of the statutory limit.
21 4. The amount of additional property tax dollars
22 certified under this section shall not be included in
23 the computation of the maximum amount of property tax
24 dollars which may be certified and levied under section
25 331.423.
26 Sec. ____. Section 331.424A, subsection 4, Code
27 2013, is amended to read as follows:
28 4. For the fiscal year beginning July 1, 1996,
29 and for each subsequent fiscal year, the county shall
30 certify a levy for payment of services. For each
31 fiscal year, county revenues from taxes imposed by the
32 county credited to the services fund shall not exceed
33 an amount equal to the amount of base year expenditures
34 for services as defined in section 331.438, less the
35 amount of property tax relief to be received pursuant
36 to section 426B.2, in the fiscal year for which the
37 budget is certified. The county auditor and the
38 board of supervisors shall reduce the amount of the
39 levy certified for the services fund by the amount of

40 property tax relief to be received. A levy certified
 41 under this section is not subject to the appeal
 42 provisions of section 331.426 or to any other provision
 43 in law authorizing a county to exceed, increase, or
 44 appeal a property tax levy limit.

45 Sec. ____ Section 331.427, subsection 3, paragraph
 46 1, Code 2013, is amended to read as follows:

47 1. Services listed in section 331.424, subsection
 48 1, Code 2013, and section 331.554.

49 Sec. ____ Section 331.428, subsection 2, paragraph
 50 d, Code 2013, is amended to read as follows:

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1 d. Services listed under section 331.424,
 2 subsection 2, Code 2013.

3 Sec. ____ Section 331.434, unnumbered paragraph 1,
 4 Code 2013, is amended to read as follows:

5 Annually, the board of each county, subject to
 6 section 331.403, subsection 4, sections 331.423 through
 7 ~~331.426~~ 331.424, and other applicable state law, shall
 8 prepare and adopt a budget, certify taxes, and provide
 9 appropriations as follows:

10 Sec. ____ Section 331.435, unnumbered paragraph 1,
 11 Code 2013, is amended to read as follows:

12 The board may amend the adopted county budget,
 13 subject to sections 331.423 through ~~331.426~~ 331.424 and
 14 other applicable state law, to permit increases in any
 15 class of proposed expenditures contained in the budget
 16 summary published under section 331.434, subsection 3.

17 Sec. ____ Section 373.10, Code 2013, is amended to
 18 read as follows:

19 373.10 Taxing authority.

20 The metropolitan council shall have the authority
 21 to levy city taxes to the extent the city tax levy
 22 authority is transferred by the charter to the
 23 metropolitan council. A member city shall transfer
 24 a portion of the city's tax levy authorized under
 25 section 384.1 or 384.12, whichever is applicable, to
 26 the metropolitan council. The maximum ~~rates~~ amount of
 27 taxes authorized to be levied under ~~sections~~ section
 28 384.1 and the taxes authorized to be levied under
 29 section 384.12 by a member city shall be reduced by an
 30 amount equal to the rates of the same or similar taxes
 31 levied in the city by the metropolitan council.

32 Sec. ____ Section 384.1, Code 2013, is amended by
 33 striking the section and inserting in lieu thereof the
 34 following:

35 384.1 Property tax dollars — maximums.

36 1. A city shall certify taxes to be levied by the
 37 city on all taxable property within the city limits,
 38 for all city government purposes. Annually, the city

39 council may certify basic levies for city government
40 purposes, subject to the limitation on property tax
41 dollars provided in this section.

42 2. For purposes of this section and section 384.1B,
43 unless the context otherwise requires:

44 a. "Annual growth factor" means an index, expressed
45 as a percentage, determined by the department of
46 management by January 1 of the calendar year in which
47 the budget year begins. In determining the annual
48 growth factor, the department shall calculate the
49 average of the preceding twelve-month percentage
50 change, which shall be computed on a monthly basis,

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1 in the midwest consumer price index, ending with the
2 percentage change for the month of November. The
3 department shall then add that average percentage
4 change to one hundred percent. In no case, however,
5 shall the annual growth factor exceed one hundred four
6 percent.

7 b. "Boundary adjustment" means annexation,
8 severance, incorporation, or discontinuance as those
9 terms are defined in section 368.1.

10 c. "Budget year" is the fiscal year beginning
11 during the calendar year in which a budget is
12 certified.

13 d. "Current fiscal year" is the fiscal year
14 ending during the calendar year in which a budget is
15 certified.

16 e. "Net new valuation taxes" means the amount of
17 property tax dollars equal to the current fiscal year's
18 levy rate in the city for the general fund multiplied
19 by the increase from the current fiscal year to the
20 budget year in taxable valuation due to the following:

21 (1) Net new construction, excluding all incremental
22 valuation that is released in any one year from either
23 a division of revenue under section 260E.4 or an urban
24 renewal area for which taxes were being divided under
25 section 403.19 if the property for the valuation being
26 released remains subject to the division of revenue
27 under section 260E.4 or remains part of the urban
28 renewal area that is subject to a division of revenue
29 under section 403.19.

30 (2) Additions or improvements to existing
31 structures.

32 (3) Remodeling of existing structures for which a
33 building permit is required.

34 (4) Net boundary adjustment.

35 (5) A municipality no longer dividing tax revenues
36 in an urban renewal area as provided in section 403.19
37 or a community college no longer dividing revenues as

38 provided in section 260E.4.

39 (6) That portion of taxable property located in an
40 urban revitalization area on which an exemption was
41 allowed and such exemption has expired.

42 3. a. For the fiscal year beginning July 1, 2014,
43 and subsequent fiscal years, the maximum amount of
44 property tax dollars which may be certified for levy
45 by a city for the general fund shall be the maximum
46 property tax dollars calculated under paragraph "b".

47 b. The maximum property tax dollars that may be
48 levied for deposit in the general fund is an amount
49 equal to the sum of the following:

50 (1) The annual growth factor times the current

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1 fiscal year's maximum property tax dollars for the
2 general fund.

3 (2) The amount of net new valuation taxes in the
4 city.

5 4. For purposes of calculating maximum property tax
6 dollars for the city general fund for the fiscal year
7 beginning July 1, 2014, only, the term "current fiscal
8 year's maximum property tax dollars" shall mean the
9 total amount of property tax dollars certified by the
10 city for the city's general fund for the fiscal year
11 beginning July 1, 2013.

12 5. Property taxes certified for deposit in the
13 debt service fund in section 384.4, trust and agency
14 funds in section 384.6, capital improvements reserve
15 fund in section 384.7, the emergency fund in section
16 384.8, any capital projects fund established by the
17 city for deposit of bond, loan, or note proceeds,
18 any temporary increase approved pursuant to section
19 384.12A, property taxes collected from a voted levy
20 in section 384.12, and property taxes levied under
21 section 384.12, subsection 18, are not counted against
22 the maximum amount of property tax dollars that may be
23 certified for a fiscal year under subsection 3.

24 6. Notwithstanding the maximum amount of taxes
25 a city may certify for levy, the tax levied by a
26 city on tracts of land and improvements on the
27 tracts of land used and assessed for agricultural or
28 horticultural purposes shall not exceed three dollars
29 and three-eighths cents per thousand dollars of
30 assessed value in any year. Improvements located on
31 such tracts of land and not used for agricultural or
32 horticultural purposes and all residential dwellings
33 are subject to the same rate of tax levied by the city
34 on all other taxable property within the city.

35 7. The department of management, in consultation
36 with the city finance committee, shall adopt rules

37 to administer this section. The department shall
38 prescribe forms to be used by cities when making
39 calculations required by this section.
40 Sec. ____ NEW SECTION. 384.1B Ending fund balance.
41 1. a. Budgeted ending fund balances for a budget
42 year in excess of twenty-five percent of budgeted
43 expenditures from the general fund for that budget
44 year shall be explicitly reserved or designated for a
45 specific purpose.
46 b. A city is encouraged, but not required, to
47 reduce ending fund balances for the budget year to
48 an amount equal to approximately twenty-five percent
49 of budgeted expenditures and transfers from the
50 general fund for that budget year unless a decision

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1 is certified by the state appeal board ordering a
2 reduction in the ending fund balance of the fund.
3 c. In a protest to the city budget under section
4 384.19, the city shall have the burden of proving
5 that the budgeted balances in excess of twenty-five
6 percent are reasonably likely to be appropriated for
7 the explicitly reserved or designated specific purpose.
8 The excess budgeted balance for the specific purpose
9 shall be considered an increase in an item in the
10 budget for purposes of section 24.28.
11 2. a. For a city that has, as of June 30,
12 2013, reduced its ending fund balance to less than
13 twenty-five percent of actual expenditures, additional
14 property taxes may be computed and levied as provided
15 in this subsection. The additional property tax levy
16 amount is an amount not to exceed the difference
17 between twenty-five percent of actual expenditures for
18 city government purposes for the fiscal year beginning
19 July 1, 2012, minus the ending fund balance for that
20 year.
21 b. All or a portion of additional property tax
22 dollars may be levied for the purpose of increasing
23 cash reserves for city government purposes in the
24 budget year. The additional property tax dollars
25 authorized under this subsection but not levied may be
26 carried forward as unused ending fund balance taxing
27 authority until and for the fiscal year beginning
28 July 1, 2019. The amount carried forward shall not
29 exceed twenty-five percent of the maximum amount of
30 property tax dollars available in the current fiscal
31 year. Additionally, property taxes that are levied
32 as unused ending fund balance taxing authority under
33 this subsection may be the subject of a protest under
34 section 384.19, and the amount will be considered an
35 increase in an item in the budget for purposes of

36 section 24.28. The amount of additional property tax
37 dollars levied under this subsection shall not be
38 included in the computation of the maximum amount of
39 property tax dollars which may be certified and levied
40 under section 384.1.

41 Sec. ____ Section 384.12, subsection 19, Code 2013,
42 is amended by striking the subsection.

43 Sec. ____ NEW SECTION. 384.12A Authority to levy
44 beyond maximum property tax dollars.

45 1. The city council may certify additions to the
46 maximum amount of property tax dollars to be levied
47 for a period of time not to exceed two years if the
48 proposition has been submitted at a special election
49 and received a favorable majority of the votes cast on
50 the proposition.

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1 2. The special election is subject to the
2 following:

3 a. The city council must give at least thirty-two
4 days' notice to the county commissioner of elections
5 that the special election is to be held. In no
6 case, however, shall a notice be given to the county
7 commissioner of elections after December 31 for an
8 election on a proposition to exceed the statutory
9 limits during the fiscal year beginning in the next
10 calendar year.

11 b. The special election shall be conducted by the
12 county commissioner of elections in accordance with
13 law.

14 c. The proposition to be submitted shall be
15 substantially in the following form:

16 Vote "yes" or "no" on the following: Shall the city
17 of _____ levy for an additional \$_____ each year
18 for ___ years beginning next July 1, ____, in excess of
19 the statutory limits otherwise applicable for the city
20 general fund?

21 d. The canvass shall be held beginning at 1:00 p.m.
22 on the second day which is not a holiday following the
23 special election.

24 e. Notice of the special election shall be
25 published at least once in a newspaper as specified
26 in section 362.3 prior to the date of the special
27 election. The notice shall appear as early as
28 practicable after the city council has voted to submit
29 a proposition to the voters to levy additional property
30 tax dollars.

31 3. The amount of additional property tax dollars
32 certified under this section shall not be included in
33 the computation of the maximum amount of property tax
34 dollars which may be certified and levied under section

35 384.1.

36 Sec. ____ Section 384.19, Code 2013, is amended by
37 adding the following new unnumbered paragraph:
38 NEW UNNUMBERED PARAGRAPH For purposes of a tax
39 protest filed under this section, "item" means a
40 budgeted expenditure, appropriation, or cash reserve
41 from a fund for a service area, program, program
42 element, or purpose.

43 Sec. ____ Section 386.8, Code 2013, is amended to
44 read as follows:

45 386.8 Operation tax.

46 A city may establish a self-supported improvement
47 district operation fund, and may certify taxes not
48 to exceed the rate limitation as established in the
49 ordinance creating the district, or any amendment
50 thereto, each year to be levied for the fund against

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1 all of the property in the district, for the purpose
2 of paying the administrative expenses of the district,
3 which may include but are not limited to administrative
4 personnel salaries, a separate administrative office,
5 planning costs including consultation fees, engineering
6 fees, architectural fees, and legal fees and all other
7 expenses reasonably associated with the administration
8 of the district and the fulfilling of the purposes of
9 the district. The taxes levied for this fund may also
10 be used for the purpose of paying maintenance expenses
11 of improvements or self-liquidating improvements for a
12 specified length of time with one or more options to
13 renew if such is clearly stated in the petition which
14 requests the council to authorize construction of the
15 improvement or self-liquidating improvement, whether
16 or not such petition is combined with the petition
17 requesting creation of a district. Parcels of property
18 which are assessed as residential property for property
19 tax purposes are exempt from the tax levied under this
20 section except residential properties within a duly
21 designated historic district. A tax levied under
22 this section is not subject to the ~~levy~~ limitation in
23 section 384.1.

24 Sec. ____ Section 386.9, Code 2013, is amended to
25 read as follows:

26 386.9 Capital improvement tax.

27 A city may establish a capital improvement fund
28 for a district and may certify taxes, not to exceed
29 the rate established by the ordinance creating the
30 district, or any subsequent amendment thereto,
31 each year to be levied for the fund against all of
32 the property in the district, for the purpose of
33 accumulating moneys for the financing or payment

34 of a part or all of the costs of any improvement or
 35 self-liquidating improvement. However, parcels of
 36 property which are assessed as residential property
 37 for property tax purposes are exempt from the tax
 38 levied under this section except residential properties
 39 within a duly designated historic district. A tax
 40 levied under this section is not subject to the ~~levy~~
 41 limitations in section 384.1 or 384.7.

42 Sec. ____ REPEAL. Sections 331.425 and 331.426,
 43 Code 2013, are repealed.

44 Sec. ____ APPLICABILITY. This division of this Act
 45 applies to fiscal years beginning on or after July 1,
 46 2014.>

47 2. Page 19, line 8, after <property,> by inserting
 48 <establishing limitations on city and county budgets,>

49 3. By renumbering, redesignating, and correcting
 50 internal references as necessary.

SANDS of Louisa

H-1316

1 Amend the amendment, H-1311, to Senate File 295, as
 2 passed by the Senate, as follows:

3 1. Page 7, after line 20 by inserting:

4 <Sec. ____ Section 441.21, subsections 9 and 10,
 5 Code 2013, are amended to read as follows:

6 9. Not later than November 1, 1979, and November
 7 1 of each subsequent year, the director shall certify
 8 to the county auditor of each county the percentages
 9 of actual value at which residential property,
 10 agricultural property, commercial property, industrial
 11 property, property valued by the department of revenue
 12 pursuant to chapter 434, and property valued by the
 13 department of revenue pursuant to chapters 428, 433,
 14 ~~434~~, 437, and 438 in each assessing jurisdiction
 15 in the county shall be assessed for taxation. The
 16 county auditor shall proceed to determine the assessed
 17 values of agricultural property, residential property,
 18 commercial property, industrial property, property
 19 valued by the department of revenue pursuant to chapter
 20 434, and property valued by the department of revenue
 21 pursuant to chapters 428, 433, ~~434~~, 437, and 438 by
 22 applying such percentages to the current actual value
 23 of such property, as reported to the county auditor by
 24 the assessor, and the assessed values so determined
 25 shall be the taxable values of such properties upon
 26 which the levy shall be made.

27 10. The percentage of actual value computed by
 28 the director for agricultural property, residential
 29 property, commercial property, industrial property,
 30 property valued by the department of revenue pursuant

31 ~~to chapter 434~~, and property valued by the department
 32 of revenue pursuant to chapters 428, 433, ~~434~~, 437,
 33 and 438 and used to determine assessed values of those
 34 classes of property does not constitute a rule as
 35 defined in section 17A.2, subsection 11.>
 36 2. By renumbering, redesignating, and correcting
 37 internal references as necessary.

SANDS of Louisa

H-1317

1 Amend the amendment, H-1312, to House File 620 as
 2 follows:
 3 1. Page 1, by striking lines 5 through 7 and
 4 inserting <shall be used exclusively for costs
 5 associated with the administration of due diligence and
 6 compliance.>>

T. OLSON of Linn

H-1318

1 Amend House File 614, as amended, passed, and
 2 reprinted by the House, as follows:
 3 1. Page 13, by striking lines 10 through 15 and
 4 inserting:
 5 <e. To be credited to the property tax relief fund
 6 created in section 426B.1:
 7 (1) FFY 2013-2014
 8 \$ 7,480,233
 9 Of the amount allocated in this subparagraph, up
 10 to \$600,000 may be used by the department of human
 11 services for distribution to counties for state case
 12 services provided in prior fiscal years for persons
 13 with mental illness, intellectual disability, or a
 14 developmental disability in accordance with section
 15 331.440, Code 2013.>

SENATE AMENDMENT

H-1319

1 Amend House File 603, as amended, passed, and
 2 reprinted by the House, as follows:
 3 1. By striking everything after the enacting clause
 4 and inserting:
 5 <DIVISION I
 6 FY 2013-2014
 7 Section 1. DEPARTMENT OF ADMINISTRATIVE SERVICES.
 8 1. There is appropriated from the general fund of
 9 the state to the department of administrative services
 10 for the fiscal year beginning July 1, 2013, and ending

11 June 30, 2014, the following amounts, or so much
 12 thereof as is necessary, to be used for the purposes
 13 designated, and for not more than the following
 14 full-time equivalent positions:

15 a. For salaries, support, maintenance, and
 16 miscellaneous purposes:

17 \$ 4,067,924
 18 FTEs 73.49

19 b. For the payment of utility costs:

20 \$ 2,676,460
 21 FTEs 1.00

22 Notwithstanding section 8.33, any excess moneys
 23 appropriated for utility costs in this lettered
 24 paragraph shall not revert to the general fund of the
 25 state at the end of the fiscal year but shall remain
 26 available for expenditure for the purposes of this
 27 lettered paragraph during the succeeding fiscal year.

28 c. For Terrace Hill operations:

29 \$ 405,914
 30 FTEs 5.00

31 2. Members of the general assembly serving as
 32 members of the deferred compensation advisory board
 33 shall be entitled to receive per diem and necessary
 34 travel and actual expenses pursuant to section 2.10,
 35 subsection 5, while carrying out their official duties
 36 as members of the board.

37 3. Any moneys and premiums collected by the
 38 department for workers' compensation shall be
 39 segregated into a separate workers' compensation
 40 fund in the state treasury to be used for payment of
 41 state employees' workers' compensation claims and
 42 administrative costs. Notwithstanding section 8.33,
 43 unencumbered or unobligated moneys remaining in this
 44 workers' compensation fund at the end of the fiscal
 45 year shall not revert but shall be available for
 46 expenditure for purposes of the fund for subsequent
 47 fiscal years.

48 Sec. 2. REVOLVING FUNDS. There is appropriated
 49 to the department of administrative services for the
 50 fiscal year beginning July 1, 2013, and ending June

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1 30, 2014, from the revolving funds designated in
 2 chapter 8A and from internal service funds created
 3 by the department such amounts as the department
 4 deems necessary for the operation of the department
 5 consistent with the requirements of chapter 8A.

6 Sec. 3. FUNDING FOR IOWACCESS.

7 1. Notwithstanding section 321A.3, subsection
 8 1, for the fiscal year beginning July 1, 2013, and
 9 ending June 30, 2014, the first \$750,000 collected

10 by the department of transportation and transferred
 11 to the treasurer of state with respect to the fees
 12 for transactions involving the furnishing of a
 13 certified abstract of a vehicle operating record under
 14 section 321A.3, subsection 1, shall be transferred
 15 to the lowAccess revolving fund for the purposes of
 16 developing, implementing, maintaining, and expanding
 17 electronic access to government records as provided by
 18 law.

19 2. All fees collected with respect to transactions
 20 involving lowAccess shall be deposited in the lowAccess
 21 revolving fund and shall be used only for the support
 22 of lowAccess projects.

23 Sec. 4. STATE EMPLOYEE HEALTH INSURANCE
 24 ADMINISTRATION CHARGE. For the fiscal year beginning
 25 July 1, 2013, and ending June 30, 2014, the monthly per
 26 contract administrative charge which may be assessed by
 27 the department of administrative services shall be \$2
 28 per contract on all health insurance plans administered
 29 by the department.

30 Sec. 5. AUDITOR OF STATE.

31 1. There is appropriated from the general fund of
 32 the state to the office of the auditor of state for the
 33 fiscal year beginning July 1, 2013, and ending June 30,
 34 2014, the following amount, or so much thereof as is
 35 necessary, to be used for the purposes designated, and
 36 for not more than the following full-time equivalent
 37 positions:

38 For salaries, support, maintenance, and
 39 miscellaneous purposes:
 40 \$ 1,047,256
 41 FTEs 103.00

42 2. The auditor of state may retain additional
 43 full-time equivalent positions as is reasonable and
 44 necessary to perform governmental subdivision audits
 45 which are reimbursable pursuant to section 11.20
 46 or 11.21, to perform audits which are requested by
 47 and reimbursable from the federal government, and
 48 to perform work requested by and reimbursable from
 49 departments or agencies pursuant to section 11.5A
 50 or 11.5B. The auditor of state shall notify the

Page 3

1 department of management, the legislative fiscal
 2 committee, and the legislative services agency of the
 3 additional full-time equivalent positions retained.

4 3. The auditor of state shall allocate moneys from
 5 the appropriation in this section solely for audit
 6 work related to the comprehensive annual financial
 7 report, federally required audits, and investigations
 8 of embezzlement, theft, or other significant financial

9 irregularities until the audit of the comprehensive
10 annual financial report is complete.

11 Sec. 6. IOWA ETHICS AND CAMPAIGN DISCLOSURE

12 BOARD. There is appropriated from the general fund of
13 the state to the Iowa ethics and campaign disclosure
14 board for the fiscal year beginning July 1, 2013, and
15 ending June 30, 2014, the following amount, or so much
16 thereof as is necessary, for the purposes designated:

17 For salaries, support, maintenance, and
18 miscellaneous purposes, and for not more than the
19 following full-time equivalent positions:

20 \$ 570,335
21 FTEs 5.00

22 Sec. 7. DEPARTMENT OF COMMERCE.

23 1. There is appropriated from the general fund
24 of the state to the department of commerce for the
25 fiscal year beginning July 1, 2013, and ending June 30,
26 2014, the following amounts, or so much thereof as is
27 necessary, for the purposes designated:

28 a. ALCOHOLIC BEVERAGES DIVISION

29 For salaries, support, maintenance, and
30 miscellaneous purposes, and for not more than the
31 following full-time equivalent positions:

32 \$ 1,220,391
33 FTEs 18.50

34 b. PROFESSIONAL LICENSING AND REGULATION BUREAU

35 For salaries, support, maintenance, and
36 miscellaneous purposes, and for not more than the
37 following full-time equivalent positions:

38 \$ 601,537
39 FTEs 12.50

40 2. There is appropriated from the department of
41 commerce revolving fund created in section 546.12
42 to the department of commerce for the fiscal year
43 beginning July 1, 2013, and ending June 30, 2014, the
44 following amounts, or so much thereof as is necessary,
45 for the purposes designated:

46 a. BANKING DIVISION

47 For salaries, support, maintenance, and
48 miscellaneous purposes, and for not more than the
49 following full-time equivalent positions:

50 \$ 9,167,235

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1 FTEs 74.50

2 b. CREDIT UNION DIVISION

3 For salaries, support, maintenance, and
4 miscellaneous purposes, and for not more than the
5 following full-time equivalent positions:

6 \$ 1,794,256
7 FTEs 15.00

8 c. INSURANCE DIVISION

9 (1) For salaries, support, maintenance, and
10 miscellaneous purposes, and for not more than the
11 following full-time equivalent positions:

12	\$ 5,032,989
13	FTEs 100.15

14 (2) The insurance division may reallocate
15 authorized full-time equivalent positions as necessary
16 to respond to accreditation recommendations or
17 requirements.

18 (3) The insurance division expenditures for
19 examination purposes may exceed the projected receipts,
20 refunds, and reimbursements, estimated pursuant to
21 section 505.7, subsection 7, including the expenditures
22 for retention of additional personnel, if the
23 expenditures are fully reimbursable and the division
24 first does both of the following:

25 (a) Notifies the department of management, the
26 legislative services agency, and the legislative fiscal
27 committee of the need for the expenditures.

28 (b) Files with each of the entities named in
29 subparagraph division (a) the legislative and
30 regulatory justification for the expenditures, along
31 with an estimate of the expenditures.

32 d. UTILITIES DIVISION

33 (1) For salaries, support, maintenance, and
34 miscellaneous purposes, and for not more than the
35 following full-time equivalent positions:

36	\$ 8,179,405
37	FTEs 79.00

38 (2) The utilities division may expend additional
39 moneys, including moneys for additional personnel, if
40 those additional expenditures are actual expenses which
41 exceed the moneys budgeted for utility regulation and
42 the expenditures are fully reimbursable. Before the
43 division expends or encumbers an amount in excess of
44 the moneys budgeted for regulation, the division shall
45 first do both of the following:

46 (a) Notify the department of management, the
47 legislative services agency, and the legislative fiscal
48 committee of the need for the expenditures.

49 (b) File with each of the entities named in
50 subparagraph division (a) the legislative and

1 regulatory justification for the expenditures, along
2 with an estimate of the expenditures.

3 3. CHARGES. Each division and the office of
4 consumer advocate shall include in its charges
5 assessed or revenues generated an amount sufficient
6 to cover the amount stated in its appropriation and

7 any state-assessed indirect costs determined by the
 8 department of administrative services.

9 Sec. 8. DEPARTMENT OF COMMERCE — PROFESSIONAL
 10 LICENSING AND REGULATION BUREAU. There is appropriated
 11 from the housing trust fund created pursuant to section
 12 16.181, to the bureau of professional licensing and
 13 regulation of the banking division of the department of
 14 commerce for the fiscal year beginning July 1, 2013,
 15 and ending June 30, 2014, the following amount, or
 16 so much thereof as is necessary, to be used for the
 17 purposes designated:

18 For salaries, support, maintenance, and
 19 miscellaneous purposes:

20 \$ 62,317

21 Sec. 9. IOWA TELECOMMUNICATIONS AND TECHNOLOGY
 22 COMMISSION — REGIONAL TELECOMMUNICATIONS
 23 COUNCILS. There is appropriated from the general
 24 fund of the state to the Iowa telecommunications and
 25 technology commission for the fiscal year beginning
 26 July 1, 2013, and ending June 30, 2014, the following
 27 amounts, or so much thereof as is necessary, to be used
 28 for the purposes designated:

29 For state aid for regional telecommunications
 30 councils:

31 \$ 992,913

32 The regional telecommunications councils established
 33 in section 8D.5 shall use the moneys appropriated in
 34 this section to provide coordination of technical
 35 assistance for network classrooms, planning and
 36 troubleshooting for local area networks, scheduling of
 37 video sites, and other related support activities.

38 Moneys appropriated in this section shall be
 39 distributed by the commission to the regional
 40 telecommunications councils based upon usage by
 41 region. The regional telecommunications councils shall
 42 report to the Iowa telecommunications and technology
 43 commission by January 31, 2014, for the immediately
 44 preceding six-month period beginning on July 1, 2013,
 45 and ending December 31, 2013, and by July 31, 2014, for
 46 the immediately preceding six-month period beginning
 47 on January 1, 2014, and ending on June 30, 2014. The
 48 report shall include information requested by the
 49 commission related to the activities supported through
 50 this appropriation.

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1 Sec. 10. GOVERNOR AND LIEUTENANT GOVERNOR. There
 2 is appropriated from the general fund of the state to
 3 the offices of the governor and the lieutenant governor
 4 for the fiscal year beginning July 1, 2013, and ending
 5 June 30, 2014, the following amounts, or so much

6 thereof as is necessary, to be used for the purposes
7 designated:

8 1. GENERAL OFFICE

9 For salaries, support, maintenance, and
10 miscellaneous purposes, and for not more than the
11 following full-time equivalent positions:

12 \$ 2,196,455
13 FTEs 20.00

14 2. TERRACE HILL QUARTERS

15 For salaries, support, maintenance, and
16 miscellaneous purposes for the governor's quarters
17 at terrace hill, and for not more than the following
18 full-time equivalent positions:

19 \$ 93,111
20 FTEs 2.00

21 Sec. 11. GOVERNOR'S OFFICE OF DRUG CONTROL
22 POLICY. There is appropriated from the general fund
23 of the state to the governor's office of drug control
24 policy for the fiscal year beginning July 1, 2013, and
25 ending June 30, 2014, the following amount, or so much
26 thereof as is necessary, to be used for the purposes
27 designated:

28 For salaries, support, maintenance, and
29 miscellaneous purposes, including statewide
30 coordination of the drug abuse resistance education
31 (D.A.R.E.) programs or similar programs, and for not
32 more than the following full-time equivalent positions:

33 \$ 241,134
34 FTEs 4.00

35 Sec. 12. DEPARTMENT OF HUMAN RIGHTS. There is
36 appropriated from the general fund of the state to
37 the department of human rights for the fiscal year
38 beginning July 1, 2013, and ending June 30, 2014, the
39 following amounts, or so much thereof as is necessary,
40 to be used for the purposes designated:

41 1. CENTRAL ADMINISTRATION DIVISION

42 For salaries, support, maintenance, and
43 miscellaneous purposes, and for not more than the
44 following full-time equivalent positions:

45 \$ 224,184
46 FTEs 5.65

47 2. COMMUNITY ADVOCACY AND SERVICES DIVISION

48 For salaries, support, maintenance, and
49 miscellaneous purposes, and for not more than the
50 following full-time equivalent positions:

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1 \$ 1,028,077
2 FTEs 9.62

3 3. COMMUNITY ACTION AGENCIES DIVISION

4 For qualifying energy conservation programs for

5 low-income persons, including but not limited to energy
6 weatherization projects, which target the highest
7 energy users, and including administrative costs:
8 \$ 281,129

9 Sec. 13. DEPARTMENT OF INSPECTIONS AND
10 APPEALS. There is appropriated from the general fund
11 of the state to the department of inspections and
12 appeals for the fiscal year beginning July 1, 2013, and
13 ending June 30, 2014, the following amounts, or so much
14 thereof as is necessary, for the purposes designated:

15 1. ADMINISTRATION DIVISION
16 For salaries, support, maintenance, and
17 miscellaneous purposes, and for not more than the
18 following full-time equivalent positions:
19 \$ 545,242
20 FTEs 13.65

21 2. ADMINISTRATIVE HEARINGS DIVISION
22 For salaries, support, maintenance, and
23 miscellaneous purposes, and for not more than the
24 following full-time equivalent positions:
25 \$ 678,942
26 FTEs 23.00

27 3. INVESTIGATIONS DIVISION
28 a. For salaries, support, maintenance, and
29 miscellaneous purposes, and for not more than the
30 following full-time equivalent positions:
31 \$ 2,573,089
32 FTEs 61.50

33 b. The department, in coordination with the
34 investigations division, shall submit a report to the
35 general assembly by December 1, 2013, concerning the
36 division's activities relative to fraud in public
37 assistance programs for the fiscal year beginning July
38 1, 2012, and ending June 30, 2013. The report shall
39 include but is not limited to a summary of the number
40 of cases investigated, case outcomes, overpayment
41 dollars identified, amount of cost avoidance, and
42 actual dollars recovered.

43 4. HEALTH FACILITIES DIVISION
44 a. For salaries, support, maintenance, and
45 miscellaneous purposes, and for not more than the
46 following full-time equivalent positions:
47 \$ 5,092,033
48 FTEs 113.00

49 b. The department shall, in coordination with
50 the health facilities division, make the following

1 information available to the public as part of the
2 department's development efforts to revise the
3 department's internet website:

4 (1) The number of inspections conducted by the
5 division annually by type of service provider and type
6 of inspection.

7 (2) The total annual operations budget for the
8 division, including general fund appropriations and
9 federal contract dollars received by type of service
10 provider inspected.

11 (3) The total number of full-time equivalent
12 positions in the division, to include the number of
13 full-time equivalent positions serving in a supervisory
14 capacity, and serving as surveyors, inspectors, or
15 monitors in the field by type of service provider
16 inspected.

17 (4) Identification of state and federal survey
18 trends, cited regulations, the scope and severity of
19 deficiencies identified, and federal and state fines
20 assessed and collected concerning nursing and assisted
21 living facilities and programs.

22 c. It is the intent of the general assembly that
23 the department and division continuously solicit input
24 from facilities regulated by the division to assess and
25 improve the division's level of collaboration and to
26 identify new opportunities for cooperation.

27 5. EMPLOYMENT APPEAL BOARD

28 a. For salaries, support, maintenance, and
29 miscellaneous purposes, and for not more than the
30 following full-time equivalent positions:

31 \$ 42,215
32 FTEs 11.00

33 b. The employment appeal board shall be reimbursed
34 by the labor services division of the department
35 of workforce development for all costs associated
36 with hearings conducted under chapter 91C, related
37 to contractor registration. The board may expend,
38 in addition to the amount appropriated under this
39 subsection, additional amounts as are directly billable
40 to the labor services division under this subsection
41 and to retain the additional full-time equivalent
42 positions as needed to conduct hearings required
43 pursuant to chapter 91C.

44 6. CHILD ADVOCACY BOARD

45 a. For foster care review and the court appointed
46 special advocate program, including salaries, support,
47 maintenance, and miscellaneous purposes, and for not
48 more than the following full-time equivalent positions:

49 \$ 2,680,290
50 FTEs 32.25

1 b. The department of human services, in
2 coordination with the child advocacy board and the

3 department of inspections and appeals, shall submit an
4 application for funding available pursuant to Tit. IV-E
5 of the federal Social Security Act for claims for child
6 advocacy board administrative review costs.

7 c. The court appointed special advocate program
8 shall investigate and develop opportunities for
9 expanding fund-raising for the program.

10 d. Administrative costs charged by the department
11 of inspections and appeals for items funded under this
12 subsection shall not exceed 4 percent of the amount
13 appropriated in this subsection.

14 7. FOOD AND CONSUMER SAFETY

15 For salaries, support, maintenance, and
16 miscellaneous purposes, and for not more than the
17 following full-time equivalent positions:

18	\$ 1,279,331
19	FTEs 23.25

20 Sec. 14. DEPARTMENT OF INSPECTIONS AND APPEALS
21 — WELFARE FRAUD ANNUAL MEETING — MEDICAID FRAUD
22 FUND APPROPRIATION. There is appropriated from the

23 Medicaid fraud fund created in section 249A.7 to
24 the investigations division of the department of
25 inspections and appeals for the fiscal year beginning
26 July 1, 2013, and ending June 30, 2014, the following
27 amount, or so much thereof as is necessary, to be used
28 for the purposes designated:

29 For costs associated with central staff attending
30 the united council on welfare fraud annual meeting:
31

31	\$ 5,000
----------	----------

32 Sec. 15. DEPARTMENT OF INSPECTIONS AND APPEALS
33 — MUNICIPAL CORPORATION FOOD INSPECTIONS. For the

34 fiscal year beginning July 1, 2013, and ending June 30,
35 2014, the department of inspections and appeals shall
36 retain any license fees generated during the fiscal
37 year as a result of actions under section 137F.3A
38 occurring during the period beginning July 1, 2009, and
39 ending June 30, 2014, for the purpose of enforcing the

40 provisions of chapters 137C, 137D, and 137F.
41 Sec. 16. RACING AND GAMING COMMISSION.

42 1. RACETRACK REGULATION

43 There is appropriated from the gaming regulatory
44 revolving fund established in section 99F.20 to the
45 racing and gaming commission of the department of
46 inspections and appeals for the fiscal year beginning
47 July 1, 2013, and ending June 30, 2014, the following
48 amount, or so much thereof as is necessary, to be used
49 for the purposes designated:

50 For salaries, support, maintenance, and

1 miscellaneous purposes for the regulation of

2 pari-mutuel racetracks, and for not more than the
3 following full-time equivalent positions:

4 \$ 3,068,492
5 FTEs 32.03

6 2. EXCURSION BOAT AND GAMBLING STRUCTURE REGULATION

7 There is appropriated from the gaming regulatory
8 revolving fund established in section 99F.20 to the
9 racing and gaming commission of the department of
10 inspections and appeals for the fiscal year beginning
11 July 1, 2013, and ending June 30, 2014, the following
12 amount, or so much thereof as is necessary, to be used
13 for the purposes designated:

14 For salaries, support, maintenance, and
15 miscellaneous purposes for administration and
16 enforcement of the excursion boat gambling and gambling
17 structure laws, and for not more than the following
18 full-time equivalent positions:

19 \$ 3,045,719
20 FTEs 40.72

21 Sec. 17. ROAD USE TAX FUND APPROPRIATION —
22 DEPARTMENT OF INSPECTIONS AND APPEALS. There is

23 appropriated from the road use tax fund created in
24 section 312.1 to the administrative hearings division
25 of the department of inspections and appeals for the
26 fiscal year beginning July 1, 2013, and ending June 30,
27 2014, the following amount, or so much thereof as is
28 necessary, for the purposes designated:

29 For salaries, support, maintenance, and
30 miscellaneous purposes:

31 \$ 1,623,897

32 Sec. 18. DEPARTMENT OF MANAGEMENT.

33 1. There is appropriated from the general fund
34 of the state to the department of management for the
35 fiscal year beginning July 1, 2013, and ending June 30,
36 2014, the following amounts, or so much thereof as is
37 necessary, to be used for the purposes designated:

38 For salaries, support, maintenance, and
39 miscellaneous purposes, and for not more than the
40 following full-time equivalent positions:

41 \$ 2,550,220
42 FTEs 21.00

43 2. Of the moneys appropriated in this section, the
44 department shall use a portion for enterprise resource
45 planning, providing for a salary model administrator,
46 conducting performance audits, and for the department's
47 LEAN process.

48 Sec. 19. ROAD USE TAX APPROPRIATION — DEPARTMENT
49 OF MANAGEMENT. There is appropriated from the road use
50 tax fund created in section 312.1 to the department

1 of management for the fiscal year beginning July 1,
2 2013, and ending June 30, 2014, the following amount,
3 or so much thereof as is necessary, to be used for the
4 purposes designated:

5 For salaries, support, maintenance, and
6 miscellaneous purposes:

7 \$ 56,000

8 Sec. 20. IOWA PUBLIC INFORMATION BOARD. There is
9 appropriated from the general fund of the state to
10 the Iowa public information board for the fiscal year
11 beginning July 1, 2013, and ending June 30, 2014, the
12 following amounts, or so much thereof as is necessary,
13 to be used for the purposes designated:

14 For salaries, support, maintenance, and
15 miscellaneous purposes and for not more than the
16 following full-time equivalent positions:

17 \$ 450,000

18 FTEs 3.00

19 Sec. 21. DEPARTMENT OF REVENUE.

20 1. There is appropriated from the general fund
21 of the state to the department of revenue for the
22 fiscal year beginning July 1, 2013, and ending June 30,
23 2014, the following amounts, or so much thereof as is
24 necessary, to be used for the purposes designated:

25 For salaries, support, maintenance, and
26 miscellaneous purposes, and for not more than the
27 following full-time equivalent positions:

28 \$ 18,080,840

29 FTEs 245.24

30 2. Of the funds appropriated pursuant to this
31 section, \$400,000 shall be used to pay the direct
32 costs of compliance related to the collection and
33 distribution of local sales and services taxes imposed
34 pursuant to chapters 423B and 423E, and \$200,000 shall
35 be used to pay for administrative costs.

36 3. The director of revenue shall prepare and issue
37 a state appraisal manual and the revisions to the
38 state appraisal manual as provided in section 421.17,
39 subsection 17, without cost to a city or county.

40 Sec. 22. MOTOR VEHICLE FUEL TAX
41 APPROPRIATION. There is appropriated from the motor
42 fuel tax fund created by section 452A.77 to the
43 department of revenue for the fiscal year beginning
44 July 1, 2013, and ending June 30, 2014, the following
45 amount, or so much thereof as is necessary, to be used
46 for the purposes designated:

47 For salaries, support, maintenance, miscellaneous
48 purposes, and for administration and enforcement of the
49 provisions of chapter 452A and the motor vehicle use
50 tax program:

1 \$ 1,305,775

2 Sec. 23. SECRETARY OF STATE.

3 1. There is appropriated from the general fund of
4 the state to the office of the secretary of state for
5 the fiscal year beginning July 1, 2013, and ending June
6 30, 2014, the following amounts, or so much thereof as
7 is necessary, to be used for the purposes designated:

8 For salaries, support, maintenance, and
9 miscellaneous purposes, and for not more than the
10 following full-time equivalent positions:

11 \$ 2,796,699

12 FTEs 29.00

13 2. The state department or state agency which
14 provides data processing services to support voter
15 registration file maintenance and storage shall provide
16 those services without charge.

17 Sec. 24. SECRETARY OF STATE FILING FEES REFUND.

18 Notwithstanding the obligation to collect fees pursuant
19 to the provisions of section 489.117, subsection 1,
20 paragraphs "a" and "o", section 490.122, subsection
21 1, paragraphs "a" and "s", and section 504.113,
22 subsection 1, paragraphs "a", "c", "d", "j", "k", "l",
23 and "m", for the fiscal year beginning July 1, 2013,
24 the secretary of state may refund these fees to the
25 filer pursuant to rules established by the secretary of
26 state. The decision of the secretary of state not to
27 issue a refund under rules established by the secretary
28 of state is final and not subject to review pursuant
29 to chapter 17A.

30 Sec. 25. TREASURER OF STATE.

31 1. There is appropriated from the general fund of
32 the state to the office of treasurer of state for the
33 fiscal year beginning July 1, 2013, and ending June 30,
34 2014, the following amount, or so much thereof as is
35 necessary, to be used for the purposes designated:

36 For salaries, support, maintenance, and
37 miscellaneous purposes, and for not more than the
38 following full-time equivalent positions:

39 \$ 1,084,392

40 FTEs 28.80

41 2. The office of treasurer of state shall supply
42 clerical, secretarial, and other administrative support
43 for the executive council.

44 Sec. 26. ROAD USE TAX APPROPRIATION — OFFICE
45 OF TREASURER OF STATE. There is appropriated from

46 the road use tax fund created in section 312.1 to
47 the office of treasurer of state for the fiscal year
48 beginning July 1, 2013, and ending June 30, 2014, the
49 following amount, or so much thereof as is necessary,
50 to be used for the purposes designated:

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1 For enterprise resource management costs related to
2 the distribution of road use tax funds:

3 \$ 93,148

4 Sec. 27. IPERS — GENERAL OFFICE. There is
5 appropriated from the Iowa public employees' retirement
6 system fund to the Iowa public employees' retirement
7 system for the fiscal year beginning July 1, 2013, and
8 ending June 30, 2014, the following amount, or so much
9 thereof as is necessary, to be used for the purposes
10 designated:

11 For salaries, support, maintenance, and other
12 operational purposes to pay the costs of the Iowa
13 public employees' retirement system, and for not more
14 than the following full-time equivalent positions:

15 \$ 17,686,968

16 FTEs 90.13

17 Sec. 28. INTEGRATED INFORMATION FOR IOWA
18 SYSTEM. There is appropriated from the general fund of
19 the state to the following departments and agencies for
20 the fiscal year beginning July 1, 2013, and ending June
21 30, 2014, the following amounts, or so much thereof as
22 is necessary, to be used for the payment of services
23 provided by the department of administrative services
24 related to the integrated information for Iowa system:

25 1. Department on aging:

26 \$ 5,687

27 2. Department of agriculture and land stewardship:

28 \$ 24,164

29 3. Department for the blind:

30 \$ 6,543

31 4. Iowa state civil rights commission:

32 \$ 2,178

33 5. College student aid commission:

34 \$ 17,166

35 6. Department of corrections:

36 \$ 12,228

37 7. Department of corrections for the Fort Madison
38 correctional facility:

39 \$ 28,799

40 8. Department of corrections for the Anamosa
41 correctional facility:

42 \$ 22,967

43 9. Department of corrections for the Oakdale
44 correctional facility:

45 \$ 57,645

46 10. Department of corrections for the Newton
47 correctional facility:

48 \$ 18,818

49 11. Department of corrections for the Mount
50 Pleasant correctional facility:

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1	\$	20,708
2	12. Department of corrections for the Rockwell City		
3	correctional facility:		
4	.....	\$	7,205
5	13. Department of corrections for the Clarinda		
6	correctional facility:		
7	.....	\$	17,703
8	14. Department of corrections for the Mitchellville		
9	correctional facility:		
10	.....	\$	13,431
11	15. Department of corrections for the Fort Dodge		
12	correctional facility:		
13	.....	\$	18,416
14	16. Department of cultural affairs:		
15	.....	\$	5,069
16	17. Economic development authority:		
17	.....	\$	47,407
18	18. Department of education:		
19	.....	\$	215,235
20	19. Department of education for the vocational		
21	rehabilitation services division:		
22	.....	\$	33,032
23	20. Department of education for the public		
24	broadcasting division:		
25	.....	\$	7,537
26	21. Department of human services for payments		
27	associated with administration:		
28	.....	\$	24,831
29	22. Department of human services for payments		
30	associated with assistance payments:		
31	.....	\$	581,192
32	23. Department of human services for the civil		
33	commitment unit for sexual offenders:		
34	.....	\$	8,599
35	24. Department of human services for payments		
36	associated with field operations:		
37	.....	\$	189,899
38	25. Department of human services for the state		
39	resource center at Glenwood:		
40	.....	\$	74,650
41	26. Department of human services for the state		
42	resource center at Woodward:		
43	.....	\$	65,728
44	27. Department of human services for the Iowa		
45	juvenile home at Toledo:		
46	.....	\$	7,766
47	28. Department of human services for the state		
48	training school at Eldora:		
49	\$	11,233
50	29. Department of human services for the Cherokee		

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1 mental health institute:
 2 \$ 10,273
 3 30. Department of human services for the Clarinda
 4 mental health institute:
 5 \$ 5,821
 6 31. Department of human services for the
 7 Independence mental health institute:
 8 \$ 15,304
 9 32. Department of human services for the Mount
 10 Pleasant mental health institute:
 11 \$ 7,375
 12 33. Office of the state public defender:
 13 \$ 20,061
 14 34. Iowa law enforcement academy:
 15 \$ 1,516
 16 35. Department of justice:
 17 \$ 21,975
 18 36. Department of natural resources:
 19 \$ 95,607
 20 37. Board of parole:
 21 \$ 748
 22 38. Department of public defense:
 23 \$ 27,436
 24 39. Department of public defense for the homeland
 25 security and emergency management division or its
 26 successor:
 27 \$ 55,346
 28 40. Public employment relations board:
 29 \$ 526
 30 41. Department of public health:
 31 \$ 51,018
 32 42. Department of public safety:
 33 \$ 87,295
 34 43. State board of regents:
 35 \$ 29,709
 36 44. Department of veterans affairs:
 37 \$ 2,443
 38 45. Department of veterans affairs for the Iowa
 39 veterans home:
 40 \$ 69,282
 41 46. Department of workforce development:
 42 \$ 274,819
 43 47. Judicial branch:
 44 \$ 137,380
 45 48. Iowa general assembly:
 46 \$ 26,548
 47 Sec. 29. INTEGRATED INFORMATION FOR IOWA SYSTEM —
 48 OFFICE OF CONSUMER ADVOCATE. There is appropriated
 49 from the department of commerce revolving fund created
 50 in section 546.12 to the office of consumer advocate

1 for the fiscal year beginning July 1, 2013, and ending
 2 June 30, 2014, the following amount, or so much thereof
 3 as is necessary, to be used for the purpose designated:
 4 For the payment of services provided by the
 5 department of administrative services related to the
 6 integrated information for Iowa system:
 7 \$ 1,425

8 DIVISION II

9 IOWA PUBLIC INFORMATION BOARD

10 Sec. 30. 2012 Iowa Acts, chapter 1115, section
 11 9, subsections 1, 4, and 6, are amended to read as
 12 follows:

13 1. Employ one employee as executive director who
 14 is an attorney admitted to practice law in the courts
 15 of this state to execute its authority ~~and prosecute~~
 16 including prosecuting respondents in proceedings before
 17 the board and ~~to represent~~ representing the board in
 18 proceedings before a court, as appropriate.

19 4. Receive complaints alleging violations of
 20 chapter 21 or 22, seek resolution of such complaints
 21 through informal assistance ~~or through mediation and~~
 22 ~~settlement~~, formally investigate such complaints,
 23 decide after such an investigation whether there is
 24 probable cause to believe a violation of chapter 21
 25 or 22 has occurred, and if probable cause has been
 26 found prosecute the respondent before the board in a
 27 contested case proceeding conducted according to the
 28 provisions of chapter 17A.

29 6. The board may examine a record of a governmental
 30 body or a government body that is the subject matter of
 31 a complaint, including any record that is confidential
 32 by law. Confidential records provided to the board by
 33 a governmental body or a government body shall continue
 34 to maintain their confidential status. Any member or
 35 employee of the board is subject to the same policies
 36 and penalties regarding the confidentiality of the
 37 document as an employee of the governmental body or a
 38 government body.

39 Sec. 31. 2012 Iowa Acts, chapter 1115, section 12,
 40 is amended by striking the section and inserting in
 41 lieu thereof the following:

42 SEC. 12. NEW SECTION. 23.9 Informal assistance.

43 After accepting a complaint, the board shall
 44 promptly work with the parties, through employees
 45 on its own staff, to reach an informal, expeditious
 46 resolution of the complaint.

47 Sec. 32. 2012 Iowa Acts, chapter 1115, section 13,
 48 subsection 1, is amended to read as follows:

49 1. If any party declines ~~mediation or settlement~~
 50 informal assistance or if ~~mediation or settlement~~

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1 informal assistance fails to resolve the matter to
2 the satisfaction of all parties, the board shall
3 initiate a formal investigation concerning the facts
4 and circumstances set forth in the complaint. The
5 board shall, after an appropriate investigation, make
6 a determination as to whether the complaint is within
7 the board's jurisdiction and whether there is probable
8 cause to believe that the facts and circumstances
9 alleged in the complaint constitute a violation of
10 chapter 21 or 22.

11 Sec. 33. 2012 Iowa Acts, chapter 1115, section
12 13, subsection 3, paragraph a, is amended to read as
13 follows:

14 a. If the board finds the complaint is within the
15 board's jurisdiction and there is probable cause to
16 believe there has been a violation of chapter 21 or 22
17 the board shall issue a written order to that effect
18 and shall commence a contested case proceeding under
19 chapter 17A against the respondent. ~~Notwithstanding~~
20 ~~section 17A.10A, if~~ If there are no material facts in
21 dispute, the board may order that the contested case
22 procedures relating to the presentation of evidence
23 shall not apply ~~as provided in section 17A.10A. An~~
24 ~~attorney selected by the~~ The executive director of the
25 board ~~or an attorney selected by the executive director~~
26 shall prosecute the respondent in the contested case
27 proceeding. At the termination of the contested case
28 proceeding the board shall, by a majority vote of its
29 members, render a final decision as to the merits of
30 the complaint. If the board finds that the complaint
31 has merit, the board may issue any appropriate order to
32 ensure enforcement of chapter 21 or 22 including but
33 not limited to an order requiring specified action or
34 prohibiting specified action and any appropriate order
35 to remedy any failure of the respondent to observe any
36 provision of those chapters.

37 DIVISION III
38 AUDITS

39 Sec. 34. Section 331.502, Code 2013, is amended by
40 adding the following new subsection:
41 NEW SUBSECTION. 41A. Have the authority to audit,
42 at the auditor's discretion, the financial condition
43 and transactions of all county funds and accounts for
44 compliance with state and federal law.

45 DIVISION IV

46 TERRACE HILL COMMISSION

47 Sec. 35. Section 8A.326, Code 2013, is amended by
48 adding the following new subsection:
49 NEW SUBSECTION. 1A. The governor may appoint an
50 administrator of the Terrace Hill facility who may

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1 perform any acts which are necessary or desirable to
2 coordinate the administration of the Terrace Hill
3 facility.

4 Sec. 36. Section 8A.326, subsection 2, Code 2013,
5 is amended by striking the subsection and inserting in
6 lieu thereof the following:

7 2. The purpose of the Terrace Hill commission is to
8 provide for the preservation, maintenance, renovation,
9 landscaping, and administration of the Terrace
10 Hill facility. The Terrace Hill facility includes
11 the Terrace Hill mansion, carriage house, grounds,
12 historical collections, and all other related property.

13 Sec. 37. Section 8A.326, subsection 3, Code 2013,
14 is amended to read as follows:

15 3. The Terrace Hill commission may enter into
16 contracts, subject to this chapter, to execute its
17 purposes, including, without limitation, contracts
18 authorizing nonprofit organizations acting solely for
19 the benefit and support of the Terrace Hill facility
20 to do any of the following:

21 a. Solicit funds and accept donations, gifts, and
22 bequests approved by the commission and in accordance
23 with priorities established by the commission.

24 b. Administer a Terrace Hill membership program.

25 c. Maintain the Terrace Hill historical
26 collections.

27 DIVISION V

28 SOCIOECONOMIC STUDY ON GAMBLING

29 Sec. 38. Section 99F.4, subsection 24, Code 2013,
30 is amended by striking the subsection.

31 2. By renumbering, redesignating, and correcting
32 internal references as necessary.

SENATE AMENDMENT

H-1320

1 Amend House File 604, as amended, passed, and
2 reprinted by the House, as follows:

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

5 <DIVISION I

6 FY 2013-2014 APPROPRIATIONS — STATUTORY CHANGES

7 DEPARTMENT FOR THE BLIND

8 Section 1. ADMINISTRATION. There is appropriated
9 from the general fund of the state to the department
10 for the blind for the fiscal year beginning July 1,
11 2013, and ending June 30, 2014, the following amount,
12 or so much thereof as is necessary, to be used for the
13 purposes designated:

14 1. For salaries, support, maintenance,
15 miscellaneous purposes, and for not more than the
16 following full-time equivalent positions:

17 \$ 2,191,815

18 FTEs 88.00

19 2. For costs associated with universal access to
20 audio information for blind and print handicapped
21 Iowans:

22 \$ 50,000

23 COLLEGE STUDENT AID COMMISSION

24 Sec. 2. There is appropriated from the general fund
25 of the state to the college student aid commission for
26 the fiscal year beginning July 1, 2013, and ending June
27 30, 2014, the following amounts, or so much thereof as
28 is necessary, to be used for the purposes designated:

29 1. GENERAL ADMINISTRATION

30 For salaries, support, maintenance, miscellaneous
31 purposes, and for not more than the following full-time
32 equivalent positions:

33 \$ 232,943

34 FTEs 3.95

35 2. STUDENT AID PROGRAMS

36 For payments to students for the Iowa grant program
37 established in section 261.93:

38 \$ 791,177

39 3. HEALTH CARE PROFESSIONAL RECRUITMENT PROGRAM

40 For the loan repayment program for health care
41 professionals established pursuant to section 261.19:

42 \$ 400,973

43 4. NATIONAL GUARD EDUCATIONAL ASSISTANCE PROGRAM

44 For purposes of providing national guard educational
45 assistance under the program established in section
46 261.86:

47 \$ 5,100,233

48 5. TEACHER SHORTAGE LOAN FORGIVENESS PROGRAM

49 For the teacher shortage loan forgiveness program
50 established in section 261.112:

Page 2

1 \$ 5,392,452

2 6. ALL IOWA OPPORTUNITY FOSTER CARE GRANT PROGRAM

3 For purposes of the all Iowa opportunity foster care
4 grant program established pursuant to section 261.6:

5 \$ 554,057

6 7. ALL IOWA OPPORTUNITY SCHOLARSHIP PROGRAM

7 a. For purposes of the all Iowa opportunity
8 scholarship program established pursuant to section
9 261.87:

10 \$ 2,240,854

11 b. If the moneys appropriated by the general
12 assembly to the college student aid commission for

13 fiscal year 2013-2014 for purposes of the all Iowa
14 opportunity scholarship program exceed \$500,000,
15 "eligible institution" as defined in section 261.87,
16 shall, during fiscal year 2013-2014, include accredited
17 private institutions as defined in section 261.9,
18 subsection 1.

19 8. REGISTERED NURSE AND NURSE EDUCATOR LOAN
20 FORGIVENESS PROGRAM

21 For purposes of the registered nurse and nurse
22 educator loan forgiveness program established pursuant
23 to section 261.23:

24 \$ 80,852

25 9. BARBER AND COSMETOLOGY ARTS AND SCIENCES TUITION
26 GRANT PROGRAM

27 For purposes of the barber and cosmetology arts and
28 sciences tuition grant program established pursuant to
29 section 261.18:

30 \$ 40,000

31 10. SKILLED WORKFORCE SHORTAGE TUITION GRANTS

32 For purposes of providing skilled workforce shortage
33 tuition grants in accordance with section 261.130:

34 \$ 5,000,000

35 Notwithstanding section 8.33, moneys appropriated in
36 this subsection that remain unencumbered or unobligated
37 at the close of the fiscal year shall not revert but
38 shall remain available for expenditure for the purposes
39 designated until the close of the fiscal year that
40 begins July 1, 2014.

41 11. RURAL IOWA PRIMARY CARE LOAN REPAYMENT PROGRAM

42 a. For purposes of the rural Iowa primary care
43 loan repayment program established pursuant to section
44 261.113:

45 \$ 2,000,000

46 b. From the moneys appropriated in paragraph "a",
47 not more than \$150,000 shall be used by the commission
48 for loan repayments for individuals who hold a license
49 issued under chapter 154C and are employed in a
50 critical human service area.

1 (1) The commission shall establish an application
2 process and criteria for loan repayment to licensed
3 social workers and shall determine the amount of time
4 a licensed social worker shall practice in a critical
5 human service area in order to qualify for loan
6 repayment under this paragraph "b".

7 (2) The annual amount of loan repayment a recipient
8 may receive under this paragraph "b" shall be \$6,500
9 or 20 percent of the licensed social worker's total
10 federally guaranteed Stafford loan amount under the
11 federal family education loan program or the federal

12 direct loan program, including principal and interest,
 13 whichever amount is less. The total loan repayment
 14 a recipient may receive from the commission during a
 15 consecutive five-year period shall not exceed the total
 16 remaining balance of the recipient's student loan debt
 17 or \$25,000, whichever is less.

18 (3) If a loan repayment recipient fails to meet the
 19 criteria and requirements established by the commission
 20 pursuant to this paragraph "b", the loan repayment
 21 recipient shall repay to the commission any funds paid
 22 by the commission on the recipient's loan.

23 (4) For purposes of this paragraph "b", "critical
 24 human service area" includes but is not limited to an
 25 area of the state with a shortage of social workers
 26 providing health, mental health, substance abuse,
 27 aging, HIV/AIDS, victim, or child welfare services,
 28 or communities with multilingual needs. An area
 29 designated as a mental health professional shortage
 30 area by the United States department of health
 31 and human services health resources and services
 32 administration is critical human service area.

33 (5) Notwithstanding section 8.33, moneys allocated
 34 for purposes of this paragraph "b" that remain
 35 unencumbered or unobligated at the close of the fiscal
 36 year shall not revert but shall remain available for
 37 expenditure for the purposes designated until the close
 38 of the following fiscal year.

39 (6) The commission shall adopt rules pursuant to
 40 chapter 17A for the administration of this paragraph
 41 "b".

42 Sec. 3. IOWA TUITION GRANT APPROPRIATIONS FOR FY
 43 2013-2014. Notwithstanding the standing appropriations
 44 in the following designated sections for the fiscal
 45 year beginning July 1, 2013, and ending June 30, 2014,
 46 the amounts appropriated from the general fund of the
 47 state to the college student aid commission pursuant to
 48 these sections for the following designated purposes
 49 shall not exceed the following amounts:

50 1. For Iowa tuition grants under section 261.25,

Page 4

1 subsection 1:

2 \$ 47,513,448

3 2. For tuition grants for students attending
 4 for-profit accredited private institutions located in
 5 Iowa under section 261.25, subsection 2:

6 \$ 2,500,000

7 Sec. 4. CHIROPRACTIC LOAN FUNDS. Notwithstanding
 8 section 261.72, the moneys deposited in the
 9 chiropractic loan revolving fund created pursuant
 10 to section 261.72 may be used for purposes of the

11 chiropractic loan forgiveness program established in
12 section 261.73.

13 Sec. 5. WORK-STUDY APPROPRIATION FOR FY
14 2013-2014. Notwithstanding section 261.85, for the
15 fiscal year beginning July 1, 2013, and ending June 30,
16 2014, the amount appropriated from the general fund of
17 the state to the college student aid commission for the
18 work-study program under section 261.85 shall be zero.

19 DEPARTMENT OF EDUCATION

20 Sec. 6. There is appropriated from the general fund
21 of the state to the department of education for the
22 fiscal year beginning July 1, 2013, and ending June 30,
23 2014, the following amounts, or so much thereof as is
24 necessary, to be used for the purposes designated:

25 1. GENERAL ADMINISTRATION

26 For salaries, support, maintenance, miscellaneous
27 purposes, and for not more than the following full-time
28 equivalent positions:

29 \$ 6,413,812
30 FTEs 81.67

31 2. VOCATIONAL EDUCATION ADMINISTRATION

32 For salaries, support, maintenance, miscellaneous
33 purposes, and for not more than the following full-time
34 equivalent positions:

35 \$ 598,197
36 FTEs 11.50

37 3. VOCATIONAL REHABILITATION SERVICES DIVISION

38 a. For salaries, support, maintenance,
39 miscellaneous purposes, and for not more than the
40 following full-time equivalent positions:

41 \$ 5,113,168
42 FTEs 255.00

43 For purposes of optimizing the job placement of
44 individuals with disabilities, the division shall make
45 its best efforts to work with community rehabilitation
46 program providers for job placement and retention
47 services for individuals with significant disabilities
48 and most significant disabilities. By January 15,
49 2014, the division shall submit a written report to the
50 general assembly on the division's outreach efforts

1 with community rehabilitation program providers.

2 b. For matching funds for programs to enable
3 persons with severe physical or mental disabilities to
4 function more independently, including salaries and
5 support, and for not more than the following full-time
6 equivalent position:

7 \$ 39,128
8 FTEs 1.00

9 c. For the entrepreneurs with disabilities program

10 established pursuant to section 259.4, subsection 9:
 11 \$ 145,535
 12 d. For costs associated with centers for
 13 independent living:
 14 \$ 40,294
 15 4. STATE LIBRARY
 16 a. For salaries, support, maintenance,
 17 miscellaneous purposes, and for not more than the
 18 following full-time equivalent positions:
 19 \$ 2,715,063
 20 FTEs 29.00
 21 b. For the enrich Iowa program established under
 22 section 256.57:
 23 \$ 2,924,228
 24 5. PUBLIC BROADCASTING DIVISION
 25 For salaries, support, maintenance, capital
 26 expenditures, miscellaneous purposes, and for not more
 27 than the following full-time equivalent positions:
 28 \$ 7,443,096
 29 FTEs 82.00
 30 6. VOCATIONAL EDUCATION TO SECONDARY SCHOOLS
 31 For reimbursement for vocational education
 32 expenditures made by secondary schools:
 33 \$ 2,630,134
 34 Moneys appropriated in this subsection shall be used
 35 to reimburse school districts for vocational education
 36 expenditures made by secondary schools to meet the
 37 standards set in sections 256.11, 258.4, and 260C.14.
 38 7. SCHOOL FOOD SERVICE
 39 For use as state matching funds for federal
 40 programs that shall be disbursed according to federal
 41 regulations, including salaries, support, maintenance,
 42 miscellaneous purposes, and for not more than the
 43 following full-time equivalent positions:
 44 \$ 2,176,797
 45 FTEs 20.58
 46 8. EARLY CHILDHOOD IOWA FUND — GENERAL AID
 47 For deposit in the school ready children grants
 48 account of the early childhood Iowa fund created in
 49 section 256I.11:
 50 \$ 5,386,113

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1 a. From the moneys deposited in the school ready
 2 children grants account for the fiscal year beginning
 3 July 1, 2013, and ending June 30, 2014, not more than
 4 \$265,950 is allocated for the early childhood Iowa
 5 office and other technical assistance activities. The
 6 early childhood Iowa state board shall direct staff to
 7 work with the early childhood stakeholders alliance
 8 created in section 256I.12 to inventory technical

9 assistance needs. Moneys allocated under this lettered
10 paragraph may be used by the early childhood Iowa state
11 board for the purpose of skills development and support
12 for ongoing training of staff. However, except as
13 otherwise provided in this subsection, moneys shall not
14 be used for additional staff or for the reimbursement
15 of staff.

16 b. As a condition of receiving moneys appropriated
17 in this subsection, each early childhood Iowa area
18 board shall report to the early childhood Iowa state
19 board progress on each of the local indicators approved
20 by the area board. Each early childhood Iowa area
21 board must also submit an annual budget for the area's
22 comprehensive school ready children grant developed for
23 providing services for children from birth through five
24 years of age, and provide other information specified
25 by the early childhood Iowa state board, including
26 budget amendments as needed. The early childhood Iowa
27 state board shall establish a submission deadline for
28 the annual budget and any budget amendments that allow
29 a reasonable period of time for preparation by the
30 early childhood Iowa area boards and for review and
31 approval or request for modification of the materials
32 by the early childhood Iowa state board. In addition,
33 each early childhood Iowa area board must continue to
34 comply with reporting provisions and other requirements
35 adopted by the early childhood Iowa state board in
36 implementing section 256I.9.

37 c. Of the amount appropriated in this subsection
38 for deposit in the school ready children grants account
39 of the early childhood Iowa fund, \$2,318,018 shall
40 be used for efforts to improve the quality of early
41 care, health, and education programs. Moneys allocated
42 pursuant to this paragraph may be used for additional
43 staff and for the reimbursement of staff. The early
44 childhood Iowa state board may reserve a portion of the
45 allocation, not to exceed \$88,650, for the technical
46 assistance expenses of the early childhood Iowa state
47 office, including the reimbursement of staff, and
48 shall distribute the remainder to early childhood Iowa
49 areas for local quality improvement efforts through
50 a methodology identified by the early childhood Iowa

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1 state board to make the most productive use of the
2 funding, which may include use of the distribution
3 formula, grants, or other means.

4 d. Of the amount appropriated in this subsection
5 for deposit in the school ready children grants account
6 of the early childhood Iowa fund, \$825,030 shall
7 be used for support of professional development and

8 training activities for persons working in early care,
9 health, and education by the early childhood Iowa
10 state board in collaboration with the professional
11 development component group of the early childhood
12 Iowa stakeholders alliance maintained pursuant to
13 section 256I.12, subsection 7, paragraph "b", and the
14 early childhood Iowa area boards. Expenditures shall
15 be limited to professional development and training
16 activities agreed upon by the parties participating in
17 the collaboration.

18 9. EARLY CHILDHOOD IOWA FUND — PRESCHOOL TUITION
19 ASSISTANCE

20 a. For deposit in the school ready children grants
21 account of the early childhood Iowa fund created in
22 section 256I.11:

23 \$ 5,428,877

24 b. The amount appropriated in this subsection shall
25 be used for early care, health, and education programs
26 to assist low-income parents with tuition for preschool
27 and other supportive services for children ages three,
28 four, and five who are not attending kindergarten in
29 order to increase the basic family income eligibility
30 requirement to not more than 200 percent of the federal
31 poverty level. In addition, if sufficient funding is
32 available after addressing the needs of those who meet
33 the basic income eligibility requirement, an early
34 childhood Iowa area board may provide for eligibility
35 for those with a family income in excess of the basic
36 income eligibility requirement through use of a sliding
37 scale or other copayment provisions.

38 10. EARLY CHILDHOOD IOWA FUND — FAMILY SUPPORT AND
39 PARENT EDUCATION

40 a. For deposit in the school ready children grants
41 account of the early childhood Iowa fund created in
42 section 256I.11:

43 \$ 12,364,434

44 b. The amount appropriated in this subsection
45 shall be used for family support services and parent
46 education programs targeted to families expecting a
47 child or with newborn and infant children through age
48 five and shall be distributed using the distribution
49 formula approved by the early childhood Iowa state
50 board and shall be used by an early childhood Iowa

1 area board only for family support services and parent
2 education programs targeted to families expecting a
3 child or with newborn and infant children through age
4 five.

5 11. BIRTH TO AGE THREE SERVICES

6 For expansion of the federal Individuals with

7 Disabilities Education Improvement Act of 2004, Pub.
8 L. No. 108-446, as amended to January 1, 2013, birth
9 through age three services due to increased numbers of
10 children qualifying for those services:

11 \$ 1,721,400

12 From the moneys appropriated in this subsection,
13 \$383,769 shall be allocated to the child health
14 specialty clinic at the state university of Iowa to
15 provide additional support for infants and toddlers
16 who are born prematurely, drug-exposed, or medically
17 fragile.

18 12. EARLY HEAD START PROJECTS

19 For early head start projects:

20 \$ 800,000

21 The moneys appropriated in this subsection shall be
22 used for implementation and expansion of early head
23 start pilot projects addressing the comprehensive
24 cognitive, social, emotional, and developmental needs
25 of children from birth to age three, including prenatal
26 support for qualified families. The projects shall
27 promote healthy prenatal outcomes and healthy family
28 functioning, and strengthen the development of infants
29 and toddlers in low-income families. Priority shall
30 be given to those organizations that have previously
31 qualified for and received state funding to administer
32 an early head start project.

33 13. TEXTBOOKS OF NONPUBLIC SCHOOL PUPILS

34 To provide moneys for costs of providing textbooks
35 to each resident pupil who attends a nonpublic school
36 as authorized by section 301.1:

37 \$ 560,214

38 Funding under this subsection is limited to \$20 per
39 pupil and shall not exceed the comparable services
40 offered to resident public school pupils.

41 14. CORE CURRICULUM AND CAREER INFORMATION AND
42 DECISION-MAKING SYSTEM

43 For purposes of implementing the statewide core
44 curriculum for school districts and accredited
45 nonpublic schools and a state-designated career
46 information and decision-making system:

47 \$ 2,000,000

48 15. STUDENT ACHIEVEMENT AND TEACHER QUALITY PROGRAM

49 For purposes of the student achievement and teacher
50 quality program established pursuant to chapter

1 284, and for not more than the following full-time
2 equivalent positions:

3 \$ 6,772,506

4 FTEs 2.00

5 16. JOBS FOR AMERICA'S GRADUATES

6 For school districts to provide direct services to
7 the most at-risk senior high school students enrolled
8 in school districts through direct intervention by a
9 job for America's graduates specialist:

10 \$ 800,000

11 17. EDUCATION REFORM

12 For implementation of the education reform
13 provisions pursuant to 2013 Iowa Acts, House File 215,
14 if enacted:

15 \$ 8,500,000

16 18. SUCCESSFUL PROGRESSION FOR EARLY READERS

17 For school districts to provide intensive
18 instructional services, curricula, initiatives,
19 programs, and supports in accordance with section
20 279.68, subsection 2:

21 \$ 12,000,000

22 19. COMPETENCY-BASED EDUCATION

23 For implementation of the competency-based education
24 grant program established pursuant to section 256.24
25 as provided in House File 215, if enacted, and the
26 competency-based education task force recommendations
27 as provided in House File 215, if enacted:

28 \$ 825,000

29 a. From the moneys appropriated in this subsection,
30 not less than \$500,000 shall be used to provide grants
31 under the competency-based education grant program
32 established pursuant to section 256.24 as provided in
33 House File 215, if enacted. Notwithstanding section
34 8.33, moneys received by the department pursuant to
35 this lettered paragraph that remain unencumbered or
36 unobligated at the close of the fiscal year shall not
37 revert but shall remain available for expenditure for
38 the purposes specified in this lettered paragraph
39 until July 1, 2018, or until the Iowa Code section
40 establishing the competency-based education grant
41 program is repealed, whichever occurs first.

42 b. From the moneys appropriated in this subsection,
43 not less than \$100,000 shall be used for writing model
44 competencies, not less than \$25,000 shall be used for
45 plans and templates, not less than \$100,000 shall be
46 used to develop the assessment validation rubric and
47 model assessments, and not less than \$100,000 shall be
48 used to design professional development in accordance
49 with the recommendations of the competency-based
50 education task force and as provided in House File 215,

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1 if enacted.

2 20. MIDWESTERN HIGHER EDUCATION COMPACT

3 For distribution to the midwestern higher education
4 compact to pay Iowa's member state annual obligation:

5 \$ 100,000
 6 Notwithstanding section 8.33, moneys appropriated
 7 for distribution to the midwestern higher education
 8 compact pursuant to this subsection that remain
 9 unencumbered or unobligated at the close of the fiscal
 10 year shall not revert but shall remain available for
 11 expenditure for the purpose designated until the close
 12 of the succeeding fiscal year.

13 21. COMMUNITY COLLEGES

14 a. For general state financial aid to merged
 15 areas as defined in section 260C.2 in accordance with
 16 chapters 258 and 260C:

17 \$193,274,647

18 Notwithstanding the allocation formula in section
 19 260C.18C, the funds appropriated in this subsection
 20 shall be allocated as follows:

- 21 (1) Merged Area I \$ 9,572,490
- 22 (2) Merged Area II \$ 9,772,970
- 23 (3) Merged Area III \$ 9,035,001
- 24 (4) Merged Area IV \$ 4,443,196
- 25 (5) Merged Area V \$ 10,865,853
- 26 (6) Merged Area VI \$ 8,657,389
- 27 (7) Merged Area VII \$ 13,121,235
- 28 (8) Merged Area IX \$ 16,582,059
- 29 (9) Merged Area X \$ 30,143,212
- 30 (10) Merged Area XI \$ 31,835,539
- 31 (11) Merged Area XII \$ 10,781,694
- 32 (12) Merged Area XIII \$ 11,522,373
- 33 (13) Merged Area XIV \$ 4,527,071
- 34 (14) Merged Area XV \$ 14,202,552
- 35 (15) Merged Area XVI \$ 8,212,013

36 b. For distribution to community colleges to
 37 supplement faculty salaries:

38 \$ 500,000

39 c. For deposit in the gap tuition assistance fund
 40 established pursuant to section 260I.2, subsection 2:

41 \$ 2,000,000

42 Sec. 7. ONLINE CURRICULUM FOR UNIFORM TRANSFER OF
 43 ACADEMIC CREDIT — STUDY AND REPORT.

44 1. The department of education shall conduct
 45 a study regarding the establishment of an online
 46 curriculum to facilitate the transfer of academic
 47 credits earned by students residing in child foster
 48 care facilities licensed under section 237.4, and in
 49 institutions controlled by the department of human
 50 services and listed in section 218.1, between those

1 facilities and institutions and public and accredited
 2 nonpublic schools. The goal of the curriculum shall
 3 be to minimize wherever possible the loss of academic

4 credit for coursework completed by such students.
 5 2. Instruction provided through the online
 6 curriculum shall be taught by teachers licensed under
 7 chapter 272. All courses in the online curriculum
 8 shall meet existing accreditation standards.
 9 3. The department shall submit a report of its
 10 findings and recommendations to the general assembly
 11 by January 3, 2014.

12 STATE BOARD OF REGENTS

13 Sec. 8. There is appropriated from the general fund
 14 of the state to the state board of regents for the
 15 fiscal year beginning July 1, 2013, and ending June 30,
 16 2014, the following amounts, or so much thereof as is
 17 necessary, to be used for the purposes designated:

18 1. OFFICE OF STATE BOARD OF REGENTS

19 a. For salaries, support, maintenance,
 20 miscellaneous purposes, and for not more than the
 21 following full-time equivalent positions:

22 \$ 1,065,005
 23 FTEs 15.00

24 The state board of regents shall submit a monthly
 25 financial report in a format agreed upon by the state
 26 board of regents office and the legislative services
 27 agency. The report submitted in December 2013 shall
 28 include the five-year graduation rates for the regents
 29 universities.

30 b. For moneys to be allocated to the southwest Iowa
 31 regents resource center in Council Bluffs:

32 \$ 182,734

33 c. For moneys to be allocated to the northwest Iowa
 34 regents resource center in Sioux City under section
 35 262.9, subsection 22:

36 \$ 66,601

37 d. For moneys to be allocated to the quad-cities
 38 graduate studies center:

39 \$ 34,513

40 The board may transfer moneys appropriated under
 41 paragraph "b", "c", or "d", of this subsection to any
 42 of the other centers specified in paragraph "b", "c",
 43 or "d", if the board notifies, in writing, the general
 44 assembly and the legislative services agency of the
 45 amount, the date, and the purpose of the transfer.

46 e. For moneys to be distributed to Iowa public
 47 radio for public radio operations:

48 \$ 391,568

49 f. For purposes of funding a student financial aid
 50 program for Iowa undergraduate students who demonstrate

1 financial need and who attend an institution of higher
 2 learning governed by the board:

3 \$ 10,000,000
4 2. STATE UNIVERSITY OF IOWA
5 a. General university, including lakeside
6 laboratory
7 For salaries, support, maintenance, equipment,
8 financial aid, miscellaneous purposes, and for not more
9 than the following full-time equivalent positions:
10 \$222,041,351
11 FTEs 5,058.55
12 b. Oakdale campus
13 For salaries, support, maintenance, miscellaneous
14 purposes, and for not more than the following full-time
15 equivalent positions:
16 \$ 2,186,558
17 FTEs 38.25
18 c. State hygienic laboratory
19 For salaries, support, maintenance, miscellaneous
20 purposes, and for not more than the following full-time
21 equivalent positions:
22 \$ 4,402,615
23 FTEs 102.50
24 d. Family practice program
25 For allocation by the dean of the college of
26 medicine, with approval of the advisory board, to
27 qualified participants to carry out the provisions
28 of chapter 148D for the family practice program,
29 including salaries and support, and for not more than
30 the following full-time equivalent positions:
31 \$ 1,788,265
32 FTEs 190.40
33 e. Child health care services
34 For specialized child health care services,
35 including childhood cancer diagnostic and treatment
36 network programs, rural comprehensive care for
37 hemophilia patients, and the Iowa high-risk infant
38 follow-up program, including salaries and support, and
39 for not more than the following full-time equivalent
40 positions:
41 \$ 659,456
42 FTEs 57.97
43 f. Statewide cancer registry
44 For the statewide cancer registry, and for not more
45 than the following full-time equivalent positions:
46 \$ 149,051
47 FTEs 2.10
48 g. Substance abuse consortium
49 For moneys to be allocated to the Iowa consortium
50 for substance abuse research and evaluation, and

1 for not more than the following full-time equivalent

2 position:

3 \$ 55,529
 4 FTEs 1.00

5 h. Center for biocatalysis

6 For the center for biocatalysis, and for not more
 7 than the following full-time equivalent positions:

8 \$ 723,727
 9 FTEs 6.28

10 i. Primary health care initiative

11 For the primary health care initiative in the
 12 college of medicine, and for not more than the
 13 following full-time equivalent positions:

14 \$ 648,930
 15 FTEs 5.89

16 From the moneys appropriated in this lettered
 17 paragraph, \$254,889 shall be allocated to the
 18 department of family practice at the state university
 19 of Iowa college of medicine for family practice faculty
 20 and support staff.

21 j. Birth defects registry

22 For the birth defects registry, and for not more
 23 than the following full-time equivalent position:

24 \$ 38,288
 25 FTEs 1.00

26 k. Larned A. Waterman Iowa nonprofit resource
 27 center

28 For the Larned A. Waterman Iowa nonprofit resource
 29 center, and for not more than the following full-time
 30 equivalent positions:

31 \$ 162,539
 32 FTEs 2.75

33 l. Iowa online advanced placement academy science,
 34 technology, engineering, and mathematics initiative

35 For the establishment of the Iowa online advanced
 36 placement academy science, technology, engineering, and
 37 mathematics initiative:

38 \$ 481,849

39 m. For the Iowa flood center for use by the
 40 university's college of engineering pursuant to section
 41 466C.1:

42 \$ 1,500,000

43 3. IOWA STATE UNIVERSITY OF SCIENCE AND TECHNOLOGY

44 a. General university

45 For salaries, support, maintenance, equipment,
 46 financial aid, miscellaneous purposes, and for not more
 47 than the following full-time equivalent positions:

48 \$173,986,353
 49 FTEs 3,647.42

50 b. Agricultural experiment station

1 For the agricultural experiment station salaries,
 2 support, maintenance, miscellaneous purposes, and
 3 for not more than the following full-time equivalent
 4 positions:

5 \$ 28,111,877
 6 FTEs 546.98

7 c. Cooperative extension service in agriculture and
 8 home economics

9 For the cooperative extension service in agriculture
 10 and home economics salaries, support, maintenance,
 11 miscellaneous purposes, and for not more than the
 12 following full-time equivalent positions:

13 \$ 17,936,722
 14 FTEs 383.34

15 d. Leopold center

16 For agricultural research grants at Iowa state
 17 university of science and technology under section
 18 266.39B, and for not more than the following full-time
 19 equivalent positions:

20 \$ 397,417
 21 FTEs 11.25

22 e. Livestock disease research

23 For deposit in and the use of the livestock disease
 24 research fund under section 267.8:

25 \$ 172,844

26 4. UNIVERSITY OF NORTHERN IOWA

27 a. General university

28 For salaries, support, maintenance, equipment,
 29 financial aid, miscellaneous purposes, and for not more
 30 than the following full-time equivalent positions:

31 \$ 87,222,819
 32 FTEs 1,447.50

33 b. Recycling and reuse center

34 For purposes of the recycling and reuse center, and
 35 for not more than the following full-time equivalent
 36 positions:

37 \$ 175,256
 38 FTEs 3.00

39 c. Science, technology, engineering, and
 40 mathematics (STEM) collaborative initiative

41 For purposes of the science, technology,
 42 engineering, and mathematics (STEM) collaborative
 43 initiative established pursuant to section 268.7, and
 44 for not more than the following full-time equivalent
 45 positions:

46 \$ 5,700,000
 47 FTEs 6.20

48 (1) From the moneys appropriated in this lettered
 49 paragraph, up to \$282,000 shall be allocated for
 50 salaries, staffing, and institutional support. The

1 remainder of the moneys appropriated in this lettered
 2 paragraph shall be expended only to support activities
 3 directly related to recruitment of kindergarten
 4 through grade 12 mathematics and science teachers and
 5 for ongoing mathematics and science programming for
 6 students enrolled in kindergarten through grade 12.

7 (2) The university of northern Iowa shall work with
 8 the community colleges to develop STEM professional
 9 development programs for community college instructors
 10 and STEM curriculum development.

11 (3) From the moneys appropriated in this lettered
 12 paragraph, up to \$1,000,000 may be used to provide
 13 technology education opportunities to high school,
 14 career academy, and community college students
 15 through a public-private partnerships, as well as
 16 opportunities for students and faculties at these
 17 institutions to secure broad-based information
 18 technology certification. The Iowa governor's STEM
 19 advisory council shall utilize a request for proposals
 20 process for contracts to make available, through the
 21 regional STEM network hubs, at high schools, career
 22 academies, and community colleges, instruction on
 23 skills and competencies that are essential for the
 24 workplace and which are requested by Iowa's employers.
 25 Such a contract shall include the following components:

- 26 (a) A research-based curriculum.
- 27 (b) Online access to the curriculum.
- 28 (c) Instructional software for classroom and
 29 student use.
- 30 (d) Certification of skills and competencies in
 31 a broad base of information technology-related skill
 32 areas.
- 33 (e) Professional development for teachers.
- 34 (f) Deployment and program support, including but
 35 not limited to integration with current curriculum
 36 standards.

37 d. Real estate education program
 38 For purposes of the real estate education program,
 39 and for not more than the following full-time
 40 equivalent position:

41 \$ 125,302
 42 FTEs 1.00

43 5. STATE SCHOOL FOR THE DEAF

44 For salaries, support, maintenance, miscellaneous
 45 purposes, and for not more than the following full-time
 46 equivalent positions:

47 \$ 9,207,705
 48 FTEs 126.60

49 6. IOWA BRAILLE AND SIGHT SAVING SCHOOL

50 For salaries, support, maintenance, miscellaneous

1 purposes, and for not more than the following full-time
2 equivalent positions:

3 \$ 3,838,962
4 FTEs 62.87

5 7. TUITION AND TRANSPORTATION COSTS

6 For payment to local school boards for the tuition
7 and transportation costs of students residing in the
8 Iowa braille and sight saving school and the state
9 school for the deaf pursuant to section 262.43 and
10 for payment of certain clothing, prescription, and
11 transportation costs for students at these schools
12 pursuant to section 270.5:

13 \$ 11,763

14 8. LICENSED CLASSROOM TEACHERS

15 For distribution at the Iowa braille and sight
16 saving school and the Iowa school for the deaf based
17 upon the average yearly enrollment at each school as
18 determined by the state board of regents:

19 \$ 82,049

20 Sec. 9. ENERGY COST-SAVINGS PROJECTS —
21 FINANCING. For the fiscal year beginning July 1,
22 2013, and ending June 30, 2014, the state board of
23 regents may use notes, bonds, or other evidences of
24 indebtedness issued under section 262.48 to finance
25 projects that will result in energy cost savings in an
26 amount that will cause the state board to recover the
27 cost of the projects within an average of six years.

28 Sec. 10. PRESCRIPTION DRUG COSTS. Notwithstanding
29 section 270.7, the department of administrative
30 services shall pay the state school for the deaf and
31 the Iowa braille and sight saving school the moneys
32 collected from the counties during the fiscal year
33 beginning July 1, 2013, for expenses relating to
34 prescription drug costs for students attending the
35 state school for the deaf and the Iowa braille and
36 sight saving school.

37 Sec. 11. Section 256I.7, subsection 1, paragraph a,
38 Code 2013, is amended to read as follows:

39 a. The early childhood Iowa functions for an area
40 shall be performed under the authority of an early
41 childhood Iowa area board. The members of an area
42 board shall be elected officials or members of the
43 public who are not employed by a provider of services
44 to or for the area board. In addition, the membership
45 of an area board shall include representation from
46 early care, education, health, human services,
47 business, and faith interests, and at least one parent,
48 grandparent, or guardian of a child from zero through
49 age five. However, not more than one member shall
50 represent the same entity or interest.

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1 Sec. 12. Section 256I.8, Code 2013, is amended by
2 adding the following new subsection:
3 NEW SUBSECTION. 3. An area board shall not be a
4 provider of services to or for the area board.

5 Sec. 13. NEW SECTION. 256I.13 Home visitation
6 program — funding intent.

7 1. In order to implement the legislative intent
8 stated in sections 135.106 and 256I.9, that priority
9 for home visitation program funding be given to
10 programs using evidence-based or promising models
11 for home visitation, it is the intent of the general
12 assembly to phase in the funding priority as follows:

13 a. By July 1, 2013, twenty-five percent of state
14 funds expended for home visiting programs are for
15 evidence-based or promising program models.

16 b. By July 1, 2014, fifty percent of state
17 funds expended for home visiting programs are for
18 evidence-based or promising program models.

19 c. By July 1, 2015, seventy-five percent of state
20 funds expended for home visiting programs are for
21 evidence-based or promising program models.

22 d. By July 1, 2016, ninety percent of state
23 funds expended for home visiting programs are for
24 evidence-based or promising program models. The
25 remaining ten percent of funds may be used for
26 innovative program models that do not yet meet the
27 definition of evidence-based or promising programs.

28 2. For the purposes of this section, unless the
29 context otherwise requires or unless otherwise provided
30 under federal law:

31 a. "Evidence-based program" means a program that
32 is based on scientific evidence demonstrating that
33 the program model is effective. An evidence-based
34 program shall be reviewed on site and compared to
35 program model standards by the model developer or the
36 developer's designee at least every five years to
37 ensure that the program continues to maintain fidelity
38 with the program model. The program model shall have
39 had demonstrated significant and sustained positive
40 outcomes in an evaluation utilizing a well-designed and
41 rigorous randomized controlled research design or a
42 quasi-experimental research design, and the evaluation
43 results shall have been published in a peer-reviewed
44 journal.

45 b. "Family support programs" includes group-based
46 parent education or home visiting programs that are
47 designed to strengthen protective factors, including
48 parenting skills, increasing parental knowledge of
49 child development, and increasing family functioning
50 and problem solving skills. A family support program

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1 may be used as an early intervention strategy to
2 improve birth outcomes, parental knowledge, family
3 economic success, the home learning environment, family
4 and child involvement with others, and coordination
5 with other community resources. A family support
6 program may have a specific focus on preventing child
7 maltreatment or ensuring children are safe, healthy,
8 and ready to succeed in school.

9 c. "Promising program" means a program that meets
10 all of the following requirements:

11 (1) The program conforms to a clear, consistent
12 family support model that has been in existence for at
13 least three years.

14 (2) The program is grounded in relevant empirically
15 based knowledge.

16 (3) The program is linked to program-determined
17 outcomes.

18 (4) The program is associated with a national
19 or state organization that either has comprehensive
20 program standards that ensure high-quality service
21 delivery and continuous program quality improvement
22 or the program model has demonstrated through the
23 program's benchmark outcomes that the program has
24 achieved significant positive outcomes equivalent
25 to those achieved by program models with published
26 significant and sustained results in a peer-reviewed
27 journal.

28 (5) The program has been awarded the Iowa family
29 support credential and has been reviewed on site
30 at least every five years to ensure the program's
31 adherence to the Iowa family support standards approved
32 by the state board or a comparable set of standards.
33 The on-site review is completed by an independent
34 review team that is not associated with the program or
35 the organization administering the program.

36 3. a. The data reporting requirements adopted by
37 the state board pursuant to section 256I.4 for the
38 family support programs targeted to families expecting
39 a child or with newborn and infant children through age
40 five and funded through the state board shall require
41 the programs to participate in a state-administered
42 internet-based data collection system. The data
43 reporting requirements shall be developed in a manner
44 to provide for compatibility with local data collection
45 systems. The state board's annual report submitted
46 each January to the governor and general assembly under
47 section 256I.4 shall include family support program
48 outcomes beginning with the January 2015 report.

49 b. The data on families served that is collected by
50 the family support programs funded through the early

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1 childhood Iowa initiative shall include but is not
2 limited to basic demographic information, services
3 received, funding utilized, and program outcomes for
4 the children and families served. The state board
5 shall adopt performance benchmarks for the family
6 support programs and shall revise the Iowa family
7 support credential to incorporate the performance
8 benchmarks on or before January 1, 2014.

9 c. The state board shall identify minimum
10 competency standards for the employees and supervisors
11 of family support programs funded through the early
12 childhood Iowa initiative. The state board shall
13 submit recommendations concerning the standards to the
14 governor and general assembly on or before January 1,
15 2014.

16 d. The state board shall adopt criminal and child
17 abuse record check requirements for the employees and
18 supervisors of family support programs funded through
19 the early childhood Iowa initiative.

20 e. The state board shall develop a plan to
21 implement a coordinated intake and referral process for
22 publicly funded family support programs in order to
23 engage the families expecting a child or with newborn
24 and infant children through age five in all communities
25 in the state by July 1, 2015.

26 Sec. 14. Section 261.113, subsections 1, 2, 6, 8,
27 and 10, Code 2013, are amended to read as follows:

28 1. Program established. A rural Iowa primary
29 care loan repayment program is established to be
30 administered by the college student aid commission
31 for purposes of providing loan repayments for medical
32 students, physician assistant students, and advanced
33 registered nurse practitioner students who agree
34 to practice as physicians, physician assistants,
35 or advanced registered nurse practitioners in
36 service commitment areas for five years and meet the
37 requirements of this section.

38 2. Eligibility. An individual is eligible to
39 apply to enter into a program agreement with the
40 commission if the individual is enrolled full-time in
41 and receives a recommendation from the state university
42 of Iowa college of medicine or Des Moines university —
43 osteopathic medical center in a curriculum leading to
44 a doctor of medicine degree, ~~or a doctor of osteopathy~~
45 degree, a master of physician assistant studies degree,
46 or a master of science in nursing degree.

47 6. Selection of service commitment area. A loan
48 repayment recipient shall notify the commission of the
49 recipient's service commitment area prior to beginning
50 practice in the area in accordance with subsection 3,

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1 paragraph "d", or subsection 3A, paragraph "c", as
2 appropriate. The commission may waive the requirement
3 that the loan repayment recipient practice in the same
4 service commitment area for all sixty months.

5 8. Part-time practice — agreement amended. A
6 person who entered into an agreement pursuant to
7 subsection 3 or 3A may apply to the commission to amend
8 the agreement to allow the person to engage in less
9 than the full-time practice specified in the agreement
10 and either under subsection 3, paragraph "d", or under
11 subsection 3A, paragraph "c", as appropriate. If the
12 commission determines exceptional circumstances exist,
13 the commission and the person may consent to amend the
14 agreement under which the person shall engage in less
15 than full-time practice of medicine and surgery or
16 osteopathic medicine and surgery specializing in family
17 medicine, pediatrics, psychiatry, internal medicine,
18 or general surgery in a service commitment area for
19 an extended period of part-time practice determined
20 by the commission to be proportional to the amount
21 of full-time practice remaining under the original
22 agreement.

23 10. Trust fund established. A rural Iowa primary
24 care trust fund is created in the state treasury as a
25 separate fund under the control of the commission. The
26 commission shall remit all repayments made pursuant to
27 this section to the rural Iowa primary care trust fund.
28 All moneys deposited or paid into the trust fund are
29 appropriated and made available to the commission to
30 be used for meeting the requirements of this section.
31 Moneys in the fund up to the total amount that an
32 eligible student may receive for an eligible loan in
33 accordance with this section and upon fulfilling the
34 requirements of subsection 3 or 3A, shall be considered
35 encumbered for the duration of the agreement entered
36 into pursuant to subsection 3 or 3A. Notwithstanding
37 section 8.33, any balance in the fund on June 30 of
38 each fiscal year shall not revert to the general fund
39 of the state, but shall be available for purposes of
40 this section in subsequent fiscal years.

41 Sec. 15. Section 261.113, Code 2013, is amended by
42 adding the following new subsection:

43 NEW SUBSECTION. 3A. Program agreements for
44 physician assistant students and advanced registered
45 nurse practitioner students. A program agreement shall
46 be entered into by an eligible physician assistant
47 student or an advanced registered nurse practitioner
48 student and the commission when the eligible student
49 begins the curriculum leading to a master of physician
50 assistant studies degree or a master of science in

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1 nursing degree. Under the agreement, to receive loan
2 repayments pursuant to subsection 5, paragraph "c", an
3 eligible student shall agree to and shall fulfill all
4 of the following requirements:

5 a. Receive a master of physician assistant studies
6 degree or a master of science in nursing degree from an
7 eligible university.

8 b. Apply for and obtain a license to practice as a
9 physician assistant under chapter 148C or an advanced
10 registered nurse practitioner under chapter 152 or
11 152E.

12 c. Within nine months of receiving a degree in
13 accordance with paragraph "a" and receiving a license
14 in accordance with paragraph "b", engage in full-time
15 primary practice as a physician assistant or an
16 advanced registered nurse practitioner for a period of
17 sixty consecutive months in the service commitment area
18 specified under subsection 6, unless the loan repayment
19 recipient receives a waiver from the commission to
20 complete the months of practice required under the
21 agreement in another service commitment area pursuant
22 to subsection 6.

23 Sec. 16. Section 261.113, subsection 5, paragraphs
24 a and b, Code 2013, are amended to read as follows:

25 a. The amount of loan repayment an eligible student
26 who enters into an agreement pursuant to subsection
27 ~~3 shall receive upon fulfilling the requirements~~
28 ~~of subsection 3 if in compliance with obligations~~
29 ~~under the agreement~~ shall be not more than ~~fifty~~
30 ~~forty~~ thousand dollars annually for an eligible loan.
31 Payments under this section are limited to a ~~four-year~~
32 ~~consecutive five-year~~ period and shall not exceed a
33 total of two hundred thousand dollars.

34 b. The commission shall not enter into more than
35 ~~twenty~~ ~~twenty-five~~ program agreements annually.
36 Fifty percent of the agreements shall be entered into
37 by students attending each university described in
38 subsection 2. However, if there are fewer than ten
39 eligible student applicants at one university, eligible
40 student applicants enrolled in the other university may
41 be awarded the remaining agreements.

42 Sec. 17. Section 261.113, subsection 5, Code 2013,
43 is amended by adding the following new paragraph:

44 NEW PARAGRAPH. c. The annual amount of loan
45 repayment an eligible student who enters into an
46 agreement pursuant to subsection 3A shall receive
47 shall not exceed twenty percent of the eligible
48 student's eligible loan. A physician assistant or
49 advanced registered nurse practitioner in compliance
50 with subsection 3A shall be eligible for the loan

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1 repayment under this section for not more than five
2 consecutive years. Not more than twenty percent of
3 the funds available for purposes of this section shall
4 be expended for agreements entered into pursuant to
5 subsection 3A.

6 Sec. 18. Section 261.113, subsection 9, paragraph
7 a, unnumbered paragraph 1, Code 2013, is amended to
8 read as follows:

9 The obligation to engage in practice in accordance
10 with subsection 3 or subsection 3A shall be postponed
11 for the following purposes:

12 Sec. 19. Section 261.113, subsection 9, paragraph
13 a, subparagraph (6), Code 2013, is amended to read as
14 follows:

15 (6) Any period of temporary medical incapacity
16 during which the person obligated is unable, due to
17 a medical condition, to engage in full-time practice
18 as required under subsection 3, paragraph "d", or
19 subsection 3A, paragraph "c", as appropriate.

20 Sec. 20. Section 261.113, subsection 9, paragraph
21 b, Code 2013, is amended to read as follows:

22 b. Except for a postponement under paragraph "a",
23 subparagraph (6), an obligation to engage in practice
24 under an agreement entered into pursuant to subsection
25 3 or 3A, shall not be postponed for more than two
26 years from the time the full-time practice was to have
27 commenced under the agreement.

28 Sec. 21. Section 261.113, subsection 9, paragraph
29 c, unnumbered paragraph 1, Code 2013, is amended to
30 read as follows:

31 An obligation to engage in ~~full-time~~ practice under
32 an agreement entered into pursuant to subsection 3
33 or 3A shall be considered satisfied when any of the
34 following conditions are met:

35 Sec. 22. Section 261.113, subsection 9, paragraph
36 c, subparagraph (3), Code 2013, is amended to read as
37 follows:

38 (3) The person who entered into the agreement,
39 due to a permanent disability, is unable to meet
40 the requirements for practice medicine and surgery
41 or osteopathic medicine and surgery as required
42 under subsection 3, paragraph "d", or subsection 3A,
43 paragraph "c", as appropriate.

44 Sec. 23. Section 261.113, subsection 11, paragraph
45 c, Code 2013, is amended to read as follows:

46 c. "Service commitment area" means a city in Iowa
47 with a population of less than twenty-six thousand
48 that is located more than twenty miles from a city
49 with a population of fifty thousand or more and which
50 provides a twenty thousand dollar contribution for

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1 deposit in the rural Iowa primary care trust fund
2 for each physician, physician assistant, or advanced
3 registered nurse practitioner in the community who is
4 participating in the loan repayment program.

5 Sec. 24. Section 262.9, subsection 19, Code 2013,
6 is amended by adding the following new paragraph:
7 NEW PARAGRAPH. c. Prohibit the designation
8 of a portion of the tuition moneys collected from
9 resident students by institutions of higher education
10 governed by the board for use for student aid purposes.
11 However, such institutions may designate that a portion
12 of the tuition moneys collected from nonresident
13 students be used for such purposes.

14 Sec. 25. Section 262.9, subsection 22, Code 2013,
15 is amended to read as follows:

16 22. Assist a nonprofit organization located in
17 Sioux City in the creation of a ~~tristate graduate~~
18 northwest Iowa regents resource center, comparable
19 to the ~~quad cities graduate~~ southwest Iowa regents
20 resource center, located in the ~~quad cities in Iowa~~
21 Council Bluffs. The purpose of the Sioux City ~~graduate~~
22 regents resource center shall be to create ~~graduate~~
23 postsecondary education opportunities for students
24 living in northwest Iowa.

25 Sec. 26. Section 273.3, Code 2013, is amended by
26 adding the following new subsection:

27 NEW SUBSECTION. 24. Be authorized to sell software
28 and support services, professional development programs
29 and materials, online professional development, and
30 online training to entities other than school districts
31 within the state and to school districts and other
32 public agencies located outside of the state. The
33 board may also sell to school districts within this
34 state software and support services, professional
35 development programs and materials, online professional
36 development, and online training which the area
37 education agency is not otherwise required to provide
38 to a school district under this chapter or chapter 256B
39 or 257.

40 Sec. 27. Section 284.13, subsection 1, paragraphs
41 a, b, c, and d, Code 2013, are amended to read as
42 follows:

43 a. For the fiscal year beginning July 1,
44 ~~2012~~ 2013, and ending June 30, ~~2013~~ 2014, to the
45 department of education, the amount of five eight
46 hundred eighty-five forty-six thousand two hundred
47 fifty dollars for the issuance of national board
48 certification awards in accordance with section 256.44.
49 Of the amount allocated under this paragraph, not
50 less than eighty-five thousand dollars shall be used

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1 to administer the ambassador to education position in
2 accordance with section 256.45.

3 b. For the fiscal year beginning July 1, ~~2012~~ 2013,
4 and ending June 30, ~~2013~~ 2014, an amount up to ~~two~~
5 three million four nine hundred sixty-three thirty-four
6 thousand five one hundred ninety twenty-four dollars
7 for first-year and second-year beginning teachers, to
8 the department of education for distribution to school
9 districts and area education agencies for purposes
10 of the beginning teacher mentoring and induction
11 programs. A school district or area education agency
12 shall receive one thousand three hundred dollars per
13 beginning teacher participating in the program. If the
14 funds appropriated for the program are insufficient
15 to pay mentors, school districts, and area education
16 agencies as provided in this paragraph, the department
17 shall prorate the amount distributed to school
18 districts and area education agencies based upon the
19 amount appropriated. Moneys received by a school
20 district or area education agency pursuant to this
21 paragraph shall be expended to provide each mentor with
22 an award of five hundred dollars per semester, at a
23 minimum, for participation in the school district's or
24 area education agency's beginning teacher mentoring
25 and induction program; to implement the plan; and to
26 pay any applicable costs of the employer's share of
27 contributions to federal social security and the Iowa
28 public employees' retirement system or a pension and
29 annuity retirement system established under chapter
30 294, for such amounts paid by the district or area
31 education agency.

32 c. For the fiscal year beginning July 1, ~~2012~~
33 2013, and ending June 30, ~~2013~~ 2014, up to ~~six~~ eight
34 hundred fifty-five thousand seven hundred twenty-two
35 dollars to the department for purposes of implementing
36 the professional development program requirements of
37 section 284.6, assistance in developing model evidence
38 for teacher quality committees established pursuant
39 to section 284.4, subsection 1, paragraph "c", and
40 the evaluator training program in section 284.10.
41 A portion of the funds allocated to the department
42 for purposes of this paragraph may be used by the
43 department for administrative purposes and for not more
44 than four full-time equivalent positions.

45 d. For the fiscal year beginning July 1, ~~2012~~ 2013,
46 and ending June 30, ~~2013~~ 2014, an amount up to one
47 million one hundred thirty-six thousand four hundred
48 ten dollars to the department for the establishment
49 of teacher development academies in accordance with
50 section 284.6, subsection 10. A portion of the funds

1 allocated to the department for purposes of this
2 paragraph may be used for administrative purposes.

3 DIVISION II

4 WORKFORCE TRAINING PROGRAMS — APPROPRIATIONS

5 Sec. 28. DEPARTMENT OF EDUCATION. There is
6 appropriated from the general fund of the state to the
7 department of education for the fiscal year beginning
8 July 1, 2013, and ending June 30, 2014, the following
9 amount, or so much thereof as is necessary, to be used
10 for the purposes designated:

11 1. COMMUNITY COLLEGES.

12 a. For deposit in the statewide work-based learning
13 intermediary network fund created pursuant to section
14 256.40, subsection 1:

15 \$ 3,000,000

16 b. For deposit in the workforce training and
17 economic development funds created pursuant to section
18 260C.18A:

19 \$ 15,500,000

20 From the moneys appropriated in this lettered
21 paragraph, not more than \$100,000 shall be used by the
22 department for administration of the workforce training
23 and economic development funds created pursuant to
24 section 260C.18A.

25 c. For deposit in the pathways for academic career
26 and employment fund established pursuant to section
27 260H.2, subsection 2:

28 \$ 5,000,000

29 d. For distribution to community colleges for the
30 purposes of implementing adult education and literacy
31 programs pursuant to section 260C.50:

32 \$ 7,500,000

33 (1) From the moneys appropriated in this paragraph
34 "d", \$5,350,000 shall be allocated pursuant to the
35 formula established in section 260C.18C.

36 (2) From the moneys appropriated in this lettered
37 paragraph, not more than \$150,000 shall be used by the
38 department for implementation of adult education and
39 literacy programs pursuant to section 260C.50.

40 (3) From the moneys appropriated in this lettered
41 paragraph, not more than \$1,790,000 shall be
42 distributed as grants to community colleges for the
43 purpose of adult basic education programs for students
44 requiring instruction in English as a second language.
45 The department shall establish an application
46 process and criteria to award grants pursuant to this
47 subparagraph (3) to community colleges. The criteria
48 shall be based on need for instruction in English as a
49 second language in the region served by each community
50 college as determined by factors including data from

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1 the latest federal decennial census and outreach
2 efforts to determine regional needs.
3 (4) From the moneys appropriated in this
4 lettered paragraph, \$210,000 shall be transferred
5 to the department of human services for purposes of
6 administering a pilot project to provide access to
7 international resources to Iowans and new Iowans to
8 provide economic and leadership development resulting
9 in Iowa being a more inclusive and welcoming place to
10 live, work, and raise a family. The pilot project
11 shall provide supplemental support services for
12 international refugees to improve learning, literacy,
13 cultural competencies, and assimilation in 10 locations
14 within a county with a population over 350,000. The
15 department of human services shall utilize a request
16 for proposals process to identify the entity best
17 qualified to implement the pilot project. The request
18 for proposals shall specify that a qualified entity
19 must be utilizing more than 100 interpreters and
20 translators fluent in over 50 languages and dialects to
21 help medical clinics, government agencies, nonprofit
22 organizations, businesses, and individuals overcome
23 language barriers so that limited English proficient
24 individuals can receive essential services; working
25 with the United States department of state, the United
26 States agency for international development, and a
27 family foundation center for international visitors
28 that facilitates visits from international leaders to
29 build personal and lasting connections between Iowans
30 and professionals from around the world; partnering
31 with business and industry, foundations, and accredited
32 postsecondary educational institutions and other
33 entities located in the state to offer monthly public
34 forums by leading experts and engage youth in global
35 leadership conferences; and leading the state in
36 providing resources to immigrants and refugees through
37 a multilingual guide to the state, a comprehensive
38 resource website, and emergency interpretation
39 services.

40 Sec. 29. Section 256.9, Code 2013, is amended by
41 adding the following new subsection:
42 NEW SUBSECTION. 63. Administer the workforce
43 training and economic development funds created
44 pursuant to section 260C.18A.

45 Sec. 30. Section 256.40, Code 2013, is amended to
46 read as follows:
47 256.40 Statewide work-based learning intermediary
48 network — fund — steering committee — regional
49 networks.
50 1. A statewide work-based learning intermediary

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1 network program is established in the department and
2 shall be administered by the department. A separate,
3 statewide work-based learning intermediary network
4 fund is created in the state treasury under the
5 control of the department. The fund shall consist
6 of all moneys deposited in the fund, including any
7 moneys appropriated by the general assembly and any
8 other moneys available to and obtained or accepted by
9 the department from federal or private sources for
10 purposes of the program. Notwithstanding section
11 8.33, moneys in the fund at the end of a fiscal year
12 shall not revert to the general fund of the state.
13 Notwithstanding section 12C.7, subsection 2, interest
14 or earnings on moneys in the fund shall be credited to
15 the fund.

16 2. The purpose of the program shall be to ~~build~~
17 ~~a seamless career, future workforce, and economic~~
18 ~~development system in Iowa to accomplish all of~~
19 ~~the following~~ prepare students for the workforce
20 by connecting business and the education system and
21 offering relevant, work-based learning activities to
22 students and teachers. The program shall:

23 a. Better prepare students to make informed
24 postsecondary education and career decisions.

25 b. Provide communication and coordination in
26 order to build and sustain relationships between
27 employers and local youth, the education system, and
28 the community at large.

29 c. Connect students to local career opportunities,
30 creating economic capital for the region using a
31 skilled and available workforce.

32 d. ~~Facilitate the sharing of best practices~~
33 ~~statewide by business and education leaders.~~

34 e. d. Provide a one-stop contact point for
35 information useful to both educators and employers,
36 including a state-level clearinghouse for information
37 on internships, job shadowing experiences, and other
38 workplace learning opportunities for students that
39 are linked to the state's economic goals students,
40 particularly related to science, technology,
41 engineering, or mathematics occupations, occupations
42 related to critical infrastructure and commercial and
43 residential construction, or targeted industries as
44 defined in section 15.102.

45 f. ~~Implement services for all students, staff, and~~
46 ~~districts within the region and integrate workplace~~
47 ~~skills into the curriculum.~~

48 e. Integrate services provided through the program
49 with other career exploration-related activities such
50 as the student core curriculum plan and the career

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1 information and decision-making system developed and
2 administered under section 279.61, where appropriate.

3 f. Facilitate the attainment of portable
4 credentials of value to employers such as the national
5 career readiness certificate, where appropriate.

6 g. Develop work-based capacity with employers.

7 h. Improve the skills of Iowa's future workforce.

8 i. h. Provide core services, which may include
9 student job shadowing, student internships, and teacher
10 or student tours.

11 3. The department shall establish and facilitate a
12 steering committee comprised of representatives from
13 the department of workforce development, the economic
14 development authority, the community colleges, the
15 institutions under the control of the state board
16 of regents, accredited private institutions, area
17 education agencies, school districts, and the workplace
18 learning connection. The steering committee shall be
19 responsible for the development and implementation of
20 the statewide work-based learning intermediary network.

21 4. The steering committee shall develop a design
22 for a statewide network comprised of fifteen regional
23 work-based learning intermediary networks. The design
24 shall include network specifications, strategic
25 functions, and desired outcomes. The steering
26 committee shall recommend program parameters and
27 reporting requirements to the department.

28 5. Each regional network shall establish an
29 advisory council to ~~develop and implement~~ provide
30 advice and assistance to the regional network. The
31 advisory council shall include representatives of
32 business and industry, including construction trade
33 industry professionals, and shall meet at least
34 annually.

35 6. Each regional network or consortium of networks
36 shall annually submit a work-based learning plan to
37 the department. Each plan shall include provisions
38 to provide core services referred to in subsection
39 2, paragraph "h", to all school districts within the
40 region and for the integration of job shadowing and
41 other work-based learning activities into secondary
42 career and technical education programs.

43 ~~6. Funds~~ Moneys deposited in the statewide
44 work-based learning intermediary network fund created
45 in subsection 1 shall be distributed annually to
46 each region for the implementation of the statewide
47 work-based learning intermediary network ~~based upon the~~
48 ~~distribution of the kindergarten through grade twelve~~
49 ~~student enrollments in each region. The amount shall~~
50 ~~not exceed three dollars per student upon approval by~~

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1 the department of the region's work-based learning plan
2 submitted pursuant to subsection 6.

3 b. If the balance in the statewide work-based
4 learning intermediary network fund on July 1 of a
5 fiscal year is one million five hundred thousand
6 dollars or less, the department shall distribute moneys
7 in the fund to regions or consortium of regions on a
8 competitive basis. If the balance in the statewide
9 work-based learning intermediary network fund on
10 July 1 of a fiscal year is greater than one million
11 five hundred thousand dollars, the department shall
12 distribute one hundred thousand dollars to each region
13 and distribute the remaining moneys pursuant to the
14 formula established in section 260C.18C.

15 ~~7.~~ 8. The department shall provide oversight of
16 the statewide work-based learning intermediary network
17 and shall annually evaluate the statewide and regional
18 network progress toward the outcomes identified by
19 the steering committee pursuant to subsection 4. The
20 department shall require each region to submit an
21 annual report on its ongoing implementation of the
22 statewide work-based learning intermediary network
23 program to the department.

24 ~~8.~~ 9. Each regional network shall match the
25 funds moneys received pursuant to subsection ~~6~~ 7 with
26 financial resources equal to at least twenty-five
27 percent of the amount of the funds moneys received
28 pursuant to subsection ~~6~~ 7. The financial resources
29 used to provide the match may include private
30 donations, in-kind contributions, or public funds
31 moneys other than the funds moneys received pursuant to
32 subsection ~~6~~ 7.

33 10. The state board of education shall adopt rules
34 under chapter 17A for the administration of this
35 section.

36 Sec. 31. Section 260C.18A, subsection 1, paragraph
37 b, Code 2013, is amended to read as follows:

38 b. Moneys in the funds shall consist of any moneys
39 appropriated by the general assembly and any other
40 moneys available to and obtained or accepted by the
41 ~~economic development authority department~~ from federal
42 sources or private sources for placement in the
43 funds. Notwithstanding section 8.33, moneys in the
44 funds at the end of each fiscal year shall not revert
45 to any other fund but shall remain in the funds for
46 expenditure in subsequent fiscal years.

47 Sec. 32. Section 260C.18A, subsection 2, paragraph
48 c, Code 2013, is amended to read as follows:

49 c. For the development and implementation of
50 career academies designed to provide new career

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1 preparation opportunities for high school students
2 that are formally linked with postsecondary career and
3 technical education programs. For purposes of this
4 section, "career academy" means a program of study that
5 combines a minimum of two years of secondary education
6 with an associate degree, or the equivalent, career
7 preparatory program in a nonduplicative, sequential
8 course of study that is standards based, integrates
9 academic and technical instruction, utilizes work-based
10 and worksite learning where appropriate and available,
11 utilizes an individual career planning process with
12 parent involvement, and leads to an associate degree or
13 postsecondary diploma or certificate in a career field
14 that prepares an individual for entry and advancement
15 in a high-skill and reward career field and further
16 education. The ~~economic development authority state~~
17 ~~board~~, in conjunction with the ~~state board of education~~
18 ~~and the~~ division of community colleges and workforce
19 preparation of the department of education, shall
20 adopt administrative rules for the development and
21 implementation of such career academies pursuant to
22 section 256.11, subsection 5, paragraph "h", section
23 260C.1, and Tit. II of Pub. L. No. 105-332, Carl D.
24 Perkins Vocational and Technical Education Act of 1998.

25 Sec. 33. Section 260C.18A, subsection 2, paragraph
26 e, Code 2013, is amended by striking the paragraph.

27 Sec. 34. Section 260C.18A, subsection 3, Code 2013,
28 is amended to read as follows:

29 3. The ~~economic development authority~~ department
30 shall allocate the moneys appropriated pursuant to this
31 section to the community college workforce training
32 and economic development funds utilizing the same
33 distribution formula used for the allocation of state
34 general aid to the community colleges.

35 Sec. 35. Section 260C.18A, subsection 4, paragraph
36 d, Code 2013, is amended to read as follows:

37 d. Annually submit the two-year plan and progress
38 report to the ~~economic development authority~~ department
39 in a manner prescribed by rules adopted by the
40 department pursuant to chapter 17A.

41 Sec. 36. NEW SECTION. 260C.50 Adult education and
42 literacy programs.

43 1. For purposes of this section, "adult education
44 and literacy programs" means adult basic education,
45 adult education leading to a high school equivalency
46 diploma under chapter 259A, English as a second
47 language instruction, workplace and family literacy
48 instruction, or integrated basic education and
49 technical skills instruction.

50 2. The department and the community colleges shall

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1 jointly implement adult education and literacy programs
2 to assist adults and youths sixteen years of age and
3 older who are not in school in obtaining the knowledge
4 and skills necessary for further education, work, and
5 community involvement.

6 3. The state board, in consultation with the
7 community colleges, shall prescribe standards for adult
8 education and literacy programs including but not
9 limited to contextualized and integrated instruction,
10 assessments, instructor qualification and professional
11 development, data collection and reporting, and
12 performance benchmarks.

13 4. The state board, in consultation with the
14 community colleges, shall adopt rules pursuant to
15 chapter 17A to administer this section.

16 Sec. 37. Section 260H.2, Code 2013, is amended to
17 read as follows:

18 260H.2 Pathways for academic career and employment
19 program — fund.

20 1. A pathways for academic career and employment
21 program is established to provide funding to
22 community colleges for the development of projects in
23 coordination with the economic development authority,
24 the department of education, the department of
25 workforce development, regional advisory boards
26 established pursuant to section 84A.4, and community
27 partners to implement a simplified, streamlined, and
28 comprehensive process, along with customized support
29 services, to enable eligible participants to acquire
30 effective academic and employment training to secure
31 gainful, quality, in-state employment.

32 2. a. A pathways for academic career and
33 employment fund is created for the community
34 colleges in the state treasury to be administered
35 by the department of education. The moneys in the
36 pathways for academic career and employment fund are
37 appropriated to the department of education for the
38 pathways for academic career and employment program.

39 b. The aggregate total of grants awarded from the
40 pathways for academic career and employment fund during
41 a fiscal year shall not be more than five million
42 dollars.

43 c. Moneys in the fund shall be allocated pursuant
44 to the formula established in section 260C.18C.
45 Notwithstanding section 8.33, moneys in the fund
46 at the close of the fiscal year shall not revert
47 to the general fund of the state but shall remain
48 available for expenditure for the purpose designated
49 for subsequent fiscal years. Notwithstanding section
50 12C.7, subsection 2, interest or earnings on moneys in

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1 the fund shall be credited to the fund.

2 Sec. 38. Section 260H.3, subsection 1, paragraph b,
3 Code 2013, is amended to read as follows:

4 b. Persons earning incomes at or below two hundred
5 fifty percent of the federal poverty level as defined
6 by the most recently revised poverty income guidelines
7 published by the United States department of health and
8 human services.

9 Sec. 39. Section 260H.4, subsection 2, paragraph
10 b, Code 2013, is amended by adding the following new
11 subparagraph:

12 NEW SUBPARAGRAPH. (5) Any other industry
13 designated as in-demand by a regional advisory board
14 established pursuant to section 84A.4.

15 Sec. 40. Section 260H.4, subsection 2, paragraph c,
16 Code 2013, is amended by striking the paragraph.

17 Sec. 41. NEW SECTION. 260H.7A Pathway navigators.

18 1. A community college may use moneys for the
19 pathways for academic career and employment program to
20 employ pathway navigators to assist students applying
21 for or enrolled in eligible pathways for academic
22 career and employment projects.

23 2. Pathway navigators shall provide services and
24 support to aid students in selecting pathways for
25 academic career and employment projects that will
26 result in gainful, quality, in-state employment and
27 to ensuring students are successful once enrolled in
28 pathways for academic career and employment projects.
29 Services the pathway navigators may provide include but
30 are not limited to the following:

31 a. Interviewing and selecting students for
32 enrollment in pathways for academic career and
33 employment projects.

34 b. Assessing students' skills, interests, and
35 previous academic and work experience for purposes
36 of placement in pathways for academic career and
37 employment projects.

38 c. Working with students to develop academic and
39 career plans and to adjust such plans as needed.

40 d. Assisting students in applying for and receiving
41 resources for financial aid and other forms of tuition
42 assistance.

43 e. Assisting students with the admissions process,
44 remedial education, academic credit transfer, meeting
45 assessment requirements, course registration, and other
46 procedures necessary for successful completion of
47 pathways for academic career and employment projects.

48 f. Assisting in identifying and resolving obstacles
49 to students' successful completion of pathways for
50 academic career and employment projects.

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- 1 g. Connecting students with useful college
2 resources or outside support services such as access to
3 child care, transportation, and tutorial assistance,
4 as needed.
- 5 h. Maintaining ongoing contact with students
6 enrolled in pathways for academic career and employment
7 projects and ensuring students are making satisfactory
8 progress toward the successful completion of projects.
- 9 i. Providing support to students transitioning from
10 remedial education, short-term training, and classroom
11 experience to employment.
- 12 j. Coordinating activities with community-based
13 organizations that serve as key recruiters for pathways
14 for academic career and employment projects and
15 assisting students throughout the recruitment process.
- 16 k. Coordinating adult basic education services.
- 17 Sec. 42. NEW SECTION. 260H.7B Regional industry
18 sector partnerships.
- 19 1. A community college may use moneys for the
20 pathways for academic career and employment program
21 to provide staff and support for the development and
22 implementation of regional industry sector partnerships
23 within the region served by the community college.
- 24 2. Regional, industry sector partnerships
25 may include but are not limited to the following
26 activities:
- 27 a. Bringing together representatives from industry
28 sectors, government, education, local workforce
29 boards, community-based organizations, labor, economic
30 development organizations, and other stakeholders
31 within the regional labor market to determine how
32 pathways for academic career and employment projects
33 should address workforce skills gaps, occupational
34 shortages, and wage gaps.
- 35 b. Integrating pathways for academic career and
36 employment projects and other existing supply-side
37 strategies with workforce needs within the region
38 served by the community college.
- 39 c. Developing pathways for academic career and
40 employment projects that focus on the workforce skills,
41 from entry level to advanced, required by industry
42 sectors within the region served by the community
43 college.
- 44 Sec. 43. Section 260I.4, subsection 6, Code 2013,
45 is amended to read as follows:
- 46 6. Eligibility for tuition assistance under this
47 chapter shall be limited to persons earning incomes
48 at or below two hundred fifty percent of the federal
49 poverty level as defined by the most recently revised
50 poverty income guidelines published by the United

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1 States department of health and human services.
2 Sec. 44. Section 260I.5, Code 2013, is amended by
3 adding the following new subsection:
4 NEW SUBSECTION. 5. Costs of providing direct
5 staff support services including but not limited to
6 marketing, outreach, application, interview, and
7 assessment processes. Eligible costs for this purpose
8 shall be limited to twenty percent of any allocation
9 of moneys to the two smallest community colleges,
10 ten percent of any allocation of moneys to the two
11 largest community colleges, and fifteen percent of any
12 allocation of moneys to the remaining eleven community
13 colleges. Community college size shall be determined
14 based on the most recent three-year rolling average
15 full-time equivalent enrollment.>

SENATE AMENDMENT

H-1321

1 Amend the amendment, H-1297, to Senate File 435,
2 as amended, passed, and reprinted by the Senate, as
3 follows:
4 1. Page 11, line 17, by striking <2,400,000> and
5 inserting <2,900,000>
6 2. Page 11, after line 19 by inserting:
7 <c. (1) Of the moneys appropriated in paragraph
8 "a", \$500,000 shall be transferred to the Iowa
9 cooperative extension service in agriculture and home
10 economics at Iowa state university to be for purposes
11 of providing outreach, education, and support services.
12 (2) The Iowa cooperative extension service shall
13 use moneys transferred in subparagraph (1) to provide
14 organizational and technical support to formal
15 associations of persons who hold a legal interest in
16 land used for agricultural production in priority
17 watersheds approved by the water resources coordinating
18 council established pursuant to section 466B.3 and to
19 implement practices that result in measured improvement
20 in water quality consistent with the purpose of an
21 Iowa nutrient reduction strategy. The strategy shall
22 assess and reduce nitrogen and phosphorus in this
23 state's water sources, and especially its watersheds
24 in a manner consistent with the latest revision of the
25 document entitled "Iowa Nutrient Reduction Strategy"
26 initially presented in November 2012 by the department
27 of agriculture and land stewardship, the department of

28 natural resources, and Iowa state university of science
29 and technology.>

ISENHART of Dubuque
BEARINGER of Fayette

H-1322

1 Amend Senate File 386, as passed by the Senate, as
2 follows:

3 1. Page 6, by striking lines 17 through 31 and
4 inserting:

5 <Sec. _____. Section 321J.20, subsections 1 and 2,
6 Code 2013, are amended to read as follows:

7 1. a. The department may, on application, issue
8 a temporary restricted license to a person whose
9 noncommercial driver's license is revoked under this
10 chapter allowing the person to drive to and from the
11 person's home and specified places at specified times
12 which can be verified by the department and which are
13 required by ~~the~~ any of the following:

14 (1) The person's full-time or part-time
15 employment.

16 (2) The person's continuing health care or the
17 continuing health care of another who is dependent upon
18 the person.

19 (3) The person's continuing education while
20 enrolled in an educational institution on a part-time
21 or full-time basis and while pursuing a course of study
22 leading to a diploma, degree, or other certification of
23 successful educational completion.

24 (4) The person's substance abuse treatment.

25 (5) The person's court-ordered community service
26 responsibilities, and appointments.

27 (6) Appointments with the person's parole or
28 probation officer.

29 (7) Transport of the person's dependent minor child
30 to and from school when public school transportation is
31 not available for the child.

32 (8) Transport of the person's dependent minor child
33 to and from child care when necessary for the person's
34 full-time or part-time employment.

35 b. The department may also issue a temporary
36 restricted license under this subsection that allows
37 the person to drive for work purposes within the scope
38 of the person's full-time or part-time employment.

39 Any vehicle operated within the scope of the person's
40 full-time or part-time employment must be equipped
41 at all times with an ignition interlock device of a
42 type approved by the commissioner of public safety,
43 notwithstanding any provision of section 321J.4,
44 321J.9, or 321J.12 to the contrary.

45 c. The department may issue a temporary restricted
46 license under this subsection only if the person's
47 driver's license has not been revoked previously under
48 section 321J.4, 321J.9, or 321J.12 and if any of the
49 following apply:
50 (1) The person's noncommercial driver's license is

Page 2

1 revoked under section 321J.4 and the minimum period of
2 ineligibility for issuance of a temporary restricted
3 license has expired. This subsection shall not apply
4 to a revocation ordered under section 321J.4 resulting
5 from a plea or verdict of guilty of a violation of
6 section 321J.2 that involved a death.

7 (2) The person's noncommercial driver's license is
8 revoked under section 321J.9 and the person has entered
9 a plea of guilty on a charge of a violation of section
10 321J.2 which arose from the same set of circumstances
11 which resulted in the person's driver's license
12 revocation under section 321J.9 and the guilty plea
13 is not withdrawn at the time of or after application
14 for the temporary restricted license, and the minimum
15 period of ineligibility for issuance of a temporary
16 restricted license has expired.

17 (3) The person's noncommercial driver's license is
18 revoked under section 321J.12, and the minimum period
19 of ineligibility for issuance of a temporary restricted
20 license has expired.

21 ~~b. d.~~ A temporary restricted license may
22 be issued under this subsection if the person's
23 noncommercial driver's license is revoked for two years
24 under section 321J.4, subsection 2, or section 321J.9,
25 subsection 1, paragraph "b", and the first three
26 hundred sixty-five days of the revocation have expired.

27 ~~e. e.~~ This subsection does not apply to a person
28 whose license was revoked under section 321J.2A or
29 section 321J.4, subsection 4 or 6, or to a person whose
30 license is suspended or revoked for another reason.

31 ~~d. f.~~ Following the applicable minimum period
32 of ineligibility, a temporary restricted license
33 under this subsection shall not be issued until the
34 applicant installs an ignition interlock device of a
35 type approved by the commissioner of public safety on
36 all motor vehicles owned or operated by the applicant
37 in accordance with section 321J.2, 321J.4, 321J.9,
38 or 321J.12, or this subsection. Installation of an
39 ignition interlock device under this subsection shall
40 be required for the period of time for which the
41 temporary restricted license is issued and for such
42 additional period of time following reinstatement as is
43 required under section 321J.17, subsection 3.>

44 2. Page 7, by striking lines 16 through 21 and
 45 inserting <which are required by the any of the
 46 following:
 47 (1) The person's full-time or part-time
 48 employment;
 49 (2) The person's continuing health care or the
 50 continuing health care of another who is dependent upon

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1 the person.
 2 (3) The person's continuing education while
 3 enrolled in an educational institution on a part-time
 4 or full-time basis and while pursuing a course of study
 5 leading to a diploma, degree, or other certification of
 6 successful educational completion;
 7 (4) The person's substance abuse treatment.
 8 (5) The person's court-ordered community service
 9 responsibilities.
 10 (6) Appointments with the person's parole or
 11 probation officer.
 12 (7) Transport of the person's dependent minor child
 13 to and from child care when necessary for the person's
 14 full-time or part-time employment.>
 15 3. By renumbering as necessary.

BALTIMORE of Boone

H-1323

1 Amend House File 631 as follows:
 2 1. Page 1, by striking lines 15 through 26.
 3 2. By renumbering as necessary.

HAGENOW of Polk

H-1324

1 Amend the Senate amendment, H-1280, to House File
 2 356, as amended, passed, and reprinted by the House, as
 3 follows:
 4 1. Page 1, by striking lines 7 and 8 and inserting
 5 <to collect thereon is sold or otherwise assigned for
 6 value to a third party other than a state or federally
 7 chartered bank or credit union,>
 8 2. By renumbering as necessary.

BALTIMORE of Boone

H-1325

1 Amend the amendment, H-1297, to Senate File 435,

2 as amended, passed, and reprinted by the Senate, as
3 follows:

4 1. Page 4, after line 32 by inserting:

5 <_. Of the amount appropriated in subsection
6 1, \$1,000 shall be used by the department of natural
7 resources to establish resources and strategies to
8 promote the reduction and recovery of excess food items
9 generated on a large scale by businesses formed on a
10 profit or nonprofit basis, state agencies, and local
11 governments.

12 a. The department shall establish resources and
13 strategies based on the same priorities set forth in
14 the food recovery hierarchy adopted by the United
15 States environmental protection agency. The department
16 shall develop resources and strategies for practical
17 voluntary use by businesses, state agencies, and local
18 governments.

19 b. The department, including its Iowa waste
20 exchange, shall administer this subsection in
21 cooperation with the Iowa waste reduction center for
22 the safe and economic management of solid waste and
23 hazardous substances established pursuant to section
24 268.4.

25 c. The department shall prepare a report that
26 identifies barriers that prevent businesses, state
27 agencies, and local governments from reducing and
28 recovering excess food items, and makes recommendations
29 regarding how state government may better provide
30 resources and strategies described in this subsection.
31 In preparing the report the department shall consult
32 with interested persons who generate a large volume
33 of excess food items, or associations representing
34 such persons, including for profit or nonprofit
35 businesses; state agencies, including the department of
36 corrections, regents institutions, community colleges,
37 and hospitals; and local governments. The department
38 shall submit a report to the governor and general
39 assembly by January 1, 2015.>

40 2. By renumbering, redesignating, and correcting
41 internal references as necessary.

ISENHART of Dubuque
JACOBY of Johnson

H-1326

1 Amend the amendment, H-1297, to Senate File 435,
2 as amended, passed, and reprinted by the Senate, as
3 follows:

4 1. Page 1, line 20, by striking <17,581,328> and
5 inserting <17,831,328>

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

7 <2A. a. Of the amount appropriated in subsection
8 1, up to \$250,000 shall be deposited in the local
9 food and farm program fund created in section 267A.5,
10 contingent upon a dollar for dollar match with moneys
11 deposited into the fund by a source other than the
12 state.

13 b. The moneys specified in paragraph "a" shall
14 be used for purposes of supporting the innovative
15 diversification of agricultural products for delivery
16 to local and regional markets.>

17 3. By renumbering, redesignating, and correcting
18 internal references as necessary.

ISENHART of Dubuque
KRESSIG of Black Hawk

H-1327

1 Amend the amendment, H-1306, to Senate File 442, as
2 passed by the Senate, as follows:

3 1. By striking page 1, line 1, through page 6, line
4 26, and inserting:

5 <Amend Senate File 442, as passed by the Senate, as
6 follows:

7 1. By striking everything after the enacting clause
8 and inserting:

9 <DIVISION I

10 FY 2013-2014

11 Section 1. JUDICIAL BRANCH.

12 1. There is appropriated from the general fund of
13 the state to the judicial branch for the fiscal year
14 beginning July 1, 2013, and ending June 30, 2014, the
15 following amount, or so much thereof as is necessary,
16 to be used for the purposes designated:

17 a. For salaries of supreme court justices,
18 appellate court judges, district court judges,
19 district associate judges, associate juvenile judges,
20 associate probate judges, judicial magistrates and
21 staff, state court administrator, clerk of the supreme
22 court, district court administrators, clerks of the
23 district court, juvenile court officers, board of law
24 examiners and board of examiners of shorthand reporters
25 and judicial qualifications commission; receipt and
26 disbursement of child support payments; reimbursement
27 of the auditor of state for expenses incurred in
28 completing audits of the offices of the clerks of the
29 district court during the fiscal year beginning July
30 1, 2013; and maintenance, equipment, and miscellaneous
31 purposes:

32 \$164,599,367

33 b. For deposit in the revolving fund created
34 pursuant to section 602.1302, subsection 3, for jury

35 and witness fees, mileage, costs related to summoning
 36 jurors, fees for interpreters, and reimbursement of
 37 attorney fees paid by the state public defender:
 38 \$ 3,100,000
 39 2. The judicial branch, except for purposes of
 40 internal processing, shall use the current state budget
 41 system, the state payroll system, and the Iowa finance
 42 and accounting system in administration of programs
 43 and payments for services, and shall not duplicate the
 44 state payroll, accounting, and budgeting systems.
 45 3. The judicial branch shall submit monthly
 46 financial statements to the legislative services
 47 agency and the department of management containing
 48 all appropriated accounts in the same manner as
 49 provided in the monthly financial status reports and
 50 personal services usage reports of the department

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1 of administrative services. The monthly financial
 2 statements shall include a comparison of the dollars
 3 and percentage spent of budgeted versus actual revenues
 4 and expenditures on a cumulative basis for full-time
 5 equivalent positions and dollars.
 6 4. The judicial branch shall focus efforts upon the
 7 collection of delinquent fines, penalties, court costs,
 8 fees, surcharges, or similar amounts.
 9 5. The offices of the clerks of the district court
 10 shall operate in all 99 counties and be accessible to
 11 the public during regular business hours.
 12 6. In addition to the requirements for transfers
 13 under section 8.39, the judicial branch shall not
 14 change the appropriations from the amounts appropriated
 15 to the judicial branch in this division of this Act,
 16 unless notice of the revisions is given prior to their
 17 effective date to the legislative services agency.
 18 The notice shall include information on the branch's
 19 rationale for making the changes and details concerning
 20 the workload and performance measures upon which the
 21 changes are based.
 22 7. The judicial branch shall submit a semiannual
 23 update to the legislative services agency specifying
 24 the amounts of fines, surcharges, and court costs
 25 collected using the Iowa court information system since
 26 the last report. The judicial branch shall continue
 27 to facilitate the sharing of vital sentencing and
 28 other information with other state departments and
 29 governmental agencies involved in the criminal justice
 30 system through the Iowa court information system.
 31 8. The judicial branch shall provide a report to
 32 the general assembly by January 1, 2014, concerning
 33 the amounts received and expended from the enhanced

34 court collections fund created in section 602.1304 and
35 the court technology and modernization fund created in
36 section 602.8108, subsection 7, during the fiscal year
37 beginning July 1, 2012, and ending June 30, 2013, and
38 the plans for expenditures from each fund during the
39 fiscal year beginning July 1, 2013, and ending June 30,
40 2014. A copy of the report shall be provided to the
41 legislative services agency.

42 Sec. 2. CIVIL TRIALS — LOCATION. Notwithstanding
43 any provision to the contrary, for the fiscal year
44 beginning July 1, 2013, and ending June 30, 2014, if
45 all parties in a case agree, a civil trial including a
46 jury trial may take place in a county contiguous to the
47 county with proper jurisdiction, even if the contiguous
48 county is located in an adjacent judicial district or
49 judicial election district. If the trial is moved
50 pursuant to this section, court personnel shall treat

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1 the case as if a change of venue occurred. However,
2 if a trial is moved to an adjacent judicial district
3 or judicial election district, the judicial officers
4 serving in the judicial district or judicial election
5 district receiving the case shall preside over the
6 case.

7 Sec. 3. TRAVEL REIMBURSEMENT. Notwithstanding
8 section 602.1509, for the fiscal year beginning July 1,
9 2013, a judicial officer may waive travel reimbursement
10 for any travel outside the judicial officer's county of
11 residence to conduct official judicial business.

12 Sec. 4. POSTING OF REPORTS IN ELECTRONIC FORMAT —
13 LEGISLATIVE SERVICES AGENCY. All reports or copies of
14 reports required to be provided by the judicial branch
15 for fiscal year 2013-2014 to the legislative services
16 agency shall be provided in an electronic format. The
17 legislative services agency shall post the reports on
18 its internet website and shall notify by electronic
19 means all the members of the joint appropriations
20 subcommittee on the justice system when a report
21 is posted. Upon request, copies of the reports may
22 be mailed to members of the joint appropriations
23 subcommittee on the justice system.

24 Sec. 5. JUDICIAL OFFICER — UNPAID
25 LEAVE. Notwithstanding the annual salary rates
26 for judicial officers established by 2008 Iowa Acts,
27 chapter 1191, section 11, for the fiscal year beginning
28 July 1, 2013, and ending June 30, 2014, the supreme
29 court may by order place all judicial officers on
30 unpaid leave status on any day employees of the
31 judicial branch are placed on temporary layoff status.
32 The biweekly pay of the judicial officers shall be

33 reduced accordingly for the pay period in which the
 34 unpaid leave date occurred in the same manner as for
 35 noncontract employees of the judicial branch. Through
 36 the course of the fiscal year, the judicial branch may
 37 use an amount equal to the aggregate amount of salary
 38 reductions due to the judicial officer unpaid leave
 39 days for any purpose other than for judicial salaries.
 40 Sec. 6. IOWA COMMUNICATIONS NETWORK. It is the
 41 intent of the general assembly that the judicial branch
 42 utilize the Iowa communications network or other secure
 43 electronic communications in lieu of traveling for the
 44 fiscal year beginning July 1, 2013.

45 DIVISION II
 46 FY 2014-2015

47 Sec. 7. JUDICIAL BRANCH.
 48 1. There is appropriated from the general fund of
 49 the state to the judicial branch for the fiscal year
 50 beginning July 1, 2014, and ending June 30, 2015, the

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1 following amount, or so much thereof as is necessary,
 2 to be used for the purposes designated:
 3 a. For salaries of supreme court justices,
 4 appellate court judges, district court judges,
 5 district associate judges, associate juvenile judges,
 6 associate probate judges, judicial magistrates and
 7 staff, state court administrator, clerk of the supreme
 8 court, district court administrators, clerks of the
 9 district court, juvenile court officers, board of law
 10 examiners and board of examiners of shorthand reporters
 11 and judicial qualifications commission; receipt and
 12 disbursement of child support payments; reimbursement
 13 of the auditor of state for expenses incurred in
 14 completing audits of the offices of the clerks of the
 15 district court during the fiscal year beginning July
 16 1, 2014; and maintenance, equipment, and miscellaneous
 17 purposes:
 18 \$139,909,462
 19 b. For deposit in the revolving fund created
 20 pursuant to section 602.1302, subsection 3, for jury
 21 and witness fees, mileage, costs related to summoning
 22 jurors, fees for interpreters, and reimbursement of
 23 attorney fees paid by the state public defender:
 24 \$ 2,635,000
 25 2. The judicial branch, except for purposes of
 26 internal processing, shall use the current state budget
 27 system, the state payroll system, and the Iowa finance
 28 and accounting system in administration of programs
 29 and payments for services, and shall not duplicate the
 30 state payroll, accounting, and budgeting systems.
 31 3. The judicial branch shall submit monthly

32 financial statements to the legislative services
33 agency and the department of management containing
34 all appropriated accounts in the same manner as
35 provided in the monthly financial status reports and
36 personal services usage reports of the department
37 of administrative services. The monthly financial
38 statements shall include a comparison of the dollars
39 and percentage spent of budgeted versus actual revenues
40 and expenditures on a cumulative basis for full-time
41 equivalent positions and dollars.

42 4. The judicial branch shall focus efforts upon the
43 collection of delinquent fines, penalties, court costs,
44 fees, surcharges, or similar amounts.

45 5. The offices of the clerks of the district court
46 shall operate in all 99 counties and be accessible to
47 the public during regular business hours.

48 6. In addition to the requirements for transfers
49 under section 8.39, the judicial branch shall not
50 change the appropriations from the amounts appropriated

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1 to the judicial branch in this division of this Act,
2 unless notice of the revisions is given prior to their
3 effective date to the legislative services agency.
4 The notice shall include information on the branch's
5 rationale for making the changes and details concerning
6 the workload and performance measures upon which the
7 changes are based.

8 7. The judicial branch shall submit a semiannual
9 update to the legislative services agency specifying
10 the amounts of fines, surcharges, and court costs
11 collected using the Iowa court information system since
12 the last report. The judicial branch shall continue
13 to facilitate the sharing of vital sentencing and
14 other information with other state departments and
15 governmental agencies involved in the criminal justice
16 system through the Iowa court information system.

17 8. The judicial branch shall provide a report to
18 the general assembly by January 1, 2015, concerning
19 the amounts received and expended from the enhanced
20 court collections fund created in section 602.1304 and
21 the court technology and modernization fund created in
22 section 602.8108, subsection 7, during the fiscal year
23 beginning July 1, 2013, and ending June 30, 2014, and
24 the plans for expenditures from each fund during the
25 fiscal year beginning July 1, 2014, and ending June 30,
26 2015. A copy of the report shall be provided to the
27 legislative services agency.

28 Sec. 8. CIVIL TRIALS — LOCATION. Notwithstanding
29 any provision to the contrary, for the fiscal year
30 beginning July 1, 2014, and ending June 30, 2015, if

31 all parties in a case agree, a civil trial including a
32 jury trial may take place in a county contiguous to the
33 county with proper jurisdiction, even if the contiguous
34 county is located in an adjacent judicial district or
35 judicial election district. If the trial is moved
36 pursuant to this section, court personnel shall treat
37 the case as if a change of venue occurred. However,
38 if a trial is moved to an adjacent judicial district
39 or judicial election district, the judicial officers
40 serving in the judicial district or judicial election
41 district receiving the case shall preside over the
42 case.

43 Sec. 9. TRAVEL REIMBURSEMENT. Notwithstanding
44 section 602.1509, for the fiscal year beginning July 1,
45 2014, a judicial officer may waive travel reimbursement
46 for any travel outside the judicial officer's county of
47 residence to conduct official judicial business.

48 Sec. 10. POSTING OF REPORTS IN ELECTRONIC FORMAT —
49 LEGISLATIVE SERVICES AGENCY. All reports or copies of
50 reports required to be provided by the judicial branch

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1 for fiscal year 2014-2015 to the legislative services
2 agency shall be provided in an electronic format. The
3 legislative services agency shall post the reports on
4 its internet website and shall notify by electronic
5 means all the members of the joint appropriations
6 subcommittee on the justice system when a report
7 is posted. Upon request, copies of the reports may
8 be mailed to members of the joint appropriations
9 subcommittee on the justice system.

10 Sec. 11. JUDICIAL OFFICER — UNPAID
11 LEAVE. Notwithstanding the annual salary rates
12 for judicial officers established by 2008 Iowa Acts,
13 chapter 1191, section 11, for the fiscal year beginning
14 July 1, 2014, and ending June 30, 2015, the supreme
15 court may by order place all judicial officers on
16 unpaid leave status on any day employees of the
17 judicial branch are placed on temporary layoff status.
18 The biweekly pay of the judicial officers shall be
19 reduced accordingly for the pay period in which the
20 unpaid leave date occurred in the same manner as for
21 noncontract employees of the judicial branch. Through
22 the course of the fiscal year, the judicial branch may
23 use an amount equal to the aggregate amount of salary
24 reductions due to the judicial officer unpaid leave
25 days for any purpose other than for judicial salaries.

26 Sec. 12. IOWA COMMUNICATIONS NETWORK. It is the
27 intent of the general assembly that the judicial branch
28 utilize the Iowa communications network or other secure
29 electronic communications in lieu of traveling for the

30 fiscal year beginning July 1, 2014.
 31 ____ Page 1, after line 1 by inserting:
 32 Sec. ____ SUPREME COURT JUSTICE SALARY.
 33 1. Any justice appointed to the supreme court
 34 prior to April 3, 2009, and who remains a justice of
 35 the supreme court on or after the date the electorate
 36 ratifies a constitutional amendment declaring marriage
 37 between one man and one woman is the only valid or
 38 recognized legal union in this state, shall have the
 39 salary of the justice reduced in accordance with this
 40 section unless the justice resigns immediately.
 41 2. If the justice does not resign, the salary
 42 reduction shall be calculated and implemented as
 43 follows:
 44 a. The total amount to be reduced from the future
 45 salary of such a justice shall equal the difference
 46 between the total amount of the salary earned by
 47 the justice between April 3, 2009, and the date the
 48 electorate ratified the constitutional amendment,
 49 and the total amount of the salary earned by a member
 50 of the general assembly between April 3, 2009, and

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1 the date the electorate ratified the constitutional
 2 amendment.
 3 b. Upon calculating the total amount of the salary
 4 to be reduced pursuant to paragraph "a", the salary of
 5 the justice shall be reduced to equal the salary of a
 6 current member of the general assembly.
 7 c. The salary of the justice shall be reduced until
 8 such time as the total amount of the salary to be
 9 reduced in paragraph "a" equals the total amount of the
 10 actual salary reduction under paragraph "b".>>

ALONS of Sioux
 SHAW of Pocahontas
 SHEETS of Appanoose
 GASSMAN of Winnebago
 HEARTSILL of Marion

H-1328

1 Amend House File 152, as amended, passed, and
 2 reprinted by the House, as follows:
 3 1. Page 1, before line 1 by inserting:
 4 <Section 1. Section 468.187, Code 2013, is amended
 5 to read as follows:
 6 468.187 Agreements with outside owners or other
 7 districts.
 8 1. Levee and drainage districts are empowered to
 9 enter into agreements with the owners of lands lying

10 inside or outside of said districts, or with other
 11 levee and drainage districts or municipalities, to
 12 provide levee protection or drainage for such lands on
 13 such terms as the board may agree and subject to the
 14 following terms and conditions:
 15 ~~1. a.~~ The facilities of the district furnishing
 16 the service shall not be overburdened.
 17 ~~2. b.~~ There shall be no additional cost to the
 18 district furnishing the service.
 19 ~~3. c.~~ The agreement shall be in writing, be made
 20 a part of the drainage records and shall include all
 21 of the following:
 22 a. (1) The description of the lands to be served;
 23 b. (2) The location of tile lines constructed or
 24 to be constructed;
 25 e. (3) The consideration to be paid to the
 26 district furnishing the service and the classification
 27 of the lands to be served; ~~and~~
 28 d. (4) Such other provisions as the board deems
 29 necessary.
 30 2. The provisions in an agreement described in
 31 subsection 1 modify other provisions of this chapter
 32 applicable to such lands.>
 33 2. Page 2, line 27, after <trustees.> by inserting
 34 <The two additional persons shall be elected at
 35 large by all qualified voters for the entire drainage
 36 or levee district. Of the five persons elected as
 37 trustees of the new drainage or levee district, not
 38 more than two persons shall be elected from the same
 39 specified election district.>
 40 3. Title page, by striking lines 1 and 2 and
 41 inserting <An Act relating to drainage or levee
 42 districts by providing for agreements with owners
 43 of land located within districts, providing for the
 44 management of districts by a board of trustees, and
 45 including effective date provisions.>
 46 4. By renumbering, redesignating, and correcting
 47 internal references as necessary.

SENATE AMENDMENT

H-1329

1 Amend Senate File 447, as amended, passed, and
 2 reprinted by the Senate, as follows:
 3 1. By striking everything after the enacting clause
 4 and inserting:
 5 <DIVISION I
 6 FY 2013-2014
 7 APPROPRIATIONS
 8 Section 1. DEPARTMENT OF JUSTICE.
 9 1. There is appropriated from the general fund

10 of the state to the department of justice for the
11 fiscal year beginning July 1, 2013, and ending June 30,
12 2014, the following amounts, or so much thereof as is
13 necessary, to be used for the purposes designated:

14 a. For the general office of attorney general for
15 salaries, support, maintenance, and miscellaneous
16 purposes, including the prosecuting attorneys training
17 program, matching funds for federal violence against
18 women grant programs, victim assistance grants, office
19 of drug control policy prosecuting attorney program,
20 and odometer fraud enforcement, and for not more than
21 the following full-time equivalent positions:

22 \$ 7,221,367
23 FTEs 214.00

24 It is the intent of the general assembly that as
25 a condition of receiving the appropriation provided
26 in this lettered paragraph, the department of justice
27 shall maintain a record of the estimated time incurred
28 representing each agency or department.

29 b. For victim assistance grants:
30 \$ 2,876,400

31 The funds appropriated in this lettered paragraph
32 shall be used to provide grants to care providers
33 providing services to crime victims of domestic abuse
34 or to crime victims of rape and sexual assault.

35 The balance of the victim compensation fund
36 established in section 915.94 may be used to provide
37 salary and support of not more than 24 FTEs and
38 to provide maintenance for the victim compensation
39 functions of the department of justice.

40 The department of justice shall transfer at least
41 \$150,000 from the victim compensation fund established
42 in section 915.94 to the victim assistance grant
43 program.

44 c. For legal services for persons in poverty grants
45 as provided in section 13.34:

46 \$ 2,107,416

47 2. a. The department of justice, in submitting
48 budget estimates for the fiscal year commencing July
49 1, 2014, pursuant to section 8.23, shall include a
50 report of funding from sources other than amounts

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1 appropriated directly from the general fund of the
2 state to the department of justice or to the office of
3 consumer advocate. These funding sources shall include
4 but are not limited to reimbursements from other state
5 agencies, commissions, boards, or similar entities, and
6 reimbursements from special funds or internal accounts
7 within the department of justice. The department of
8 justice shall also report actual reimbursements for the

9 fiscal year commencing July 1, 2012, and actual and
10 expected reimbursements for the fiscal year commencing
11 July 1, 2013.

12 b. The department of justice shall include the
13 report required under paragraph "a", as well as
14 information regarding any revisions occurring as a
15 result of reimbursements actually received or expected
16 at a later date, in a report to the co-chairpersons
17 and ranking members of the joint appropriations
18 subcommittee on the justice system and the legislative
19 services agency. The department of justice shall
20 submit the report on or before January 15, 2014.

21 Sec. 2. OFFICE OF CONSUMER ADVOCATE. There is
22 appropriated from the department of commerce revolving
23 fund created in section 546.12 to the office of
24 consumer advocate of the department of justice for the
25 fiscal year beginning July 1, 2013, and ending June 30,
26 2014, the following amount, or so much thereof as is
27 necessary, to be used for the purposes designated:

28 For salaries, support, maintenance, miscellaneous
29 purposes, and for not more than the following full-time
30 equivalent positions:

31 \$ 3,136,163
32 FTEs 22.00

33 Sec. 3. DEPARTMENT OF CORRECTIONS — FACILITIES.

34 1. There is appropriated from the general fund of
35 the state to the department of corrections for the
36 fiscal year beginning July 1, 2013, and ending June
37 30, 2014, the following amounts, or so much thereof as
38 is necessary, to be used for the operation of adult
39 correctional institutions, reimbursement of counties
40 for certain confinement costs, and federal prison
41 reimbursement, to be allocated as follows:

42 a. For the operation of the Fort Madison
43 correctional facility, including salaries, support,
44 maintenance, and miscellaneous purposes:

45 \$ 43,107,133

46 The department of corrections shall submit, to
47 the co-chairpersons and ranking members of the joint
48 appropriations subcommittee on the justice system by
49 January 15, 2014, the plans for the integration of the
50 John Bennett facility and the clinical care unit into

1 the new Fort Madison maximum security correctional
2 facility and the future plans for the use of the
3 current Fort Madison maximum security correctional
4 facility after the inmates are transferred to the new
5 facility.

6 b. For the operation of the Anamosa correctional
7 facility, including salaries, support, maintenance, and

- 8 miscellaneous purposes:
- 9 \$ 31,277,482
- 10 c. For the operation of the Oakdale correctional
- 11 facility, including salaries, support, maintenance, and
- 12 miscellaneous purposes:
- 13 \$ 58,550,123
- 14 d. For the operation of the Newton correctional
- 15 facility, including salaries, support, maintenance, and
- 16 miscellaneous purposes:
- 17 \$ 27,127,290
- 18 e. For the operation of the Mt. Pleasant
- 19 correctional facility, including salaries, support,
- 20 maintenance, and miscellaneous purposes:
- 21 \$ 24,811,427
- 22 f. For the operation of the Rockwell City
- 23 correctional facility, including salaries, support,
- 24 maintenance, and miscellaneous purposes:
- 25 \$ 9,671,148
- 26 g. For the operation of the Clarinda correctional
- 27 facility, including salaries, support, maintenance, and
- 28 miscellaneous purposes:
- 29 \$ 25,241,616
- 30 Moneys received by the department of corrections as
- 31 reimbursement for services provided to the Clarinda
- 32 youth corporation are appropriated to the department
- 33 and shall be used for the purpose of operating the
- 34 Clarinda correctional facility.
- 35 h. For the operation of the Mitchellville
- 36 correctional facility, including salaries, support,
- 37 maintenance, and miscellaneous purposes:
- 38 \$ 21,604,035
- 39 i. For the operation of the Fort Dodge correctional
- 40 facility, including salaries, support, maintenance, and
- 41 miscellaneous purposes:
- 42 \$ 29,865,232
- 43 j. For reimbursement of counties for temporary
- 44 confinement of work release and parole violators, as
- 45 provided in sections 901.7, 904.908, and 906.17, and
- 46 for offenders confined pursuant to section 904.513:
- 47 \$ 1,075,092
- 48 k. For federal prison reimbursement, reimbursements
- 49 for out-of-state placements, and miscellaneous
- 50 contracts:

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- 1 \$ 484,411
- 2 2. The department of corrections shall use moneys
- 3 appropriated in subsection 1 to continue to contract
- 4 for the services of a Muslim imam and a Native American
- 5 spiritual leader.
- 6 Sec. 4. DEPARTMENT OF CORRECTIONS —

7 ADMINISTRATION. There is appropriated from the general
8 fund of the state to the department of corrections for
9 the fiscal year beginning July 1, 2013, and ending June
10 30, 2014, the following amounts, or so much thereof as
11 is necessary, to be used for the purposes designated:

12 1. For general administration, including salaries,
13 support, maintenance, employment of an education
14 director to administer a centralized education
15 program for the correctional system, and miscellaneous
16 purposes:

17 \$ 5,081,582

18 a. It is the intent of the general assembly
19 that each lease negotiated by the department of
20 corrections with a private corporation for the purpose
21 of providing private industry employment of inmates in
22 a correctional institution shall prohibit the private
23 corporation from utilizing inmate labor for partisan
24 political purposes for any person seeking election to
25 public office in this state and that a violation of
26 this requirement shall result in a termination of the
27 lease agreement.

28 b. It is the intent of the general assembly that as
29 a condition of receiving the appropriation provided in
30 this subsection the department of corrections shall not
31 enter into a lease or contractual agreement pursuant to
32 section 904.809 with a private corporation for the use
33 of building space for the purpose of providing inmate
34 employment without providing that the terms of the
35 lease or contract establish safeguards to restrict, to
36 the greatest extent feasible, access by inmates working
37 for the private corporation to personal identifying
38 information of citizens.

39 2. For educational programs for inmates at state
40 penal institutions:

41 \$ 2,358,109

42 a. To maximize the funding for educational
43 programs, the department shall establish guidelines
44 and procedures to prioritize the availability of
45 educational and vocational training for inmates based
46 upon the goal of facilitating an inmate's successful
47 release from the correctional institution.

48 b. The director of the department of corrections
49 may transfer moneys from Iowa prison industries and the
50 canteen operating funds established pursuant to section

1 904.310, for use in educational programs for inmates.

2 c. Notwithstanding section 8.33, moneys
3 appropriated in this subsection that remain unobligated
4 or unexpended at the close of the fiscal year shall not
5 revert but shall remain available to be used only for

6 the purposes designated in this subsection until the
7 close of the succeeding fiscal year.

8 3. For the development of the Iowa corrections
9 offender network (ICON) data system:

10 \$ 2,000,000

11 4. For offender mental health and substance abuse
12 treatment:

13 \$ 22,319

14 5. For viral hepatitis prevention and treatment:

15 \$ 167,881

16 Sec. 5. JUDICIAL DISTRICT DEPARTMENTS OF
17 CORRECTIONAL SERVICES.

18 1. There is appropriated from the general fund of
19 the state to the department of corrections for the
20 fiscal year beginning July 1, 2013, and ending June
21 30, 2014, for salaries, support, maintenance, and
22 miscellaneous purposes, the following amounts, or
23 so much thereof as is necessary, to be allocated as
24 follows:

25 a. For the first judicial district department of
26 correctional services:

27 \$ 13,646,172

28 b. For the second judicial district department of
29 correctional services:

30 \$ 10,870,425

31 c. For the third judicial district department of
32 correctional services:

33 \$ 6,885,470

34 d. For the fourth judicial district department of
35 correctional services:

36 \$ 5,495,309

37 e. For the fifth judicial district department of
38 correctional services, including funding for electronic
39 monitoring devices for use on a statewide basis:

40 \$ 19,375,428

41 f. For the sixth judicial district department of
42 correctional services:

43 \$ 14,095,408

44 g. For the seventh judicial district department of
45 correctional services:

46 \$ 7,363,514

47 h. For the eighth judicial district department of
48 correctional services:

49 \$ 7,869,317

50 2. Each judicial district department of

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1 correctional services, within the funding available,
2 shall continue programs and plans established within
3 that district to provide for intensive supervision, sex
4 offender treatment, diversion of low-risk offenders

5 to the least restrictive sanction available, job
6 development, and expanded use of intermediate criminal
7 sanctions.

8 3. Each judicial district department of
9 correctional services shall provide alternatives to
10 prison consistent with chapter 901B. The alternatives
11 to prison shall ensure public safety while providing
12 maximum rehabilitation to the offender. A judicial
13 district department of correctional services may also
14 establish a day program.

15 4. The governor's office of drug control policy
16 shall consider federal grants made to the department
17 of corrections for the benefit of each of the eight
18 judicial district departments of correctional services
19 as local government grants, as defined pursuant to
20 federal regulations.

21 5. The department of corrections shall continue
22 to contract with a judicial district department
23 of correctional services to provide for the rental
24 of electronic monitoring equipment which shall be
25 available statewide.

26 Sec. 6. DEPARTMENT OF CORRECTIONS — REALLOCATION
27 OF APPROPRIATIONS. Notwithstanding section 8.39,
28 within the moneys appropriated in this division of this
29 Act to the department of corrections, the department
30 may reallocate the moneys appropriated and allocated as
31 necessary to best fulfill the needs of the correctional
32 institutions, administration of the department, and the
33 judicial district departments of correctional services.
34 However, in addition to complying with the requirements
35 of sections 904.116 and 905.8 and providing notice
36 to the legislative services agency, the department
37 of corrections shall also provide notice to the
38 department of management, prior to the effective date
39 of the revision or reallocation of an appropriation
40 made pursuant to this section. The department of
41 corrections shall not reallocate an appropriation or
42 allocation for the purpose of eliminating any program.

43 Sec. 7. INTENT — REPORTS.

44 1. The department of corrections in cooperation
45 with townships, the Iowa cemetery associations, and
46 other nonprofit or governmental entities may use inmate
47 labor during the fiscal year beginning July 1, 2013,
48 to restore or preserve rural cemeteries and historical
49 landmarks. The department in cooperation with the
50 counties may also use inmate labor to clean up roads,

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1 major water sources, and other water sources around the
2 state.

3 2. On a quarterly basis the department shall

4 provide a status report regarding private-sector
5 employment to the legislative services agency beginning
6 on July 1, 2013. The report shall include the number
7 of offenders employed in the private sector, the
8 combined number of hours worked by the offenders, the
9 total amount of allowances, and the distribution of
10 allowances pursuant to section 904.702, including any
11 moneys deposited in the general fund of the state.

12 Sec. 8. ELECTRONIC MONITORING REPORT. The
13 department of corrections shall submit a report on
14 electronic monitoring to the general assembly, to the
15 co-chairpersons and the ranking members of the joint
16 appropriations subcommittee on the justice system, and
17 to the legislative services agency by January 15, 2014.
18 The report shall specifically address the number of
19 persons being electronically monitored and break down
20 the number of persons being electronically monitored
21 by offense committed. The report shall also include a
22 comparison of any data from the prior fiscal year with
23 the current year.

24 Sec. 9. STATE AGENCY PURCHASES FROM PRISON
25 INDUSTRIES.

26 1. As used in this section, unless the context
27 otherwise requires, "state agency" means the government
28 of the state of Iowa, including but not limited to
29 all executive branch departments, agencies, boards,
30 bureaus, and commissions, the judicial branch,
31 the general assembly and all legislative agencies,
32 institutions within the purview of the state board of
33 regents, and any corporation whose primary function is
34 to act as an instrumentality of the state.

35 2. State agencies are hereby encouraged to purchase
36 products from Iowa state industries, as defined in
37 section 904.802, when purchases are required and the
38 products are available from Iowa state industries.
39 State agencies shall obtain bids from Iowa state
40 industries for purchases of office furniture during the
41 fiscal year beginning July 1, 2013, exceeding \$5,000
42 or in accordance with applicable administrative rules
43 related to purchases for the agency.

44 Sec. 10. IOWA LAW ENFORCEMENT ACADEMY.

45 1. There is appropriated from the general fund of
46 the state to the Iowa law enforcement academy for the
47 fiscal year beginning July 1, 2013, and ending June 30,
48 2014, the following amount, or so much thereof as is
49 necessary, to be used for the purposes designated:

50 For salaries, support, maintenance, miscellaneous

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1 purposes, including jailer training and technical
2 assistance, and for not more than the following

3 full-time equivalent positions:
 4 \$ 1,001,698
 5 FTEs 23.88

6 It is the intent of the general assembly that the
 7 Iowa law enforcement academy may provide training of
 8 state and local law enforcement personnel concerning
 9 the recognition of and response to persons with
 10 Alzheimer's disease.

11 The Iowa law enforcement academy may temporarily
 12 exceed and draw more than the amount appropriated in
 13 this subsection and incur a negative cash balance as
 14 long as there are receivables equal to or greater than
 15 the negative balance and the amount appropriated in
 16 this subsection is not exceeded at the close of the
 17 fiscal year.

18 2. The Iowa law enforcement academy may select
 19 at least five automobiles of the department of public
 20 safety, division of state patrol, prior to turning over
 21 the automobiles to the department of administrative
 22 services to be disposed of by public auction, and
 23 the Iowa law enforcement academy may exchange any
 24 automobile owned by the academy for each automobile
 25 selected if the selected automobile is used in training
 26 law enforcement officers at the academy. However,
 27 any automobile exchanged by the academy shall be
 28 substituted for the selected vehicle of the department
 29 of public safety and sold by public auction with the
 30 receipts being deposited in the depreciation fund to
 31 the credit of the department of public safety, division
 32 of state patrol.

33 Sec. 11. STATE PUBLIC DEFENDER. There is
 34 appropriated from the general fund of the state to the
 35 office of the state public defender of the department
 36 of inspections and appeals for the fiscal year
 37 beginning July 1, 2013, and ending June 30, 2014, the
 38 following amounts, or so much thereof as is necessary,
 39 to be allocated as follows for the purposes designated:

40 1. For salaries, support, maintenance,
 41 miscellaneous purposes, and for not more than the
 42 following full-time equivalent positions:
 43 \$ 25,862,182
 44 FTEs 219.00

45 2. For payments on behalf of eligible adults and
 46 juveniles from the indigent defense fund, in accordance
 47 with section 815.11:
 48 \$ 29,901,929

49 Sec. 12. BOARD OF PAROLE. There is appropriated
 50 from the general fund of the state to the board of

2 ending June 30, 2014, the following amount, or so much
3 thereof as is necessary, to be used for the purposes
4 designated:

5 For salaries, support, maintenance, miscellaneous
6 purposes, and for not more than the following full-time
7 equivalent positions:

8 \$ 1,203,835
9 FTEs 11.00

10 Sec. 13. DEPARTMENT OF PUBLIC DEFENSE. There is
11 appropriated from the general fund of the state to
12 the department of public defense for the fiscal year
13 beginning July 1, 2013, and ending June 30, 2014, the
14 following amounts, or so much thereof as is necessary,
15 to be used for the purposes designated:

16 1. MILITARY DIVISION

17 For salaries, support, maintenance, miscellaneous
18 purposes, and for not more than the following full-time
19 equivalent positions:

20 \$ 6,527,042
21 FTEs 293.61

22 The military division may temporarily exceed
23 and draw more than the amount appropriated in this
24 subsection and incur a negative cash balance as long
25 as there are receivables of federal funds equal to
26 or greater than the negative balance and the amount
27 appropriated in this subsection is not exceeded at the
28 close of the fiscal year.

29 2. HOMELAND SECURITY AND EMERGENCY MANAGEMENT
30 DIVISION OR SUCCESSOR AGENCY

31 For salaries, support, maintenance, miscellaneous
32 purposes, and for not more than the following full-time
33 equivalent positions:

34 \$ 2,174,277
35 FTEs 37.40

36 a. The homeland security and emergency management
37 division or successor agency may temporarily exceed
38 and draw more than the amount appropriated in this
39 subsection and incur a negative cash balance as long
40 as there are receivables of federal funds equal to
41 or greater than the negative balance and the amount
42 appropriated in this subsection is not exceeded at the
43 close of the fiscal year.

44 b. It is the intent of the general assembly that
45 the homeland security and emergency management division
46 or successor agency work in conjunction with the
47 department of public safety, to the extent possible,
48 when gathering and analyzing information related to
49 potential domestic or foreign security threats, and
50 when monitoring such threats.

1 Sec. 14. DEPARTMENT OF PUBLIC SAFETY. There is
 2 appropriated from the general fund of the state to
 3 the department of public safety for the fiscal year
 4 beginning July 1, 2013, and ending June 30, 2014, the
 5 following amounts, or so much thereof as is necessary,
 6 to be used for the purposes designated:

7 1. For the department's administrative functions,
 8 including the criminal justice information system, and
 9 for not more than the following full-time equivalent
 10 positions:

11 \$ 4,067,054
 12 FTEs 41.00

13 2. For the division of criminal investigation,
 14 including the state's contribution to the peace
 15 officers' retirement, accident, and disability system
 16 provided in chapter 97A in the amount of the state's
 17 normal contribution rate, as defined in section
 18 97A.8, multiplied by the salaries for which the
 19 moneys are appropriated, to meet federal fund matching
 20 requirements, and for not more than the following
 21 full-time equivalent positions:

22 \$ 12,933,414
 23 FTEs 149.60

24 3. For the criminalistics laboratory fund created
 25 in section 691.9:

26 \$ 302,345

27 4. a. For the division of narcotics enforcement,
 28 including the state's contribution to the peace
 29 officers' retirement, accident, and disability system
 30 provided in chapter 97A in the amount of the state's
 31 normal contribution rate, as defined in section
 32 97A.8, multiplied by the salaries for which the
 33 moneys are appropriated, to meet federal fund matching
 34 requirements, and for not more than the following
 35 full-time equivalent positions:

36 \$ 6,755,855
 37 FTEs 66.00

38 b. For the division of narcotics enforcement for
 39 undercover purchases:

40 \$ 109,042

41 5. For the division of state fire marshal, for fire
 42 protection services as provided through the state fire
 43 service and emergency response council as created in
 44 the department, and for the state's contribution to the
 45 peace officers' retirement, accident, and disability
 46 system provided in chapter 97A in the amount of the
 47 state's normal contribution rate, as defined in section
 48 97A.8, multiplied by the salaries for which the moneys
 49 are appropriated, and for not more than the following
 50 full-time equivalent positions:

1 \$ 4,470,556

2 FTEs 54.00

3 6. For the division of state patrol, for salaries,
4 support, maintenance, workers' compensation costs,
5 and miscellaneous purposes, including the state's
6 contribution to the peace officers' retirement,
7 accident, and disability system provided in chapter 97A
8 in the amount of the state's normal contribution rate,
9 as defined in section 97A.8, multiplied by the salaries
10 for which the moneys are appropriated, and for not more
11 than the following full-time equivalent positions:

12 \$ 55,536,208

13 FTEs 499.00

14 It is the intent of the general assembly that
15 members of the state patrol be assigned to patrol
16 the highways and roads in lieu of assignments for
17 inspecting school buses for the school districts.

18 7. For deposit in the sick leave benefits fund
19 established under section 80.42 for all departmental
20 employees eligible to receive benefits for accrued sick
21 leave under the collective bargaining agreement:

22 \$ 279,517

23 8. For costs associated with the training and
24 equipment needs of volunteer fire fighters:

25 \$ 725,520

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

33 b. Notwithstanding section 8.39, the department
34 of public safety may reallocate moneys appropriated
35 in this section as necessary to best fulfill the
36 needs provided for in the appropriation. However, the
37 department shall not reallocate moneys appropriated
38 to the department in this section unless notice of
39 the reallocation is given to the legislative services
40 agency and the department of management prior to
41 the effective date of the reallocation. The notice
42 shall include information regarding the rationale for
43 reallocating the moneys. The department shall not
44 reallocate moneys appropriated in this section for the
45 purpose of eliminating any program.

46 Sec. 15. GAMING ENFORCEMENT.

47 1. There is appropriated from the gaming
48 enforcement revolving fund created in section 80.43 to
49 the department of public safety for the fiscal year
50 beginning July 1, 2013, and ending June 30, 2014, the

1 following amount, or so much thereof as is necessary,
2 to be used for the purposes designated:

3 For any direct support costs for agents and officers
4 of the division of criminal investigation's excursion
5 gambling boat, gambling structure, and racetrack
6 enclosure enforcement activities, including salaries,
7 support, maintenance, miscellaneous purposes, and
8 for not more than the following full-time equivalent
9 positions:

10 \$ 10,898,008
11 FTEs 115.00

12 2. For each additional license to conduct gambling
13 games on an excursion gambling boat, gambling
14 structure, or racetrack enclosure issued during
15 the fiscal year beginning July 1, 2013, there is
16 appropriated from the gaming enforcement fund to
17 the department of public safety for the fiscal year
18 beginning July 1, 2013, and ending June 30, 2014, an
19 additional amount of not more than \$300,000 to be used
20 for not more than 3.00 additional full-time equivalent
21 positions.

22 3. The department of public safety, with the
23 approval of the department of management, may employ
24 no more than three special agents for each additional
25 riverboat or gambling structure regulated after July 1,
26 2013, and three special agents for each racing facility
27 which becomes operational during the fiscal year which
28 begins July 1, 2013. Positions authorized in this
29 subsection are in addition to the full-time equivalent
30 positions otherwise authorized in this section.

31 Sec. 16. CIVIL RIGHTS COMMISSION. There is
32 appropriated from the general fund of the state to the
33 Iowa state civil rights commission for the fiscal year
34 beginning July 1, 2013, and ending June 30, 2014, the
35 following amount, or so much thereof as is necessary,
36 to be used for the purposes designated:

37 For salaries, support, maintenance, miscellaneous
38 purposes, and for not more than the following full-time
39 equivalent positions:
40 \$ 1,297,069
41 FTEs 28.00

42 The Iowa state civil rights commission may enter
43 into a contract with a nonprofit organization to
44 provide legal assistance to resolve civil rights
45 complaints.

46 Sec. 17. CRIMINAL AND JUVENILE JUSTICE PLANNING
47 DIVISION. There is appropriated from the general fund
48 of the state to the criminal and juvenile justice
49 planning division of the department of human rights for
50 the fiscal year beginning July 1, 2013, and ending June

1 30, 2014, the following amounts, or so much thereof as
2 is necessary, to be used for the purposes designated:

3 For salaries, support, maintenance, and
4 miscellaneous purposes, and for not more than the
5 following full-time equivalent positions:
6 \$ 1,100,105
7 FTEs 9.81

8 The criminal and juvenile justice planning advisory
9 council and the juvenile justice advisory council
10 shall coordinate their efforts in carrying out their
11 respective duties relative to juvenile justice.

12 Sec. 18. HOMELAND SECURITY AND EMERGENCY MANAGEMENT
13 DIVISION OR SUCCESSOR AGENCY. There is appropriated
14 from the E911 emergency communications fund created in
15 section 34A.7A to the homeland security and emergency
16 management division of the department of public defense
17 or successor agency for the fiscal year beginning
18 July 1, 2013, and ending June 30, 2014, an amount not
19 exceeding \$250,000 to be used for implementation,
20 support, and maintenance of the functions of the
21 administrator and program manager under chapter 34A and
22 to employ the auditor of the state to perform an annual
23 audit of the wireless E911 emergency communications
24 fund.

25 DIVISION II
26 FY 2014-2015
27 APPROPRIATIONS

28 Sec. 19. DEPARTMENT OF JUSTICE.

29 1. There is appropriated from the general fund
30 of the state to the department of justice for the
31 fiscal year beginning July 1, 2014, and ending June 30,
32 2015, the following amounts, or so much thereof as is
33 necessary, to be used for the purposes designated:

34 a. For the general office of attorney general for
35 salaries, support, maintenance, and miscellaneous
36 purposes, including the prosecuting attorneys training
37 program, matching funds for federal violence against
38 women grant programs, victim assistance grants, office
39 of drug control policy prosecuting attorney program,
40 and odometer fraud enforcement, and for not more than
41 the following full-time equivalent positions:
42 \$ 6,138,162
43 FTEs 214.00

44 It is the intent of the general assembly that as
45 a condition of receiving the appropriation provided
46 in this lettered paragraph, the department of justice
47 shall maintain a record of the estimated time incurred
48 representing each agency or department.

49 b. For victim assistance grants:
50 \$ 2,444,940

1 The funds appropriated in this lettered paragraph
2 shall be used to provide grants to care providers
3 providing services to crime victims of domestic abuse
4 or to crime victims of rape and sexual assault.

5 The balance of the victim compensation fund
6 established in section 915.94 may be used to provide
7 salary and support of not more than 24 FTEs and
8 to provide maintenance for the victim compensation
9 functions of the department of justice.

10 The department of justice shall transfer at least
11 \$150,000 from the victim compensation fund established
12 in section 915.94 to the victim assistance grant
13 program.

14 c. For legal services for persons in poverty grants
15 as provided in section 13.34:

16 \$ 1,791,304

17 2. a. The department of justice, in submitting
18 budget estimates for the fiscal year commencing July
19 1, 2015, pursuant to section 8.23, shall include a
20 report of funding from sources other than amounts
21 appropriated directly from the general fund of the
22 state to the department of justice or to the office of
23 consumer advocate. These funding sources shall include
24 but are not limited to reimbursements from other state
25 agencies, commissions, boards, or similar entities, and
26 reimbursements from special funds or internal accounts
27 within the department of justice. The department of
28 justice shall also report actual reimbursements for the
29 fiscal year commencing July 1, 2013, and actual and
30 expected reimbursements for the fiscal year commencing
31 July 1, 2014.

32 b. The department of justice shall include the
33 report required under paragraph "a", as well as
34 information regarding any revisions occurring as a
35 result of reimbursements actually received or expected
36 at a later date, in a report to the co-chairpersons
37 and ranking members of the joint appropriations
38 subcommittee on the justice system and the legislative
39 services agency. The department of justice shall
40 submit the report on or before January 15, 2015.

41 Sec. 20. OFFICE OF CONSUMER ADVOCATE. There is
42 appropriated from the department of commerce revolving
43 fund created in section 546.12 to the office of
44 consumer advocate of the department of justice for the
45 fiscal year beginning July 1, 2014, and ending June 30,
46 2015, the following amount, or so much thereof as is
47 necessary, to be used for the purposes designated:

48 For salaries, support, maintenance, miscellaneous
49 purposes, and for not more than the following full-time
50 equivalent positions:

1 \$ 2,665,739
2 FTEs 22.00
3 Sec. 21. DEPARTMENT OF CORRECTIONS — FACILITIES.
4 1. There is appropriated from the general fund of
5 the state to the department of corrections for the
6 fiscal year beginning July 1, 2014, and ending June
7 30, 2015, the following amounts, or so much thereof as
8 is necessary, to be used for the operation of adult
9 correctional institutions, reimbursement of counties
10 for certain confinement costs, and federal prison
11 reimbursement, to be allocated as follows:
12 a. For the operation of the Fort Madison
13 correctional facility, including salaries, support,
14 maintenance, and miscellaneous purposes:
15 \$ 36,641,063
16 The department of corrections shall submit, to
17 the co-chairpersons and ranking members of the joint
18 appropriations subcommittee on the justice system by
19 January 15, 2015, the plans for the integration of the
20 John Bennett facility and the clinical care unit into
21 the new Fort Madison maximum security correctional
22 facility and the future plans for the use of the
23 current Fort Madison maximum security correctional
24 facility after the inmates are transferred to the new
25 facility.
26 b. For the operation of the Anamosa correctional
27 facility, including salaries, support, maintenance, and
28 miscellaneous purposes:
29 \$ 26,585,860
30 c. For the operation of the Oakdale correctional
31 facility, including salaries, support, maintenance, and
32 miscellaneous purposes:
33 \$ 49,767,605
34 d. For the operation of the Newton correctional
35 facility, including salaries, support, maintenance, and
36 miscellaneous purposes:
37 \$ 23,058,197
38 e. For the operation of the Mt. Pleasant
39 correctional facility, including salaries, support,
40 maintenance, and miscellaneous purposes:
41 \$ 21,089,713
42 f. For the operation of the Rockwell City
43 correctional facility, including salaries, support,
44 maintenance, and miscellaneous purposes:
45 \$ 8,220,476
46 g. For the operation of the Clarinda correctional
47 facility, including salaries, support, maintenance, and
48 miscellaneous purposes:
49 \$ 21,455,374
50 Moneys received by the department of corrections as

1 reimbursement for services provided to the Clarinda
2 youth corporation are appropriated to the department
3 and shall be used for the purpose of operating the
4 Clarinda correctional facility.

5 h. For the operation of the Mitchellville
6 correctional facility, including salaries, support,
7 maintenance, and miscellaneous purposes:

8 \$ 18,363,430

9 i. For the operation of the Fort Dodge correctional
10 facility, including salaries, support, maintenance, and
11 miscellaneous purposes:

12 \$ 25,385,447

13 j. For reimbursement of counties for temporary
14 confinement of work release and parole violators, as
15 provided in sections 901.7, 904.908, and 906.17, and
16 for offenders confined pursuant to section 904.513:

17 \$ 913,828

18 k. For federal prison reimbursement, reimbursements
19 for out-of-state placements, and miscellaneous
20 contracts:

21 \$ 411,749

22 2. The department of corrections shall use moneys
23 appropriated in subsection 1 to continue to contract
24 for the services of a Muslim imam and a Native American
25 spiritual leader.

26 Sec. 22. DEPARTMENT OF CORRECTIONS —
27 ADMINISTRATION. There is appropriated from the general
28 fund of the state to the department of corrections for
29 the fiscal year beginning July 1, 2014, and ending June
30 30, 2015, the following amounts, or so much thereof as
31 is necessary, to be used for the purposes designated:

32 1. For general administration, including salaries,
33 support, maintenance, employment of an education
34 director to administer a centralized education
35 program for the correctional system, and miscellaneous
36 purposes:

37 \$ 4,319,345

38 a. It is the intent of the general assembly
39 that each lease negotiated by the department of
40 corrections with a private corporation for the purpose
41 of providing private industry employment of inmates in
42 a correctional institution shall prohibit the private
43 corporation from utilizing inmate labor for partisan
44 political purposes for any person seeking election to
45 public office in this state and that a violation of
46 this requirement shall result in a termination of the
47 lease agreement.

48 b. It is the intent of the general assembly that as
49 a condition of receiving the appropriation provided in
50 this subsection the department of corrections shall not

1 enter into a lease or contractual agreement pursuant to
2 section 904.809 with a private corporation for the use
3 of building space for the purpose of providing inmate
4 employment without providing that the terms of the
5 lease or contract establish safeguards to restrict, to
6 the greatest extent feasible, access by inmates working
7 for the private corporation to personal identifying
8 information of citizens.

9 2. For educational programs for inmates at state
10 penal institutions:

11 \$ 2,004,393

12 a. To maximize the funding for educational
13 programs, the department shall establish guidelines
14 and procedures to prioritize the availability of
15 educational and vocational training for inmates based
16 upon the goal of facilitating an inmate's successful
17 release from the correctional institution.

18 b. The director of the department of corrections
19 may transfer moneys from Iowa prison industries and the
20 canteen operating funds established pursuant to section
21 904.310, for use in educational programs for inmates.

22 c. Notwithstanding section 8.33, moneys
23 appropriated in this subsection that remain unobligated
24 or unexpended at the close of the fiscal year shall not
25 revert but shall remain available to be used only for
26 the purposes designated in this subsection until the
27 close of the succeeding fiscal year.

28 3. For the development of the Iowa corrections
29 offender network (ICON) data system:

30 \$ 1,700,000

31 4. For offender mental health and substance abuse
32 treatment:

33 \$ 18,971

34 5. For viral hepatitis prevention and treatment:

35 \$ 142,699

36 Sec. 23. JUDICIAL DISTRICT DEPARTMENTS OF
37 CORRECTIONAL SERVICES.

38 1. There is appropriated from the general fund of
39 the state to the department of corrections for the
40 fiscal year beginning July 1, 2014, and ending June
41 30, 2015, for salaries, support, maintenance, and
42 miscellaneous purposes, the following amounts, or
43 so much thereof as is necessary, to be allocated as
44 follows:

45 a. For the first judicial district department of
46 correctional services:

47 \$ 11,599,246

48 b. For the second judicial district department of
49 correctional services:

50 \$ 9,239,861

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1 c. For the third judicial district department of
2 correctional services:
3 \$ 5,852,650
4 d. For the fourth judicial district department of
5 correctional services:
6 \$ 4,671,013
7 e. For the fifth judicial district department of
8 correctional services, including funding for electronic
9 monitoring devices for use on a statewide basis:
10 \$ 16,469,114
11 f. For the sixth judicial district department of
12 correctional services:
13 \$ 11,981,097
14 g. For the seventh judicial district department of
15 correctional services:
16 \$ 6,258,987
17 h. For the eighth judicial district department of
18 correctional services:
19 \$ 6,688,919
20 2. Each judicial district department of
21 correctional services, within the funding available,
22 shall continue programs and plans established within
23 that district to provide for intensive supervision, sex
24 offender treatment, diversion of low-risk offenders
25 to the least restrictive sanction available, job
26 development, and expanded use of intermediate criminal
27 sanctions.
28 3. Each judicial district department of
29 correctional services shall provide alternatives to
30 prison consistent with chapter 901B. The alternatives
31 to prison shall ensure public safety while providing
32 maximum rehabilitation to the offender. A judicial
33 district department of correctional services may also
34 establish a day program.
35 4. The governor's office of drug control policy
36 shall consider federal grants made to the department
37 of corrections for the benefit of each of the eight
38 judicial district departments of correctional services
39 as local government grants, as defined pursuant to
40 federal regulations.
41 5. The department of corrections shall continue
42 to contract with a judicial district department
43 of correctional services to provide for the rental
44 of electronic monitoring equipment which shall be
45 available statewide.
46 Sec. 24. DEPARTMENT OF CORRECTIONS — REALLOCATION
47 OF APPROPRIATIONS. Notwithstanding section 8.39,
48 within the moneys appropriated in this division of this
49 Act to the department of corrections, the department
50 may reallocate the moneys appropriated and allocated as

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1 necessary to best fulfill the needs of the correctional
2 institutions, administration of the department, and the
3 judicial district departments of correctional services.
4 However, in addition to complying with the requirements
5 of sections 904.116 and 905.8 and providing notice
6 to the legislative services agency, the department
7 of corrections shall also provide notice to the
8 department of management, prior to the effective date
9 of the revision or reallocation of an appropriation
10 made pursuant to this section. The department of
11 corrections shall not reallocate an appropriation or
12 allocation for the purpose of eliminating any program.

13 Sec. 25. INTENT — REPORTS.

14 1. The department of corrections in cooperation
15 with townships, the Iowa cemetery associations, and
16 other nonprofit or governmental entities may use inmate
17 labor during the fiscal year beginning July 1, 2014,
18 to restore or preserve rural cemeteries and historical
19 landmarks. The department in cooperation with the
20 counties may also use inmate labor to clean up roads,
21 major water sources, and other water sources around the
22 state.

23 2. On a quarterly basis the department shall
24 provide a status report regarding private-sector
25 employment to the legislative services agency beginning
26 on July 1, 2014. The report shall include the number
27 of offenders employed in the private sector, the
28 combined number of hours worked by the offenders, the
29 total amount of allowances, and the distribution of
30 allowances pursuant to section 904.702, including any
31 moneys deposited in the general fund of the state.

32 Sec. 26. ELECTRONIC MONITORING REPORT. The
33 department of corrections shall submit a report on
34 electronic monitoring to the general assembly, to the
35 co-chairpersons and the ranking members of the joint
36 appropriations subcommittee on the justice system, and
37 to the legislative services agency by January 15, 2015.
38 The report shall specifically address the number of
39 persons being electronically monitored and break down
40 the number of persons being electronically monitored
41 by offense committed. The report shall also include a
42 comparison of any data from the prior fiscal year with
43 the current year.

44 Sec. 27. STATE AGENCY PURCHASES FROM PRISON
45 INDUSTRIES.

46 1. As used in this section, unless the context
47 otherwise requires, "state agency" means the government
48 of the state of Iowa, including but not limited to
49 all executive branch departments, agencies, boards,
50 bureaus, and commissions, the judicial branch,

1 the general assembly and all legislative agencies,
2 institutions within the purview of the state board of
3 regents, and any corporation whose primary function is
4 to act as an instrumentality of the state.

5 2. State agencies are hereby encouraged to purchase
6 products from Iowa state industries, as defined in
7 section 904.802, when purchases are required and the
8 products are available from Iowa state industries.
9 State agencies shall obtain bids from Iowa state
10 industries for purchases of office furniture during the
11 fiscal year beginning July 1, 2014, exceeding \$5,000
12 or in accordance with applicable administrative rules
13 related to purchases for the agency.

14 Sec. 28. IOWA LAW ENFORCEMENT ACADEMY.

15 1. There is appropriated from the general fund of
16 the state to the Iowa law enforcement academy for the
17 fiscal year beginning July 1, 2014, and ending June 30,
18 2015, the following amount, or so much thereof as is
19 necessary, to be used for the purposes designated:

20 For salaries, support, maintenance, miscellaneous
21 purposes, including jailer training and technical
22 assistance, and for not more than the following
23 full-time equivalent positions:

24	\$ 851,443
25	FTEs 23.88

26 It is the intent of the general assembly that the
27 Iowa law enforcement academy may provide training of
28 state and local law enforcement personnel concerning
29 the recognition of and response to persons with
30 Alzheimer's disease.

31 The Iowa law enforcement academy may temporarily
32 exceed and draw more than the amount appropriated in
33 this subsection and incur a negative cash balance as
34 long as there are receivables equal to or greater than
35 the negative balance and the amount appropriated in
36 this subsection is not exceeded at the close of the
37 fiscal year.

38 2. The Iowa law enforcement academy may select
39 at least five automobiles of the department of public
40 safety, division of state patrol, prior to turning over
41 the automobiles to the department of administrative
42 services to be disposed of by public auction, and
43 the Iowa law enforcement academy may exchange any
44 automobile owned by the academy for each automobile
45 selected if the selected automobile is used in training
46 law enforcement officers at the academy. However,
47 any automobile exchanged by the academy shall be
48 substituted for the selected vehicle of the department
49 of public safety and sold by public auction with the
50 receipts being deposited in the depreciation fund to

1 the credit of the department of public safety, division
2 of state patrol.

3 Sec. 29. STATE PUBLIC DEFENDER. There is
4 appropriated from the general fund of the state to the
5 office of the state public defender of the department
6 of inspections and appeals for the fiscal year
7 beginning July 1, 2014, and ending June 30, 2015, the
8 following amounts, or so much thereof as is necessary,
9 to be allocated as follows for the purposes designated:

10 1. For salaries, support, maintenance,
11 miscellaneous purposes, and for not more than the
12 following full-time equivalent positions:

13 \$ 21,982,855

14 FTEs 219.00

15 2. For payments on behalf of eligible adults and
16 juveniles from the indigent defense fund, in accordance
17 with section 815.11:

18 \$ 25,416,640

19 Sec. 30. BOARD OF PAROLE. There is appropriated
20 from the general fund of the state to the board of
21 parole for the fiscal year beginning July 1, 2014, and
22 ending June 30, 2015, the following amount, or so much
23 thereof as is necessary, to be used for the purposes
24 designated:

25 For salaries, support, maintenance, miscellaneous
26 purposes, and for not more than the following full-time
27 equivalent positions:

28 \$ 1,023,260

29 FTEs 11.00

30 Sec. 31. DEPARTMENT OF PUBLIC DEFENSE. There is
31 appropriated from the general fund of the state to
32 the department of public defense for the fiscal year
33 beginning July 1, 2014, and ending June 30, 2015, the
34 following amounts, or so much thereof as is necessary,
35 to be used for the purposes designated:

36 1. MILITARY DIVISION

37 For salaries, support, maintenance, miscellaneous
38 purposes, and for not more than the following full-time
39 equivalent positions:

40 \$ 5,547,986

41 FTEs 308.21

42 The military division may temporarily exceed
43 and draw more than the amount appropriated in this
44 subsection and incur a negative cash balance as long
45 as there are receivables of federal funds equal to
46 or greater than the negative balance and the amount
47 appropriated in this subsection is not exceeded at the
48 close of the fiscal year.

49 2. HOMELAND SECURITY AND EMERGENCY MANAGEMENT
50 DIVISION OR SUCCESSOR AGENCY

1 For salaries, support, maintenance, miscellaneous
2 purposes, and for not more than the following full-time
3 equivalent positions:

4 \$ 1,848,135

5 FTEs 37.40

6 a. The homeland security and emergency management
7 division or successor agency may temporarily exceed
8 and draw more than the amount appropriated in this
9 subsection and incur a negative cash balance as long
10 as there are receivables of federal funds equal to
11 or greater than the negative balance and the amount
12 appropriated in this subsection is not exceeded at the
13 close of the fiscal year.

14 b. It is the intent of the general assembly that
15 the homeland security and emergency management division
16 or successor agency work in conjunction with the
17 department of public safety, to the extent possible,
18 when gathering and analyzing information related to
19 potential domestic or foreign security threats, and
20 when monitoring such threats.

21 Sec. 32. DEPARTMENT OF PUBLIC SAFETY. There is
22 appropriated from the general fund of the state to
23 the department of public safety for the fiscal year
24 beginning July 1, 2014, and ending June 30, 2015, the
25 following amounts, or so much thereof as is necessary,
26 to be used for the purposes designated:

27 1. For the department's administrative functions,
28 including the criminal justice information system, and
29 for not more than the following full-time equivalent
30 positions:

31 \$ 3,456,996

32 FTEs 41.00

33 2. For the division of criminal investigation,
34 including the state's contribution to the peace
35 officers' retirement, accident, and disability system
36 provided in chapter 97A in the amount of the state's
37 normal contribution rate, as defined in section
38 97A.8, multiplied by the salaries for which the
39 moneys are appropriated, to meet federal fund matching
40 requirements, and for not more than the following
41 full-time equivalent positions:

42 \$ 10,993,402

43 FTEs 149.60

44 3. For the criminalistics laboratory fund created
45 in section 691.9:

46 \$ 256,993

47 4. a. For the division of narcotics enforcement,
48 including the state's contribution to the peace
49 officers' retirement, accident, and disability system
50 provided in chapter 97A in the amount of the state's

1 normal contribution rate, as defined in section
2 97A.8, multiplied by the salaries for which the
3 moneys are appropriated, to meet federal fund matching
4 requirements, and for not more than the following
5 full-time equivalent positions:

6 \$ 5,742,477
7 FTEs 66.00

8 b. For the division of narcotics enforcement for
9 undercover purchases:

10 \$ 92,686

11 5. For the division of state fire marshal, for fire
12 protection services as provided through the state fire
13 service and emergency response council as created in
14 the department, and for the state's contribution to the
15 peace officers' retirement, accident, and disability
16 system provided in chapter 97A in the amount of the
17 state's normal contribution rate, as defined in section
18 97A.8, multiplied by the salaries for which the moneys
19 are appropriated, and for not more than the following
20 full-time equivalent positions:

21 \$ 3,799,973
22 FTEs 54.00

23 6. For the division of state patrol, for salaries,
24 support, maintenance, workers' compensation costs,
25 and miscellaneous purposes, including the state's
26 contribution to the peace officers' retirement,
27 accident, and disability system provided in chapter 97A
28 in the amount of the state's normal contribution rate,
29 as defined in section 97A.8, multiplied by the salaries
30 for which the moneys are appropriated, and for not more
31 than the following full-time equivalent positions:

32 \$ 47,205,777
33 FTEs 499.00

34 It is the intent of the general assembly that
35 members of the state patrol be assigned to patrol
36 the highways and roads in lieu of assignments for
37 inspecting school buses for the school districts.

38 7. For deposit in the sick leave benefits fund
39 established under section 80.42 for all departmental
40 employees eligible to receive benefits for accrued sick
41 leave under the collective bargaining agreement:

42 \$ 237,589

43 8. For costs associated with the training and
44 equipment needs of volunteer fire fighters:

45 \$ 616,692

46 a. Notwithstanding section 8.33, moneys
47 appropriated in this subsection that remain
48 unencumbered or unobligated at the close of the fiscal
49 year shall not revert but shall remain available for
50 expenditure only for the purpose designated in this

1 subsection until the close of the succeeding fiscal
 2 year.
 3 b. Notwithstanding section 8.39, the department
 4 of public safety may reallocate moneys appropriated
 5 in this section as necessary to best fulfill the
 6 needs provided for in the appropriation. However, the
 7 department shall not reallocate moneys appropriated
 8 to the department in this section unless notice of
 9 the reallocation is given to the legislative services
 10 agency and the department of management prior to
 11 the effective date of the reallocation. The notice
 12 shall include information regarding the rationale for
 13 reallocating the moneys. The department shall not
 14 reallocate moneys appropriated in this section for the
 15 purpose of eliminating any program.

16 Sec. 33. GAMING ENFORCEMENT.

17 1. There is appropriated from the gaming
 18 enforcement revolving fund created in section 80.43 to
 19 the department of public safety for the fiscal year
 20 beginning July 1, 2014, and ending June 30, 2015, the
 21 following amount, or so much thereof as is necessary,
 22 to be used for the purposes designated:

23 For any direct support costs for agents and officers
 24 of the division of criminal investigation's excursion
 25 gambling boat, gambling structure, and racetrack
 26 enclosure enforcement activities, including salaries,
 27 support, maintenance, miscellaneous purposes, and
 28 for not more than the following full-time equivalent
 29 positions:

30	\$ 9,263,307
31	FTEs 115.00

32 2. For each additional license to conduct gambling
 33 games on an excursion gambling boat, gambling
 34 structure, or racetrack enclosure issued during
 35 the fiscal year beginning July 1, 2014, there is
 36 appropriated from the gaming enforcement fund to
 37 the department of public safety for the fiscal year
 38 beginning July 1, 2014, and ending June 30, 2015, an
 39 additional amount of not more than \$300,000 to be used
 40 for not more than 3.00 additional full-time equivalent
 41 positions.

42 3. The department of public safety, with the
 43 approval of the department of management, may employ
 44 no more than three special agents for each additional
 45 riverboat or gambling structure regulated after July 1,
 46 2014, and three special agents for each racing facility
 47 which becomes operational during the fiscal year which
 48 begins July 1, 2014. Positions authorized in this
 49 subsection are in addition to the full-time equivalent
 50 positions otherwise authorized in this section.

1 Sec. 34. CIVIL RIGHTS COMMISSION. There is
 2 appropriated from the general fund of the state to the
 3 Iowa state civil rights commission for the fiscal year
 4 beginning July 1, 2014, and ending June 30, 2015, the
 5 following amount, or so much thereof as is necessary,
 6 to be used for the purposes designated:

7 For salaries, support, maintenance, miscellaneous
 8 purposes, and for not more than the following full-time
 9 equivalent positions:

10 \$ 1,102,509

11 FTEs 28.00

12 The Iowa state civil rights commission may enter
 13 into a contract with a nonprofit organization to
 14 provide legal assistance to resolve civil rights
 15 complaints.

16 Sec. 35. CRIMINAL AND JUVENILE JUSTICE PLANNING

17 DIVISION. There is appropriated from the general fund
 18 of the state to the criminal and juvenile justice
 19 planning division of the department of human rights for
 20 the fiscal year beginning July 1, 2013, and ending June
 21 30, 2014, the following amounts, or so much thereof as
 22 is necessary, to be used for the purposes designated:

23 For salaries, support, maintenance, and
 24 miscellaneous purposes, and for not more than the
 25 following full-time equivalent positions:

26 \$ 935,089

27 FTEs 9.81

28 The criminal and juvenile justice planning advisory
 29 council and the juvenile justice advisory council
 30 shall coordinate their efforts in carrying out their
 31 respective duties relative to juvenile justice.

32 Sec. 36. HOMELAND SECURITY AND EMERGENCY MANAGEMENT

33 DIVISION. There is appropriated from the wireless
 34 E911 emergency communications fund created in
 35 section 34A.7A to the homeland security and emergency
 36 management division or successor agency for the fiscal
 37 year beginning July 1, 2014, and ending June 30,
 38 2015, an amount not exceeding \$250,000 to be used
 39 for implementation, support, and maintenance of the
 40 functions of the administrator and program manager
 41 under chapter 34A and to employ the auditor of the
 42 state to perform an annual audit of the wireless E911
 43 emergency communications fund.

44 DIVISION III

45 PUBLIC SAFETY INTEROPERABLE AND BROADBAND

46 COMMUNICATIONS FUND

47 Sec. 37. NEW SECTION. 80.44 Public safety
 48 interoperable and broadband communications fund.

49 1. A statewide public safety interoperable and
 50 broadband communications fund is established in the

1 office of the treasurer of state under the control of
 2 the department of public safety. Any moneys annually
 3 appropriated, granted, or credited to the fund,
 4 including any federal moneys, are appropriated to
 5 the department of public safety for the planning and
 6 development of a statewide public safety interoperable
 7 and broadband communications system.

8 2. Notwithstanding section 12C.7, subsection 2,
 9 interest and earnings on moneys deposited in the fund
 10 shall be credited to the fund. Notwithstanding section
 11 8.33, moneys remaining in the fund at the end of the
 12 fiscal year shall not revert to any other fund but
 13 shall remain available to be used for the purposes
 14 specified in subsection 1.

15 Sec. 38. 2011 Iowa Acts, chapter 134, section 43,
 16 subsection 9, as amended by 2012 Iowa Acts, chapter
 17 1134, section 10, is amended to read as follows:

18 9. For costs associated with the training and
 19 operation of the statewide interoperable communications
 20 system board ~~excluding salaries and contracts or~~
 21 deposit in the statewide public safety interoperable
 22 and broadband communications fund established in
 23 section 80.44, as determined by the department:

24 \$ 48,000

25 Sec. 39. EFFECTIVE UPON ENACTMENT. The following
 26 provision or provisions of this division of this Act,
 27 being deemed of immediate importance, take effect upon
 28 enactment:

29 1. The section of this division amending 2011 Iowa
 30 Acts, chapter 134, section 43, subsection 9, as amended
 31 by 2012 Iowa Acts, chapter 1134, section 10.

32 2. The section of this division enacting the
 33 section tentatively numbered 80.44.

34 DIVISION IV

35 PUBLIC SAFETY AND TRAINING TASK FORCE APPROPRIATION

36 Sec. 40. PUBLIC SAFETY TRAINING AND FACILITIES TASK
 37 FORCE.

38 1. A public safety training and facilities task
 39 force is established. The department of public safety
 40 shall provide administrative support for the task
 41 force.

42 2. The task force shall consist of the following
 43 members:

44 a. One member appointed by the Iowa state sheriffs'
 45 and deputies' association.

46 b. One member appointed by the Iowa police chiefs
 47 association.

48 c. One member who is a fire fighter appointed by
 49 the Iowa professional fire fighters association.

50 d. One member who is the administrator of the Iowa

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- 1 fire service training bureau or the administrator's
2 designee.
- 3 e. One member who is a representative of the fire
4 service who is not a fire chief appointed by the Iowa
5 firefighters association.
- 6 f. The director of the Iowa law enforcement academy
7 or the director's designee.
- 8 g. The commissioner of public safety or the
9 training coordinator of the department of public
10 safety, as designated by the commissioner.
- 11 h. The state fire marshal or the state fire
12 marshal's designee.
- 13 i. One member appointed by the Iowa state police
14 association.
- 15 j. One member who is a fire chief appointed by the
16 Iowa fire chiefs association.
- 17 k. One member appointed by the Iowa emergency
18 medical services association.
- 19 l. One member appointed by the Iowa emergency
20 management association.
- 21 m. One member who is a fire chief appointed by the
22 Iowa association of professional fire chiefs.
- 23 n. One member who is a member of the office
24 of motor vehicle enforcement of the department of
25 transportation appointed by the director of the
26 department of transportation.
- 27 o. Four members of the general assembly serving
28 as ex officio, nonvoting members, one representative
29 to be appointed by the speaker of the house of
30 representatives, one representative to be appointed by
31 the minority leader of the house of representatives,
32 one senator to be appointed by the majority leader of
33 the senate, and one senator to be appointed by the
34 minority leader of the senate.
- 35 3. The members of the task force shall select
36 one chairperson and one vice chairperson. The vice
37 chairperson shall preside in the absence of the
38 chairperson. Section 69.16A shall apply to the voting
39 members of the task force.
- 40 4. It is the intent of the general assembly in
41 establishing this task force that the task force
42 develop a coordinated plan amongst all public safety
43 disciplines that would oversee the construction of a
44 consolidated fire and police public safety training
45 facility, provide for the establishment of a governance
46 board for the public safety disciplines and the
47 consolidated facility, and to establish a consistent
48 and steady funding mechanism to defray public safety
49 training costs on an ongoing basis.
- 50 5. The task force shall seek and consider input

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1 from all interested stakeholders and members of the
2 public and shall include an emphasis on receiving input
3 from fire service, law enforcement, and emergency
4 medical services personnel. The task force shall
5 consider and develop strategies relating to public
6 safety training facility governance with the goal of
7 all public safety disciplines being represented. Each
8 public safety discipline shall advise the task force by
9 developing individual training policies as determined
10 by the discipline's governing bodies. The task force
11 shall also develop a proposal for a joint public safety
12 training facility, a budget for construction and future
13 operation of the facility, financing options, including
14 possible public-private partnerships, for construction
15 and operation of the facility, and potential locations
16 for the facility that are centrally located in this
17 state.

18 6. a. The task force shall provide interim reports
19 to the general assembly by December 31 of each year
20 concerning the activities of the task force and shall
21 submit its final report, including its findings and
22 recommendations, to the general assembly by December
23 31, 2016.

24 b. The final report shall include but not be
25 limited to recommendations concerning the following:

26 (1) Consolidation of public safety governance
27 within a single board and the membership of the board.
28 Board duties would include overseeing the construction
29 and maintenance of a consolidated fire and police
30 public safety training facility.

31 (2) Development of a consolidated fire and police
32 public safety training facility, including possible
33 locations, building recommendations, and financing
34 options.

35 (3) Any other recommendations relating to public
36 safety training and facilities requirements.

37 DIVISION V

38 CIGARETTE FIRE SAFETY STANDARD FUND — APPROPRIATION

39 Sec. 41. Section 101B.5, subsection 5, Code 2013,
40 is amended to read as follows:

41 5. For each cigarette listed in a certification, a
42 manufacturer shall pay a fee of one hundred dollars to
43 the department. The department shall deposit all fees
44 received pursuant to this subsection with the treasurer
45 of state for credit to the general fund of the state.

46 Sec. 42. Section 101B.8, Code 2013, is amended by
47 adding the following new subsection:

48 **NEW SUBSECTION.** 10. The department shall deposit
49 any moneys received from civil penalties assessed
50 pursuant to this section with the treasurer of state

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1 for credit to the general fund of the state.

2 Sec. 43. Section 101B.9, Code 2013, is amended to
3 read as follows:

4 101B.9 Cigarette fire safety standard fund.

5 A cigarette fire safety standard fund is created as
6 a special fund in the state treasury under the control
7 of the department of public safety. The fund shall
8 consist of all moneys recovered from the assessment
9 of civil penalties or certification fees under this
10 chapter. ~~The moneys in the fund shall, in In~~ addition
11 to any moneys made available for such purpose, ~~be~~
12 ~~available, subject to appropriation, moneys in the fund~~
13 are appropriated to the department of public safety for
14 the purpose of fire safety and prevention programs,
15 including for entry level fire fighter training,
16 equipment, and operations.

17 Sec. 44. REPEAL. Section 101B.9, Code 2013, is
18 repealed.

19 Sec. 45. CIGARETTE FIRE SAFETY STANDARD FUND.

20 Notwithstanding any provision of law to the contrary,
21 the first \$50,000 of the unencumbered or unobligated
22 balance of the cigarette fire safety standard fund at
23 the close of the fiscal year beginning July 1, 2012,
24 is appropriated to the department of public safety to
25 be used for the administrative support of the public
26 safety training and facilities task force established
27 in this Act, during the fiscal period beginning July
28 1, 2013, and ending June 30, 2017. Any remaining
29 balance of the cigarette fire and safety standard fund
30 at the close of the fiscal year beginning July 1,
31 2012, is transferred to the department of corrections
32 and is appropriated for use during the fiscal year
33 beginning July 1, 2013, and ending June 30, 2014, for
34 the renovation or replacement of the farm one bunkhouse
35 at the Fort Madison correctional facility.

36 Sec. 46. EFFECTIVE UPON ENACTMENT. The following
37 provision or provisions of this division of this Act,
38 being deemed of immediate importance, take effect upon
39 enactment:

40 1. The section of this division amending section
41 101B.9.

42 2. The section of this division providing for
43 retroactive applicability.

44 Sec. 47. RETROACTIVE APPLICABILITY. The following
45 provision or provisions of this division of this Act
46 apply retroactively to July 1, 2007:

47 1. The section of this division amending section
48 101B.9.

49 DIVISION VI
50 SPECIAL AGENTS — GAMING

Page 30

1 Sec. 48. Section 99D.14, subsection 2, paragraph a,
2 Code 2013, is amended to read as follows:

3 a. (1) A licensee shall pay a regulatory fee to be
4 charged as provided in this section. In determining
5 the regulatory fee to be charged as provided under
6 this section, the commission shall use the amount
7 appropriated to the commission plus the cost of
8 salaries for no more than ~~two~~ three special agents for
9 each racetrack that has not been issued a table games
10 license under chapter 99F or no more than three special
11 agents for each racetrack that has been issued a table
12 games license under chapter 99F, plus any direct and
13 indirect support costs for the agents, for the division
14 of criminal investigation's racetrack activities, as
15 the basis for determining the amount of revenue to be
16 raised from the regulatory fee.

17 (2) Indirect support costs under this section shall
18 be calculated at the same rate used in accordance
19 with the federal office of management and budget
20 cost principles for state, local, and Indian tribal
21 governments that receive a federally approved indirect
22 cost rate.

23 Sec. 49. Section 99D.14, subsection 2, Code 2013,
24 is amended by adding the following new paragraphs:
25 NEW PARAGRAPH. d. The aggregate amount of the
26 regulatory fee assessed under paragraph "a" during each
27 fiscal year shall be reduced by an amount equal to the
28 unexpended moneys from the previous fiscal year that
29 were deposited into the revolving funds established in
30 sections 80.43 and 99F.20 during that previous fiscal
31 year.

32 NEW PARAGRAPH. e. By January 1, 2014, and by
33 January 1 of every year thereafter, the division of
34 criminal investigation shall provide the commission
35 with a report detailing the activities of the division
36 during the previous fiscal year for each racetrack
37 enclosure.

38 NEW PARAGRAPH. f. The division of criminal
39 investigation shall conduct a study relating to the
40 number of special agents permitted for each racetrack
41 under this subsection and the activities of such
42 agents. The study shall also include input from the
43 commission and licensees and be combined with the
44 report under section 99F.10, subsection 2, paragraph
45 "e". The division of criminal investigation shall file
46 a final report with the co-chairpersons and ranking
47 members of the joint appropriations subcommittee on the
48 justice system and the legislative services agency by
49 July 1, 2020.

50 Sec. 50. Section 99F.10, subsection 4, Code 2013,

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1 is amended to read as follows:

2 4. a. In determining the license fees and state
3 regulatory fees to be charged as provided under section
4 99F.4 and this section, the commission shall use as
5 the basis for determining the amount of revenue to
6 be raised from the license fees and regulatory fees
7 the amount appropriated to the commission plus the
8 following as applicable:

9 (1) Prior to July 1, 2016, the cost of salaries
10 for no more than two special agents for each excursion
11 gambling boat or gambling structure and no more than
12 four gaming enforcement officers for each excursion
13 gambling boat or gambling structure with a patron
14 capacity of less than two thousand persons or no
15 more than five gaming enforcement officers for each
16 excursion gambling boat or gambling structure with
17 a patron capacity of at least two thousand persons,
18 plus any direct and indirect support costs for the
19 agents and officers, for the division of criminal
20 investigation's excursion gambling boat or gambling
21 structure activities. However, the division of
22 criminal investigation may add one additional special
23 agent to the number of special agents specified in
24 this subparagraph for each excursion gambling boat or
25 gambling structure if at least two gaming enforcement
26 officer full-time equivalent positions are vacant.
27 Otherwise, the division of criminal investigation shall
28 not fill vacant gaming enforcement officer positions.

29 (2) On or after July 1, 2016, the cost of salaries
30 for no more than three special agents for each
31 excursion gambling boat or gambling structure, plus
32 any direct and indirect support costs for the agents,
33 for the division of criminal investigation's excursion
34 gambling boat or gambling structure activities.

35 b. Notwithstanding sections 8.60 and 99F.4, the
36 portion of the fee paid pursuant to paragraph "a"
37 relating to the costs of special agents and officers
38 plus any direct and indirect support costs for the
39 agents and officers, for the division of criminal
40 investigation's excursion gambling boat or gambling
41 structure activities, shall be deposited into the
42 gaming enforcement revolving fund established in
43 section 80.43. However, the department of public
44 safety shall transfer, on an annual basis, the portion
45 of the regulatory fee attributable to the indirect
46 support costs of the special agents and gaming
47 enforcement officers to the general fund of the state.

48 c. Notwithstanding sections 8.60 and 99F.4, the
49 portion of the fee paid pursuant to paragraph "a"
50 relating to the costs of the commission shall not be

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1 deposited in the general fund of the state but instead
2 shall be deposited into the gaming regulatory revolving
3 fund established in section 99F.20.

4 d. Indirect support costs under paragraph "a" shall
5 be calculated at the same rate used in accordance
6 with the federal office of management and budget
7 cost principles for state, local, and Indian tribal
8 governments that receive a federally approved indirect
9 cost rate.

10 e. The aggregate amount of the regulatory fee
11 assessed under paragraph "a" during each fiscal year
12 shall be reduced by an amount equal to the unexpended
13 moneys from the previous fiscal year that were
14 deposited into the revolving funds established in
15 sections 80.43 or 99F.20 during that previous fiscal
16 year.

17 f. By January 1, 2014, and by January 1 of every
18 year thereafter, the division of criminal investigation
19 shall provide the commission with a report detailing
20 the activities of the division during the previous
21 fiscal year for each excursion gambling boat and
22 gambling structure.

23 g. The division of criminal investigation shall
24 conduct a study relating to the number of special
25 agents permitted for each excursion gambling boat
26 or gambling structure under this subsection and the
27 activities of such agents. The study shall also
28 include input from the commission and licensees and
29 be combined with the report under section 99D.14,
30 subsection 2, paragraph "d". The division of criminal
31 investigation shall file a final report with the
32 co-chairpersons and ranking members of the joint
33 appropriations subcommittee on the justice system and
34 the legislative services agency by July 1, 2020.

35 Sec. 51. GAMING ENFORCEMENT STUDY. The division
36 of criminal investigation of the department of public
37 safety and the Iowa gaming association shall jointly
38 or separately file a report with the co-chairpersons
39 and ranking members of the joint appropriations
40 subcommittee on the justice system and the legislative
41 services agency by December 15, 2013, detailing the
42 activities of gaming enforcement officers and special
43 agents working at excursion gambling boats, gambling
44 structures, and racetrack enclosures. The report shall
45 include the number of incidences the gaming enforcement
46 officers handle versus private security, the number of
47 fraud investigations and background checks performed
48 by the special agents, and the percentage of time
49 gaming enforcement officers and special agents work on
50 gaming-related and nongaming-related cases. The report

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1 shall also include the time periods each excursion
2 gambling boat, gambling structure, and racetrack
3 enclosure are not staffed by at least one gaming
4 enforcement officer or special agent.

5 DIVISION VII

6 MISCELLANEOUS CODE CHANGES

7 Sec. 52. Section 85.67, Code 2013, is amended to
8 read as follows:

9 85.67 Administration of fund — special counsel —
10 payment of award.

11 The attorney general shall appoint a staff member to
12 represent the treasurer of state and the fund in all
13 proceedings and matters arising under this division.

14 The attorney general shall be reimbursed up to ~~one~~
15 ~~hundred fifty two hundred fifteen~~ thousand dollars
16 annually from the fund for services provided related
17 to the fund. The commissioner of insurance shall
18 consider the reimbursement to the attorney general as
19 an outstanding liability when making a determination of
20 funding availability under section 85.65A, subsection
21 2. In making an award under this division, the
22 workers' compensation commissioner shall specifically
23 find the amount the injured employee shall be paid
24 weekly, the number of weeks of compensation which shall
25 be paid by the employer, the date upon which payments
26 out of the fund shall begin, and, if possible, the
27 length of time the payments shall continue.

28 Sec. 53. Section 654.4B, subsection 2, paragraph b,
29 Code 2013, is amended by striking the paragraph.

30 Sec. 54. 2009 Iowa Acts, chapter 178, section 20,
31 as amended by 2011 Iowa Acts, chapter 134, section 21,
32 is amended to read as follows:

33 SEC. 20. CONSUMER EDUCATION AND LITIGATION

34 FUND. Notwithstanding section 714.16C, for each
35 fiscal year of the period beginning July 1, 2008, and
36 ending June 30, ~~2013~~ 2014, the annual appropriations
37 in section 714.16C, are increased from \$1,125,000 to
38 \$1,875,000, and \$75,000 to \$125,000 respectively.
39 Moneys appropriated from the consumer education and
40 litigation fund may be allocated for cash flow purposes
41 to the victim compensation fund established in section
42 915.94 during each of the fiscal years enumerated,
43 provided that any moneys so allocated are returned to
44 the consumer education and litigation fund by the end
45 of each fiscal year an allocation occurs.

46 Sec. 55. IOWA CORRECTIONS OFFENDER NETWORK —

47 FUND. Notwithstanding any provision of law to the
48 contrary, the unencumbered or unobligated balance of
49 the Iowa corrections offender network fund at the close
50 of the fiscal year beginning July 1, 2012, or the close

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1 of any succeeding fiscal year that would otherwise be
 2 required by law to revert to, be deposited in, or to
 3 be credited to the Iowa offender network fund shall
 4 instead be credited to the general fund of the state.
 5 Sec. 56. REPEAL. Section 904.118, Code 2013, is
 6 repealed.>

COMMITTEE ON APPROPRIATIONS

H-1330

1 Amend House File 641 as follows:
 2 1. Page 5, after line 24 by inserting:
 3 <c. For the purpose of calculating the amount of
 4 new state sales tax revenues under paragraph "b", a
 5 retail sales tax permit issued before the date the
 6 ordinance establishing the district was first adopted
 7 under section 15J.3, subsection 4, that is held by a
 8 retailer whose place of business for that permit is
 9 located in a vertical improvement within the district
 10 that was substantially improved on or after the date
 11 the ordinance establishing the district was first
 12 adopted shall be considered a retail sales tax permit
 13 issued on or after the date the ordinance establishing
 14 the district was first adopted.>
 15 2. Page 6, after line 2 by inserting:
 16 <c. For the purpose of calculating the amount of
 17 new state hotel and motel tax revenues under paragraph
 18 "b", a permit for the collection of the state hotel
 19 and motel tax issued before the date the ordinance
 20 establishing the district was first adopted under
 21 section 15J.3, subsection 4, that is held by a retailer
 22 or lessor whose place of business for that permit is
 23 located in a vertical improvement within the district
 24 that was substantially improved on or after the date
 25 the ordinance establishing the district was first
 26 adopted shall be considered a permit issued on or after
 27 the date the ordinance establishing the district was
 28 first adopted.>
 29 3. By renumbering, redesignating, and correcting
 30 internal references as necessary.

BYRNES of Mitchell

H-1331

1 Amend Senate File 406, as passed by the Senate, as
 2 follows:
 3 1. Page 8, after line 22 by inserting:
 4 <Sec. ____. Section 229.22, subsection 2, paragraph

5 a, Code 2013, is amended to read as follows:
6 a. In the circumstances described in subsection
7 1, any peace officer who has reasonable grounds to
8 believe that a person is mentally ill, and because
9 of that illness is likely to physically injure the
10 person's self or others if not immediately detained,
11 may without a warrant take or cause that person to be
12 taken to the nearest available facility or hospital as
13 defined in section 229.11, subsection 1, paragraphs
14 "b" and "c". A person believed mentally ill, and
15 likely to injure the person's self or others if not
16 immediately detained, may be delivered to a facility
17 or hospital by someone other than a peace officer.
18 Upon delivery of the person believed mentally ill to
19 the facility or hospital, the examining physician,
20 examining physician assistant, or examining psychiatric
21 advanced registered nurse practitioner may order
22 treatment of that person, including chemotherapy, but
23 only to the extent necessary to preserve the person's
24 life or to appropriately control behavior by the
25 person which is likely to result in physical injury
26 to that person or others if allowed to continue. The
27 peace officer who took the person into custody, or
28 other party who brought the person to the facility
29 or hospital, shall describe the circumstances of the
30 matter to the examining physician, examining physician
31 assistant, or examining psychiatric advanced registered
32 nurse practitioner. If the person is a peace officer,
33 the peace officer may do so either in person or by
34 written report. If the examining physician, examining
35 physician assistant, or examining psychiatric advanced
36 registered nurse practitioner finds that there
37 is reason to believe that the person is seriously
38 mentally impaired, and because of that impairment
39 is likely to physically injure the person's self or
40 others if not immediately detained, the examining
41 physician, examining physician assistant, or examining
42 psychiatric advanced registered nurse practitioner
43 shall at once communicate with the nearest available
44 magistrate as defined in section 801.4, subsection 10.
45 The magistrate shall, based upon the circumstances
46 described by the examining physician, examining
47 physician assistant, or examining psychiatric advanced
48 registered nurse practitioner, give the examining
49 physician, examining physician assistant, or examining
50 psychiatric advanced registered nurse practitioner

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1 oral instructions either directing that the person
2 be released forthwith or authorizing the person's
3 detention in an appropriate facility. A peace officer

4 from the law enforcement agency that took the person
 5 into custody, if available, during the communication
 6 with the magistrate, may inform the magistrate that
 7 an arrest warrant has been issued for or charges
 8 are pending against the person and request that any
 9 oral or written order issued under this subsection
 10 require the facility or hospital to notify the law
 11 enforcement agency about the discharge of the person
 12 prior to discharge. The magistrate may also give oral
 13 instructions and order that the detained person be
 14 transported to an appropriate facility.>
 15 2. By renumbering as necessary.

HALL of Woodbury

H-1332

1 Amend House File 638 as follows:
 2 1. Page 2, line 8, by striking <1,000,000> and
 3 inserting <1,500,000>
 4 2. Page 2, line 10, by striking <1,000,000> and
 5 inserting <1,500,000>

H. MILLER of Webster

H-1333

1 Amend the amendment, H-1297, to Senate File 435,
 2 as amended, passed, and reprinted by the Senate, as
 3 follows:
 4 1. Page 24, after line 33 by inserting:
 5 <DIVISION ____
 6 MISCELLANEOUS
 7 Sec. ____ URBAN-RURAL DIALOGUE COMMITTEE.
 8 1. An urban-rural dialogue committee is
 9 established to improve urban, including suburban,
 10 and rural communities in this state by providing for
 11 collaborative efforts.
 12 2. The committee shall study existing programs
 13 administered by state agencies which benefit one
 14 type of community, but which could be revised or
 15 administered differently to benefit both types of
 16 communities. The committee shall also study methods
 17 to improve awareness, understanding, and communication
 18 between urban and rural communities, including but not
 19 limited to how soil and water conservation practices,
 20 pollution control measures, and flood control measures
 21 may be better implemented by urban residents.
 22 3. The committee shall be chaired by the secretary
 23 of agriculture or a designee. The committee shall also
 24 include the following members:
 25 a. The director of the department of natural

26 resources, or the director's designee.
27 b. The president of Iowa state university or the
28 president's designee.
29 c. Three persons appointed by the secretary of
30 agriculture who are rural residents, including two
31 persons who are actively engaged in farming.
32 d. Two persons appointed by the secretary of
33 agriculture who are urban residents.
34 4. A public member is entitled to receive
35 reimbursement for actual expenses incurred while
36 engaged in the performance of official duties under
37 this section. However, a member of the committee is
38 not eligible to receive compensation as provided in
39 section 7E.6.
40 5. The committee shall submit a final report to
41 the general assembly not later than January 1, 2014.
42 The report shall include findings and recommendations,
43 including proposals for legislation and administrative
44 rules.>

H. MILLER of Webster

H-1334

1 Amend the amendment, H-1297, to Senate File 435,
2 as amended, passed, and reprinted by the Senate, as
3 follows:
4 1. Page 13, line 22, by striking <14,944,129> and
5 inserting <8,790,664>
6 2. Page 13, line 29, by striking <202,300> and
7 inserting <119,000>
8 3. Page 14, line 3, by striking <259,689> and
9 inserting <152,758>
10 4. Page 14, line 15, by striking <425,000> and
11 inserting <250,000>
12 5. Page 14, line 35, by striking <160,817> and
13 inserting <94,598>
14 6. Page 14, line 50, by striking <63,750> and
15 inserting <37,500>
16 7. Page 15, line 23, by striking <21,250> and
17 inserting <12,500>
18 8. Page 15, line 40, by striking <110,500> and
19 inserting <65,000>
20 9. Page 16, line 27, by striking <10,851,695> and
21 inserting <6,383,350>
22 10. Page 17, line 11, by striking <34,916,499> and
23 inserting <20,539,117>
24 11. Page 17, line 40, by striking <2,937,457> and
25 inserting <1,727,916>
26 12. Page 18, line 2, by striking <85,000> and
27 inserting <50,000>
28 13. Page 18, line 13, by striking <170,000> and

29 inserting <100,000>
30 14. Page 18, line 24, by striking <1,700,000> and
31 inserting <1,000,000>
32 15. Page 18, line 44, by striking <85,000> and
33 inserting <50,000>
34 16. Page 19, line 15, by striking <2,964,491> and
35 inserting <1,743,818>
36 17. Page 20, line 15, by striking <850,000> and
37 inserting <500,000>
38 18. Page 20, line 33, by striking <765,000> and
39 inserting <450,000>
40 19. Page 20, line 44, by striking <531,250> and
41 inserting <312,500>
42 20. Page 20, line 50, by striking <\$340,000> and
43 inserting <\$200,000>
44 21. Page 21, line 9, by striking <2,167,500> and
45 inserting <1,275,000>
46 22. Page 21, line 16, by striking <850,000> and
47 inserting <500,000>
48 23. Page 21, line 26, by striking <5,652,500> and
49 inserting <3,325,000>
50 24. Page 22, line 8, by striking <\$42,500> and

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1 inserting <\$25,000>
2 25. Page 22, line 21, by striking <1,317,500> and
3 inserting <775,000>
4 26. Page 22, line 25, by striking <446,250> and
5 inserting <262,500>
6 27. Page 22, line 27, by striking <\$334,688> and
7 inserting <\$196,875>
8 28. Page 22, line 33, by striking <\$111,562> and
9 inserting <\$65,625>
10 29. Page 22, line 44, by striking <3,740,000> and
11 inserting <2,200,000>
12 30. Page 23, line 8, by striking <85,000> and
13 inserting <50,000>
14 31. Page 23, line 12, by striking <3,918,500> and
15 inserting <3,305,000>
16 32. Page 23, line 18, by striking <165,750> and
17 inserting <97,500>
18 33. Page 23, line 22, by striking <2,511,750> and
19 inserting <1,477,500>
20 34. Page 23, line 27, by striking <425,000> and
21 inserting <250,000>
22 35. Page 23, line 31, by striking <952,000> and
23 inserting <560,000>
24 36. Page 23, line 37, by striking <361,250> and
25 inserting <212,500>
26 37. Page 23, line 45, by striking <420,750> and
27 inserting <247,500>

28 38. Page 24, line 2, by striking <170,000> and
29 inserting <100,000>
30 39. Page 24, line 8, by striking <170,000> and
31 inserting <100,000>
32 40. Page 24, line 33, by striking <10,200,000> and
33 inserting <6,000,000>

DRAKE of Cass

H-1335

1 Amend Senate File 406, as passed by the Senate, as
2 follows:
3 1. Page 8, after line 22 by inserting:
4 <Sec. ____ Section 229.22, subsection 2, paragraph
5 a, Code 2013, is amended to read as follows:
6 a. In the circumstances described in subsection
7 1, any peace officer who has reasonable grounds to
8 believe that a person is mentally ill, and because
9 of that illness is likely to physically injure the
10 person's self or others if not immediately detained,
11 may without a warrant take or cause that person to be
12 taken to the nearest available facility or hospital as
13 defined in section 229.11, subsection 1, paragraphs
14 "b" and "c". A person believed mentally ill, and
15 likely to injure the person's self or others if not
16 immediately detained, may be delivered to a facility
17 or hospital by someone other than a peace officer.
18 Upon delivery of the person believed mentally ill to
19 the facility or hospital, the examining physician,
20 examining physician assistant, or examining psychiatric
21 advanced registered nurse practitioner may order
22 treatment of that person, including chemotherapy, but
23 only to the extent necessary to preserve the person's
24 life or to appropriately control behavior by the
25 person which is likely to result in physical injury
26 to that person or others if allowed to continue. The
27 peace officer who took the person into custody, or
28 other party who brought the person to the facility
29 or hospital, shall describe the circumstances of the
30 matter to the examining physician, examining physician
31 assistant, or examining psychiatric advanced registered
32 nurse practitioner. If the person is a peace officer,
33 the peace officer may do so either in person or by
34 written report. If the examining physician, examining
35 physician assistant, or examining psychiatric advanced
36 registered nurse practitioner finds that there
37 is reason to believe that the person is seriously
38 mentally impaired, and because of that impairment
39 is likely to physically injure the person's self or
40 others if not immediately detained, the examining
41 physician, examining physician assistant, or examining

42 psychiatric advanced registered nurse practitioner
 43 shall at once communicate with the nearest available
 44 magistrate as defined in section 801.4, subsection 10.
 45 The magistrate shall, based upon the circumstances
 46 described by the examining physician, examining
 47 physician assistant, or examining psychiatric advanced
 48 registered nurse practitioner, give the examining
 49 physician, examining physician assistant, or examining
 50 psychiatric advanced registered nurse practitioner

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1 oral instructions either directing that the person
 2 be released forthwith or authorizing the person's
 3 detention in an appropriate facility. A peace officer
 4 from the law enforcement agency that took the person
 5 into custody, if available, during the communication
 6 with the magistrate, may inform the magistrate that
 7 an arrest warrant has been issued for or charges
 8 are pending against the person and request that any
 9 oral or written order issued under this subsection
 10 require the facility or hospital to notify the law
 11 enforcement agency about the discharge of the person
 12 prior to discharge. The magistrate may also give oral
 13 instructions and order that the detained person be
 14 transported to an appropriate facility.>
 15 2. By renumbering as necessary.

GARRETT of Warren

H-1336

1 Amend the amendment, H-1297, to Senate File 435,
 2 as amended, passed, and reprinted by the Senate as
 3 follows:
 4 1. Page 7, after line 19 by inserting:
 5 <Sec. ____ RESOURCE CONSERVATION AND DEVELOPMENT.
 6 1. There is appropriated from the general fund of
 7 the state to the department of natural resources for
 8 the fiscal year beginning July 1, 2013, and ending June
 9 30, 2014, the following amount, or so much thereof as
 10 is necessary, to be used for the purposes designated:
 11 For deposit in the southern Iowa development and
 12 conservation fund created in section 161D.12:
 13 \$ 250,000
 14 2. The moneys appropriated in subsection 1 shall
 15 be used for purposes of carrying out the mission
 16 of the southern Iowa development and conservation
 17 authority created in section 161D.11, including for
 18 the planning, development, and implementation of
 19 development and conservation activities or measures in
 20 member counties.>

21 2. By renumbering, redesignating, and correcting
22 internal references as necessary.

GASKILL of Wapello
HANSON of Jefferson

H-1337

1 Amend the amendment, H-1297, to Senate File 435,
2 as amended, passed, and reprinted by the Senate, as
3 follows:

4 1. Page 4, after line 9 by inserting:

5 <DIVISION ____
6 GENERAL FUND
7 DEPARTMENT OF AGRICULTURE AND LAND STEWARDSHIP
8 WATER QUALITY
9 Sec. ____ SPECIAL PROJECTS.

10 1. There is appropriated from the general fund of
11 the state to the department of agriculture and land
12 stewardship for the fiscal year beginning July 1, 2013,
13 and ending June 30, 2014, the following amount, or
14 so much thereof as is necessary, to be used for the
15 purposes designated:

16 For deposit in the water quality initiative fund
17 created in section 466B.46, as enacted by this Act, for
18 purposes of supporting special projects associated with
19 a water quality initiative administered by the soil
20 conservation division as provided in section 466B.42 as
21 enacted by this Act:

22 \$ 10,000,000

23 2. a. Seventy percent of the moneys shall be used
24 to support projects in subwatersheds as designated by
25 the division that are part of high-priority watersheds
26 identified by the water resources coordinating council
27 established pursuant to section 466B.3.

28 b. Thirty percent of the moneys shall be used to
29 support projects in watersheds generally, including
30 regional watersheds, as designated by the division,
31 and high-priority watersheds identified by the water
32 resources coordinating council established pursuant to
33 section 466B.3.

34 3. In supporting projects in subwatersheds and
35 watersheds as provided in subsection 2, the division
36 shall do all of the following:

37 a. Utilize water quality practices as described
38 in the latest revision of the document entitled "Iowa
39 Nutrient Reduction Strategy" initially presented in
40 November 2012 by the department of agriculture and land
41 stewardship, the department of natural resources, and
42 Iowa state university of science and technology.

43 b. Participate with persons who hold a legal
44 interest in agricultural land used in farming. To

45 every extent practical, the division shall provide for
46 collaborative participation by such persons who hold a
47 legal interest in agricultural land located within the
48 same watershed.

49 c. Finance the establishment of water quality
50 practices on a cost-share basis as determined by the

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1 division. However, the state's share of the amount
2 shall not exceed 50 percent of the estimated cost of
3 establishing the water quality practice as determined
4 by the division or 50 percent of the actual cost of
5 establishing the water quality practice, whichever is
6 less.

7 4. Notwithstanding any other provision in law
8 to the contrary, the department may use moneys
9 appropriated in subsection 1 in combination with
10 other moneys appropriated to the department from the
11 environment first fund created in section 8.57A for
12 cost sharing to match the United States department of
13 agriculture, natural resources conservation service,
14 wetland reserve enhancement program.

15 Sec. ____ FEDERAL MONEYS. The department of
16 agriculture and land stewardship, and its soil
17 conservation division, may use moneys appropriated in
18 this division of this Act to support the water quality
19 initiative, including its projects, as provided in this
20 division of this Act, in combination with other moneys
21 provided by the United States government.>

22 2. Page 25, after line 1 by inserting:

23 <Sec. ____ Section 466B.1, Code 2013, is amended to
24 read as follows:

25 466B.1 Short title.

26 This ~~chapter~~ subchapter shall be known and may
27 be cited as the "Surface Water Protection and Flood
28 Mitigation Act".

29 Sec. ____ Section 466B.2, unnumbered paragraph 1,
30 Code 2013, is amended to read as follows:

31 For the purposes of this ~~chapter~~ subchapter, unless
32 the context otherwise requires:

33 Sec. ____ Section 466B.21, Code 2013, is amended by
34 adding the following new subsection:

35 NEW SUBSECTION. 4. "Watershed" means the same as
36 defined in section 466B.2.

37 Sec. ____ NEW SECTION. 466B.41 Definitions.

38 As used in this subchapter, unless the context
39 otherwise requires:

40 1. "Division" means the division of soil
41 conservation within the department of agriculture and
42 land stewardship as established in section 161A.4.

43 2. "Fund" means the water quality initiative fund

44 created in section 466B.46.
45 3. "Nutrient" includes nitrogen and phosphorus.
46 4. "Regional watershed", "subwatershed", and
47 "watershed" mean the same as defined in section 466B.2.
48 Sec. ____ NEW SECTION. 466B.42 Water quality
49 initiative.
50 The division shall establish a water quality

Page 3

1 initiative in order to assess and reduce nutrients in
2 this state's watersheds, including subwatersheds, and
3 regional watersheds. The division shall establish
4 and administer projects to reduce nutrients in
5 surface waters from nonpoint sources in a scientific,
6 reasonable, and cost-effective manner. The division
7 shall utilize a pragmatic, strategic, and coordinated
8 approach with the goal of accomplishing reductions over
9 time.
10 Sec. ____ NEW SECTION. 466B.46 Water quality
11 initiative fund.
12 1. A water quality initiative fund is created in
13 the state treasury under the management and control of
14 the division.
15 2. The fund shall include moneys appropriated
16 by the general assembly. The fund may include other
17 moneys available to and obtained or accepted by the
18 division, including moneys from public or private
19 sources.
20 3. Moneys in the fund are appropriated to the
21 division and shall be used exclusively to carry out
22 the provisions of this subchapter as determined by
23 the division, and shall not require further special
24 authorization by the general assembly.
25 4. a. Notwithstanding section 12C.7, interest or
26 earnings on moneys in the fund shall be credited to the
27 fund.
28 b. Notwithstanding section 8.33, moneys
29 appropriated or otherwise credited to the fund for a
30 fiscal year shall not revert to the fund from which
31 appropriated at the close of the fiscal year for which
32 the appropriation was made but shall remain available
33 for expenditure for the purposes designated until the
34 close of the fiscal year that begins two years from
35 the beginning date of the fiscal year for which the
36 appropriation was made.
37 Sec. ____ CODE EDITOR. The Code editor shall
38 codify sections 466B.41 through 466B.46, as enacted by

39 this division of this Act, as a new subchapter.>
40 3. By renumbering as necessary.

BEARINGER of Fayette
ANDERSON of Polk
COHOON of Des Moines
FORBES of Polk
GASKILL of Wapello
HEDDENS of Story
JACOBY of Johnson
KELLEY of Jasper
LENSING of Johnson
LYKAM of Scott
H. MILLER of Webster
MURPHY of Dubuque
T. OLSON of Linn
PRICHARD of Floyd
RUFF of Clayton
STAED of Linn
STUTSMAN of Johnson
THEDE of Scott
WESSEL-KROESCHELL of Story
WOOD of Scott

ABDUL-SAMAD of Polk
BERRY of Black Hawk
DUNKEL of Dubuque
GAINES of Polk
HANSON of Jefferson
HUNTER of Polk
KEARNS of Lee
KRESSIG of Black Hawk
LUNDBY of Linn
MASCHER of Johnson
MUHLBAUER of Crawford
OLDSON of Polk
OURTH of Warren
RIDING of Polk
M. SMITH of Marshall
STECKMAN of Cerro Gordo
T. TAYLOR of Linn
THOMAS of Clayton
WINCKLER of Scott

H-1338

1 Amend the amendment, H-1297, to Senate File 435,
2 as amended, passed, and reprinted by the Senate, as
3 follows:

4 1. Page 13, after line 6 by inserting:

5 <DIVISION ____
6 GENERAL FUND NATURAL RESOURCES AND OUTDOOR RECREATION
7 TRUST FUND

8 Sec. ____ NATURAL RESOURCES AND OUTDOOR RECREATION
9 TRUST FUND.

10 1. There is appropriated from the general fund
11 of the state to the natural resources and outdoor
12 recreation trust fund as created in section 461.31, for
13 the fiscal year beginning July 1, 2013, and ending June
14 30, 2014, the following amount, or so much thereof as
15 is necessary, to be used for the purposes designated:

16 For carrying out the purposes of the fund as
17 provided in section 461.3, subsection 1, including for
18 protecting and enhancing water quality and natural
19 areas in this state, including parks, trails, and fish
20 and wildlife habitat, and conserving agricultural soils
21 in this state:

22 \$160,000,000

23 2. The appropriation in subsection 1 applies
24 notwithstanding section 461.3, subsection 2.

25 3. This section does not implement Article VII,
26 section 10, of the Constitution of the State of Iowa.

27 However, the provisions of chapter 461 shall apply in
 28 the same manner as if Article VII, section 10, of the
 29 Constitution of the State of Iowa were implemented as
 30 provided in section 461.3, subsection 2.

31 4. Nothing in this section increases the tax rate
 32 for the sales tax imposed upon the retail sales price
 33 of tangible personal property and the furnishing of
 34 enumerated services sold in this state.>

35 2. By renumbering, redesignating, and correcting
 36 internal references as necessary.

WESSEL-KROESCHELL of Story
 ANDERSON of Polk
 BERRY of Black Hawk
 GAINES of Polk
 HANSON of Jefferson
 HUNTER of Polk
 JACOBY of Johnson
 KELLEY of Jasper
 MASCHER of Johnson
 PRICHARD of Floyd
 STAED of Linn
 STUTSMAN of Johnson

ABDUL-SAMAD of Polk
 BEARINGER of Fayette
 FORBES of Polk
 GASKILL of Wapello
 HEDDENS of Story
 ISENHART of Dubuque
 KEARNS of Lee
 LENSING of Johnson
 H. MILLER of Webster
 RIDING of Polk
 STECKMAN of Cerro Gordo
 T. TAYLOR of Linn

H-1339

1 Amend the amendment, H-1297, to Senate File 435,
 2 as amended, passed, and reprinted by the Senate, as
 3 follows:

4 1. Page 7, line 13, by striking <100,000> and
 5 inserting <200,000>

RUFF of Clayton
 ANDERSON of Polk
 BERRY of Black Hawk
 FORBES of Polk
 GASKILL of Wapello
 HANSON of Jefferson
 JACOBY of Johnson
 KELLEY of Jasper
 LUNDBY of Linn
 MASCHER of Johnson
 MUHLBAUER of Crawford
 OLDSON of Polk
 PRICHARD of Floyd
 M. SMITH of Marshall
 STECKMAN of Cerro Gordo
 THEDE of Scott
 WOOD of Scott

ABDUL-SAMAD of Polk
 BEARINGER of Fayette
 DUNKEL of Dubuque
 GAINES of Polk
 HALL of Woodbury
 HUNTER of Polk
 KEARNS of Lee
 KRESSIG of Black Hawk
 LYKAM of Scott
 H. MILLER of Webster
 MURPHY of Dubuque
 OURTH of Warren
 RIDING of Polk
 STAED of Linn
 STUTSMAN of Johnson
 THOMAS of Clayton

H-1340

1 Amend the amendment, H-1297, to Senate File 435,
 2 as amended, passed, and reprinted by the Senate, as
 3 follows:
 4 1. Page 12, line 4, by striking <1,120,000> and
 5 inserting <1,920,000>

WOOD of Scott
 ANDERSON of Polk
 BERRY of Black Hawk
 FORBES of Polk
 GASKILL of Wapello
 HEDDENS of Story
 ISENHART of Dubuque
 KEARNS of Lee
 KRESSIG of Black Hawk
 LYKAM of Scott
 H. MILLER of Webster
 MURPHY of Dubuque
 T. OLSON of Linn
 PRICHARD of Floyd
 M. SMITH of Marshall
 STECKMAN of Cerro Gordo
 T. TAYLOR of Linn
 THOMAS of Clayton
 WINCKLER of Scott

ABDUL-SAMAD of Polk
 BEARINGER of Fayette
 DUNKEL of Dubuque
 GAINES of Polk
 HANSON of Jefferson
 HUNTER of Polk
 JACOBY of Johnson
 KELLEY of Jasper
 LENSING of Johnson
 MASCHER of Johnson
 MUHLBAUER of Crawford
 OLDSON of Polk
 OURTH of Warren
 RIDING of Polk
 STAED of Linn
 STUTSMAN of Johnson
 THEDE of Scott
 WESSEL-KROESCHELL of Story

H-1341

1 Amend the amendment, H-1297, to Senate File 435,
 2 as amended, passed, and reprinted by the Senate, as
 3 follows:
 4 1. Page 4, after line 9 by inserting:
 5 <Sec. ____ WATERSHED IMPROVEMENT FUND.
 6 1. There is appropriated from the general fund of
 7 the state to the department of agriculture and land
 8 stewardship for the fiscal year beginning July 1, 2013,
 9 and ending June 30, 2014, the following amount, or
 10 so much thereof as is necessary, to be used for the
 11 purpose designated:
 12 For deposit in the watershed improvement fund
 13 created in section 466A.2:
 14 \$ 4,000,000>
 15 2. By renumbering as necessary.

BEARINGER of Fayette
 ANDERSON of Polk
 DUNKEL of Dubuque
 GAINES of Polk
 HALL of Woodbury
 HEDDENS of Story

ABDUL-SAMAD of Polk
 BERRY of Black Hawk
 FORBES of Polk
 GASKILL of Wapello
 HANSON of Jefferson
 HUNTER of Polk

JACOBY of Johnson
KELLEY of Jasper
LYKAM of Scott
H. MILLER of Webster
MURPHY of Dubuque
T. OLSON of Linn
PRICHARD of Floyd
RUFF of Clayton
STAED of Linn
THOMAS of Clayton
WINCKLER of Scott

KEARNS of Lee
KRESSIG of Black Hawk
MASCHER of Johnson
MUHLBAUER of Crawford
OLDSON of Polk
OURTH of Warren
RIDING of Polk
M. SMITH of Marshall
STUTSMAN of Johnson
WESSEL-KROESCHELL of Story
WOOD of Scott

H-1342

1 Amend the amendment, H-1297, to Senate File 435,
2 as amended, passed, and reprinted by the Senate, as
3 follows:

4 1. Page 8, after line 17 by inserting:

5 <DIVISION ____

6 IOWA FINANCE AUTHORITY

7 GENERAL APPROPRIATIONS FOR FY 2013-2014

8 Sec. ____ UNSEWERED COMMUNITY REVOLVING LOAN

9 PROGRAM. There is appropriated from the general fund

10 of the state to the Iowa finance authority for the
11 fiscal year beginning July 1, 2013, and ending June 30,

12 2014, the following amount, or so much thereof as is
13 necessary, to be used for the purposes designated:

14 For deposit in the unsewered community revolving
15 loan fund establishing pursuant to section 16.141

16 for purposes of supporting the unsewered community
17 revolving loan program as provided in that section:

18 \$ 10,000,000>

19 2. By renumbering, redesignating, and correcting
20 internal references as necessary.

THEDE of Scott
ANDERSON of Polk
BERRY of Black Hawk
FORBES of Polk
GASKILL of Wapello
HEDDENS of Story
JACOBY of Johnson
KELLEY of Jasper
LYKAM of Scott
H. MILLER of Webster
MURPHY of Dubuque
PRICHARD of Floyd
RUFF of Clayton
STAED of Linn
T. TAYLOR of Linn
WESSEL-KROESCHELL of Story
WOOD of Scott

ABDUL-SAMAD of Polk
BEARINGER of Fayette
DUNKEL of Dubuque
GAINES of Polk
HANSON of Jefferson
HUNTER of Polk
KEARNS of Lee
KRESSIG of Black Hawk
MASCHER of Johnson
MUHLBAUER of Crawford
OURTH of Warren
RIDING of Polk
M. SMITH of Marshall
STUTSMAN of Johnson
THOMAS of Clayton
WINCKLER of Scott

H-1343

- 1 Amend the amendment, H-1297, to Senate File 435,
 2 as amended, passed, and reprinted by the Senate, as
 3 follows:
 4 1. Page 13, line 6, by striking <12,000,000> and
 5 inserting <20,000,000>

OURTH of Warren
 ABDUL-SAMAD of Polk
 BEARINGER of Fayette
 COHOON of Des Moines
 DUNKEL of Dubuque
 GAINES of Polk
 HALL of Woodbury
 HEDDENS of Story
 ISENHART of Dubuque
 KAJTAZOVIC of Black Hawk
 KELLEY of Jasper
 LENSING of Johnson
 MASCHER of Johnson
 H. MILLER of Webster
 MURPHY of Dubuque
 T. OLSON of Linn
 RIDING of Polk
 M. SMITH of Marshall
 STECKMAN of Cerro Gordo
 T. TAYLOR of Linn
 THOMAS of Clayton
 WINCKLER of Scott
 WOOD of Scott

LUNDBY of Linn
 ANDERSON of Polk
 BERRY of Black Hawk
 DAWSON of Woodbury
 FORBES of Polk
 GASKILL of Wapello
 HANSON of Jefferson
 HUNTER of Polk
 JACOBY of Johnson
 KEARNS of Lee
 KRESSIG of Black Hawk
 LYKAM of Scott
 McCARTHY of Polk
 MUHLBAUER of Crawford
 OLDSOON of Polk
 PRICHARD of Floyd
 RUFF of Clayton
 STAED of Linn
 STUTSMAN of Johnson
 THEDE of Scott
 WESSEL-KROESCHELL of Story
 WOLFE of Clinton

H-1344

- 1 Amend the amendment, H-1297, to Senate File 435,
 2 as amended, passed, and reprinted by the Senate, as
 3 follows:

- 4 1. Page 4, after line 9 by inserting:
 5 <DIVISION ____
 6 GENERAL FUND
 7 DEPARTMENT OF AGRICULTURE AND LAND STEWARDSHIP
 8 SOIL AND WATER CONSERVATION
 9 Sec. ____ SOIL AND WATER CONSERVATION —
 10 GENERAL. There is appropriated from the general fund
 11 of the state to the department of agriculture and land
 12 stewardship for the fiscal year beginning July 1, 2013,
 13 and ending June 30, 2014, the following amount, or
 14 so much thereof as is necessary, to be used for the
 15 purposes designated:
 16 1. For use by the department in providing for soil
 17 and water conservation administration, the conservation
 18 of soil and water resources, or the support of soil and

19 water conservation district commissioners:
 20 \$ 6,000,000
 21 2. Not more than 5 percent of the moneys
 22 appropriated in subsection 1 may be allocated for cost
 23 sharing to address complaints filed under section
 24 161A.47.
 25 3. Of the moneys appropriated in subsection 1, 5
 26 percent shall be allocated for financial incentives
 27 to establish practices to protect watersheds above
 28 publicly owned lakes of the state from soil erosion and
 29 sediment as provided in section 161A.73.
 30 4. Not more than 30 percent of a soil and water
 31 conservation district's allocation of moneys as
 32 financial incentives may be provided for the purpose
 33 of establishing management practices to control soil
 34 erosion on land that is row cropped, including but
 35 not limited to no-till planting, ridge-till planting,
 36 contouring, and contour strip-cropping as provided in
 37 section 161A.73.
 38 5. The state soil conservation committee
 39 established by section 161A.4 may allocate moneys
 40 appropriated in subsection 1 to conduct research and
 41 demonstration projects to promote conservation tillage
 42 and nonpoint source pollution control practices.
 43 6. The allocation of moneys as financial incentives
 44 as provided in section 161A.73 may be used in
 45 combination with moneys allocated by the department of
 46 natural resources.
 47 7. Not more than 15 percent of the moneys
 48 appropriated in subsection 1 may be used for costs of
 49 administration and implementation of soil and water
 50 conservation practices.

Page 2

1 8. The moneys appropriated in this section shall
 2 not be used by the soil conservation division of
 3 the department of agriculture and land stewardship
 4 to provide administrative support to the watershed
 5 improvement review board established in section 466A.3.
 6 Sec. __. NONREVERSION. Notwithstanding section
 7 8.33, moneys appropriated in this division that remain
 8 unencumbered or unobligated at the close of the fiscal
 9 year shall not revert but shall remain available for
 10 expenditure for the purposes designated until the close
 11 of the fiscal year beginning July 1, 2016.>
 12 2. By renumbering as necessary.

MUHLBAUER of Crawford
 ANDERSON of Polk
 BERRY of Black Hawk
 FORBES of Polk

ABDUL-SAMAD of Polk
 BEARINGER of Fayette
 DUNKEL of Dubuque
 GAINES of Polk

GASKILL of Wapello
HANSON of Jefferson
HUNTER of Polk
KEARNS of Lee
KRESSIG of Black Hawk
LYKAM of Scott
H. MILLER of Webster
OLDSON of Polk
OURTH of Warren
RIDING of Polk
M. SMITH of Marshall
STECKMAN of Cerro Gordo
THOMAS of Clayton
WINCKLER of Scott
WOOD of Scott

HALL of Woodbury
HEDDENS of Story
JACOBY of Johnson
KELLEY of Jasper
LUNDBY of Linn
MASCHER of Johnson
MURPHY of Dubuque
T. OLSON of Linn
PRICHARD of Floyd
RUFF of Clayton
STAED of Linn
STUTSMAN of Johnson
WESSEL-KROESCHELL of Story
WOLFE of Clinton

H-1345

1 Amend the amendment, H-1297, to Senate File 435,
2 as amended, passed, and reprinted by the Senate, as
3 follows:

4 1. Page 4, after line 9 by inserting:
5 <Sec. ____ SOIL AND WATER CONSERVATION DISTRICTS.

6 1. There is appropriated from the general fund of
7 the state to the department of agriculture and land
8 stewardship for the fiscal year beginning July 1, 2013,
9 and ending June 30, 2014, the following amount, or
10 so much thereof as is necessary, to be used for the
11 purposes designated:

12 For purposes of supporting soil and water
13 conservation districts in this state as provided in
14 chapter 161A:

15 \$ 1,340,000
16 FTEs 20.00

17 2. The appropriation made in subsection 1 shall be
18 used to fund salaries, support, and maintenance of one
19 full-time field office secretary I position in each
20 soil and water conservation district office that did
21 not support a secretary I position during the fiscal
22 year beginning July 1, 2012, and ending June 30, 2013.>

23 2. By renumbering as necessary.

KELLEY of Jasper

H-1346

1 Amend House File 638 as follows:

2 1. Page 13, after line 33 by inserting:
3 <DIVISION ____

4 MULTIMODAL TRANSPORTATION

5 Sec. ____ MULTIMODAL TRANSPORTATION.

6 1. There is appropriated from the general fund

7 of the state to the department of transportation for
8 the following fiscal years, the following amounts, or
9 so much thereof as is necessary, to be used for the
10 purposes designated:

11 For multimodal transportation projects as determined
12 by the transportation commission:

- 13 a. FY 2013-2014
- 14 \$ 5,500,000
- 15 b. FY 2014-2015
- 16 \$ 5,500,000

17 2. For purposes of section 8.33, unless
18 specifically provided otherwise, moneys appropriated in
19 this section that remain unencumbered or unobligated
20 shall not revert but shall remain available for
21 expenditure for the purposes designated until the close
22 of the fiscal year that ends three years after the end
23 of the fiscal year for which the appropriation was
24 made. However, if the project or projects for which
25 the appropriation was made are completed in an earlier
26 fiscal year, unencumbered or unobligated moneys shall
27 revert at the close of that same fiscal year.>

28 2. Page 13, line 34, by striking <VII> and
29 inserting <VIII>

30 3. Page 22, line 23, by striking <VIII> and
31 inserting <IX>

32 4. By renumbering as necessary.

- | | |
|---------------------------|----------------------------|
| JACOBY of Johnson | COHOON of Des Moines |
| LYKAM of Scott | DUNKEL of Dubuque |
| PRICHARD of Floyd | WESSEL-KROESCHELL of Story |
| STAED of Linn | LENSING of Johnson |
| STUTSMAN of Johnson | ISENHART of Dubuque |
| KEARNS of Lee | KRESSIG of Black Hawk |
| HANSON of Jefferson | STECKMAN of Cerro Gordo |
| WINCKLER of Scott | HEDDENS of Story |
| OURTH of Warren | ANDERSON of Polk |
| MASCHER of Johnson | T. TAYLOR of Linn |
| MURPHY of Dubuque | GAINES of Polk |
| KELLEY of Jasper | HUNTER of Polk |
| FORBES of Polk | WOLFE of Clinton |
| MUHLBAUER of Crawford | OLDSON of Polk |
| BERRY of Black Hawk | BEARINGER of Fayette |
| RUNNING-MARQUARDT of Linn | KAJTAZOVIC of Black Hawk |
| THOMAS of Clayton | RUFF of Clayton |
| H. MILLER of Webster | THEDE of Scott |
| M. SMITH of Marshall | WOOD of Scott |

H-1347

1 Amend the amendment, H-1329, to Senate File 447,
2 as amended, passed, and reprinted by the Senate, as
3 follows:

- 4 1. Page 13, line 42, by striking <6,138,162> and
5 inserting <3,610,683>
6 2. Page 13, line 50, by striking <2,444,940> and
7 inserting <1,438,200>
8 3. Page 14, line 16, by striking <1,791,304> and
9 inserting <1,053,708>
10 4. Page 15, line 1, by striking <2,665,739> and
11 inserting <1,568,082>
12 5. Page 15, line 15, by striking <36,641,063> and
13 inserting <21,553,567>
14 6. Page 15, line 29, by striking <26,585,860> and
15 inserting <15,638,741>
16 7. Page 15, line 33, by striking <49,767,605> and
17 inserting <29,275,062>
18 8. Page 15, line 37, by striking <23,058,197> and
19 inserting <13,563,645>
20 9. Page 15, line 41, by striking <21,089,713> and
21 inserting <12,405,714>
22 10. Page 15, line 45, by striking <8,220,476> and
23 inserting <4,835,574>
24 11. Page 15, line 49, by striking <21,455,374> and
25 inserting <12,620,808>
26 12. Page 16, line 8, by striking <18,363,430> and
27 inserting <10,802,018>
28 13. Page 16, line 12, by striking <25,385,447> and
29 inserting <14,932,616>
30 14. Page 16, line 17, by striking <913,828> and
31 inserting <537,546>
32 15. Page 16, line 21, by striking <411,749> and
33 inserting <242,206>
34 16. Page 16, line 37, by striking <4,319,345> and
35 inserting <2,540,791>
36 17. Page 17, line 11, by striking <2,004,393> and
37 inserting <1,179,055>
38 18. Page 17, line 30, by striking <1,700,000> and
39 inserting <1,000,000>
40 19. Page 17, line 33, by striking <18,971> and
41 inserting <11,160>
42 20. Page 17, line 35, by striking <142,699> and
43 inserting <83,941>
44 21. Page 17, line 47, by striking <11,599,246> and
45 inserting <6,823,086>
46 22. Page 17, line 50, by striking <9,239,861> and
47 inserting <5,435,213>
48 23. Page 18, line 3, by striking <5,852,650> and
49 inserting <3,442,735>
50 24. Page 18, line 6, by striking <4,671,013> and

Page 2

- 1 inserting <2,747,655>
2 25. Page 18, line 10, by striking <16,469,114> and

3 inserting <9,687,714>
4 26. Page 18, line 13, by striking <11,981,097> and
5 inserting <7,047,704>
6 27. Page 18, line 16, by striking <6,258,987> and
7 inserting <3,681,757>
8 28. Page 18, line 19, by striking <6,688,919> and
9 inserting <3,934,659>
10 29. Page 20, line 24, by striking <851,443> and
11 inserting <500,849>
12 30. Page 21, line 13, by striking <21,982,855> and
13 inserting <12,931,091>
14 31. Page 21, line 18, by striking <25,416,640> and
15 inserting <14,950,965>
16 32. Page 21, line 28, by striking <1,023,260> and
17 inserting <601,918>
18 33. Page 21, line 40, by striking <5,547,986> and
19 inserting <3,263,521>
20 34. Page 22, line 4, by striking <1,848,135> and
21 inserting <1,087,139>
22 35. Page 22, line 31, by striking <3,456,996> and
23 inserting <2,033,527>
24 36. Page 22, line 42, by striking <10,993,402> and
25 inserting <6,466,707>
26 37. Page 22, line 46, by striking <256,993> and
27 inserting <151,173>
28 38. Page 23, line 6, by striking <5,742,477> and
29 inserting <3,377,928>
30 39. Page 23, line 10, by striking <92,686> and
31 inserting <54,521>
32 40. Page 23, line 21, by striking <3,799,973> and
33 inserting <2,235,278>
34 41. Page 23, line 32, by striking <47,205,777> and
35 inserting <27,768,104>
36 42. Page 23, line 42, by striking <237,589> and
37 inserting <139,759>
38 43. Page 23, line 45, by striking <616,692> and
39 inserting <362,760>
40 44. Page 24, line 30, by striking <9,263,307> and
41 inserting <5,449,004>
42 45. Page 25, line 10, by striking <1,102,509> and
43 inserting <648,535>
44 46. Page 25, line 26, by striking <935,089> and
45 inserting <550,053>

WORTHAN of Buena Vista

H-1348

1 Amend the amendment, H-1329, to Senate File 447,
2 as amended, passed, and reprinted by the Senate, as
3 follows:
4 1. Page 22, after line 20 by inserting:

5 <Sec. ____ APPROPRIATION — AMMUNITION.

6 1. There is appropriated from the general fund of
7 the state to the department of public defense for the
8 fiscal year beginning July 1, 2013, and ending June 30,
9 2014, an amount sufficient, to be used for the purchase
10 of the following:

11 a. 15 million rounds of 7.62 x 51 millimeter
12 ammunition.

13 b. 15 million rounds of 223 Remington ammunition.

14 c. 4 million rounds of 9 x 19 millimeter
15 ammunition.

16 d. 2 million rounds of 45 Automatic Colt Pistol
17 ammunition.

18 e. 4 million rounds of 40 Smith and Wesson
19 ammunition.

20 2. The ammunition shall be purchased by the
21 department of public defense by June 30, 2014.

22 3. The ammunition purchased pursuant to this
23 section shall be stored at Camp Dodge under the
24 direction of the director of the department of public
25 defense.

26 4. The ammunition shall be made available for
27 purchase to the members of the Iowa unorganized militia
28 whether or not activated pursuant to section 29A.65.

29 5. The moneys collected from the sale of the
30 ammunition pursuant to this section shall be deposited
31 on a monthly basis in the general fund of the state.

32 6. The ammunition purchased pursuant to this
33 section shall not be sold and distributed to ammunition
34 retailers in the business of selling ammunition
35 prior to July 1, 2014. The ammunition shall be sold
36 at regular wholesale prices as determined by the
37 director of the department of public defense. The
38 sale and distribution of the ammunition shall occur
39 unless a concurrent resolution is approved by the
40 general assembly stopping sale and distribution of
41 such ammunition. If such a concurrent resolution is
42 approved, the department of public defense shall not
43 sell or distribute the ammunition but shall maintain
44 the ammunition until such time a simple resolution
45 is approved by either the senate or the house of
46 representatives approving the sale and distribution of
47 the ammunition at regular wholesale prices.

48 7. Notwithstanding section 8.33, moneys
49 appropriated in this section that remain unencumbered
50 or unobligated at the close of the fiscal year shall

Page 2

1 not revert but shall remain available for expenditure

2 for the purposes designated until the close of the
3 succeeding fiscal year.>

SCHULTZ of Crawford

H-1349

1 Amend the amendment, H-1297, to Senate File 435,
2 as amended, passed, and reprinted by the Senate, as
3 follows:

4 1. Page 7, after line 19 by inserting:
5 <Sec. ____ SOUTHERN IOWA DEVELOPMENT AND
6 CONSERVATION.

7 1. There is appropriated from the open spaces
8 account of the Iowa resources enhancement and
9 protection fund as provided in sections 455A.18 and
10 455A.19 to the department of natural resources for the
11 fiscal year beginning July 1, 2013, and ending June 30,
12 2014, the following amount, or so much thereof as is
13 necessary, to be used for the purposes designated:

14 For deposit in the southern Iowa development and
15 conservation fund created in section 161D.12:
16 \$ 250,000

17 2. The appropriation provided in subsection 1 shall
18 be allotted prior to any other allotment of moneys from
19 the open spaces account as provided in section 455A.19,
20 subsection 1, paragraph "a".

21 3. The moneys appropriated in subsection 1 shall
22 be used for purposes of carrying out the mission
23 of the southern Iowa development and conservation
24 authority created in section 161D.11, including for
25 the planning, development, and implementation of
26 development and conservation activities or measures in
27 member counties.>

28 2. By renumbering, redesignating, and correcting
29 internal references as necessary.

DRAKE of Cass

H-1350

1 Amend Senate File 440, as amended, passed, and
2 reprinted by the Senate, as follows:

3 1. By striking page 9, line 31, through page 10,
4 line 4.

5 2. By renumbering as necessary.

M. SMITH of Marshall

H-1351

1 Amend Senate File 440, as amended, passed, and
2 reprinted by the Senate, as follows:

- 3 1. By striking page 15, line 1, through page 19,
4 line 8.
5 2. By renumbering as necessary.

M. SMITH of Marshall

H-1352

- 1 Amend Senate File 440, as amended, passed, and
2 reprinted by the Senate, as follows:
3 1. Page 2, after line 19 by inserting:
4 <REGIONAL ADMINISTRATOR STAFF
5 Sec. ____ Section 331.390, subsection 3, paragraph
6 b, Code 2013, is amended to read as follows:
7 b. If the chief executive of the regional
8 administrator or any other regional administrator
9 staff member holds an advanced degree in a field for
10 which a license from this state is required to practice
11 in the field, as a condition of employment the staff
12 member must obtain or maintain a current license
13 in that field. The regional administrator staff
14 shall include one or more coordinators of disability
15 services. A coordinator shall possess a bachelor's
16 or higher level degree in a human services-related
17 or administrative-related field, including but not
18 limited to social work, psychology, nursing, or public
19 or business administration, from an accredited college
20 or university. However, in lieu of a degree in public
21 or business administration, a coordinator may provide
22 documentation of relevant management experience. An
23 action of a coordinator involving a clinical decision
24 shall be made in conjunction with a professional
25 who is trained in the delivery of the mental health
26 or disability service addressed by the clinical
27 decision. The regional administrator chief executive
28 shall determine whether referral to a coordinator of
29 disability services is required for a person seeking to
30 access a service through a local access point of the
31 regional service system.>
32 2. By renumbering as necessary.

M. SMITH of Marshall

H-1353

- 1 Amend the amendment, H-1329, to Senate File 447,
2 as amended, passed, and reprinted by the Senate, as
3 follows:
4 1. Page 1, after line 23 by inserting:
5 <The office of attorney general may use a portion
6 of the funds appropriated in this lettered paragraph
7 to employ an agent of the division of criminal

8 investigation of the department of public safety to
9 investigate voter fraud.>

M. SMITH of Marshall

H-1354

1 Amend the amendment, H-1322, to Senate File 386, as
2 passed by the Senate, as follows:

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

4 <__. Page 5, after line 7 by inserting:

5 <Sec. __. Section 321J.2, subsection 3, paragraph
6 c, unnumbered paragraph 1, Code 2013, is amended to
7 read as follows:

8 Assessment of a fine of one thousand two hundred
9 fifty dollars. However, ~~in the discretion of the~~
10 ~~court~~, if no personal or property injury has resulted
11 from the defendant's actions, the court ~~may~~ shall waive
12 no less than four hundred fifty dollars and up to six
13 hundred twenty-five dollars one-half of the amount
14 of the fine when the defendant presents to the court
15 at the end of the minimum period of ineligibility a
16 temporary restricted license issued pursuant to section
17 321J.20.>>

18 2. Page 1, line 24, after <treatment,> by inserting
19 <and to attend groups whose purpose is to eliminate or
20 reduce alcohol or other drug use>

21 3. Page 3, line 7, after <treatment> by inserting
22 <and to attend groups whose purpose is to eliminate or
23 reduce alcohol or other drug use>

24 4. Page 3, after line 14 by inserting:

25 <__. Title page, lines 7 and 8, by striking <for
26 the issuance of temporary restricted licenses for> and
27 inserting <concerning>>

28 5. By renumbering as necessary.

R. OLSON of Polk

H-1355

1 Amend the amendment, H-1329, to Senate File 447,
2 as amended, passed, and reprinted by the Senate, as
3 follows:

4 1. Page 7, after line 11 by inserting:

5 <__. The department of corrections, in cooperation
6 with the attorney general's office, shall submit a
7 report to the co-chairpersons and ranking members of
8 the joint appropriations subcommittee on the justice
9 system, and the legislative agency, by January 15,
10 2014. The report shall detail the results of the
11 central pharmacy pilot project that utilizes the Iowa
12 prescription drug corporation's voucher program for

13 indigent offenders. The report shall include but
14 is not limited to the number of offenders annually
15 served by the pilot project, funding sources, and the
16 recidivism rates of offenders in the pilot project.>

17 2. Page 19, after line 31 by inserting:
18 <__. The department of corrections, in cooperation
19 with the attorney general's office, shall submit a
20 report to the co-chairpersons and ranking members of
21 the joint appropriations subcommittee on the justice
22 system, and the legislative agency, by January 15,
23 2015. The report shall detail the results of the
24 central pharmacy pilot project that utilizes the Iowa
25 prescription drug corporation's voucher program for
26 indigent offenders. The report shall include but shall
27 not be limited to the number of offenders annually
28 served by the pilot project, funding sources, and the
29 recidivism rates of offenders in the pilot project.>

WORTHAN of Buena Vista

H-1356

1 Amend the Senate amendment, H-1283, to House File
2 602, as passed by the House, as follows:

3 1. Page 1, by striking lines 3 through 5 and
4 inserting:

5 <__. By striking page 5, line 2, through page 8,
6 line 30, and inserting:

7 <Sec. __. ROAD USE TAX FUND. There is
8 appropriated from the road use tax fund created in
9 section 312.1 to the department of transportation for
10 the fiscal year beginning July 1, 2014, and ending June
11 30, 2015, the following amounts, or so much thereof as
12 is necessary, to be used for the purposes designated:

13 1. For the payment of costs associated with the
14 production of driver's licenses, as defined in section
15 321.1, subsection 20A:

16 \$ 1,938,000

17 Notwithstanding section 8.33, moneys appropriated in
18 this subsection that remain unencumbered or unobligated
19 at the close of the fiscal year shall not revert but
20 shall remain available for expenditure for the purposes
21 specified in this subsection until the close of the
22 succeeding fiscal year.

23 2. For salaries, support, maintenance, and
24 miscellaneous purposes:

25 a. Operations:
26 \$ 3,192,480

27 b. Planning:
28 \$ 207,000

29 c. Motor vehicles:
30 \$ 16,960,500

31 d. Performance and technology:
 32 \$ 230,020
 33 3. For payments to the department of administrative
 34 services for utility services:
 35 \$ 107,500
 36 4. Unemployment compensation:
 37 \$ 3,500
 38 5. For payments to the department of administrative
 39 services for paying workers' compensation claims under
 40 chapter 85 on behalf of employees of the department of
 41 transportation:
 42 \$ 57,000
 43 6. For payment to the general fund of the state for
 44 indirect cost recoveries:
 45 \$ 39,000
 46 7. For reimbursement to the auditor of state for
 47 audit expenses as provided in section 11.5B:
 48 \$ 33,660
 49 8. For automation, telecommunications, and related
 50 costs associated with the county issuance of driver's

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1 licenses and vehicle registrations and titles:
 2 \$ 703,000
 3 9. For transfer to the department of public safety
 4 for operating a system providing toll-free telephone
 5 road and weather conditions information:
 6 \$ 50,000
 7 10. For costs associated with the participation in
 8 the Mississippi river parkway commission:
 9 \$ 20,000
 10 11. For motor vehicle division field facility
 11 maintenance projects at various locations:
 12 \$ 100,000
 13 For purposes of section 8.33, unless specifically
 14 provided otherwise, moneys appropriated in subsection
 15 11 that remain unencumbered or unobligated shall not
 16 revert but shall remain available for expenditure for
 17 the purposes designated until the close of the fiscal
 18 year that ends three years after the end of the fiscal
 19 year for which the appropriation was made. However, if
 20 the projects for which the appropriation was made are
 21 completed in an earlier fiscal year, unencumbered or
 22 unobligated moneys shall revert at the close of that
 23 same fiscal year.
 24 Sec. ____ PRIMARY ROAD FUND. There is appropriated
 25 from the primary road fund created in section 313.3 to
 26 the department of transportation for the fiscal year
 27 beginning July 1, 2014, and ending June 30, 2015, the
 28 following amounts, or so much thereof as is necessary,
 29 to be used for the purposes designated:

30 1. For salaries, support, maintenance,
 31 miscellaneous purposes, and for not more than the
 32 following full-time equivalent positions:
 33 a. Operations:
 34 \$ 19,612,953
 35 FTEs 266.00
 36 b. Planning:
 37 \$ 3,932,727
 38 FTEs 102.00
 39 c. Highways:
 40 \$116,015,648
 41 FTEs 2,057.00
 42 d. Motor vehicles:
 43 \$ 706,770
 44 FTEs 410.00
 45 e. Performance and technology:
 46 \$ 1,412,980
 47 FTEs 35.00
 48 2. For payments to the department of administrative
 49 services for utility services:
 50 \$ 660,500

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1 3. Unemployment compensation:
 2 \$ 69,000
 3 4. For payments to the department of administrative
 4 services for paying workers' compensation claims under
 5 chapter 85 on behalf of the employees of the department
 6 of transportation:
 7 \$ 1,371,500
 8 5. For disposal of hazardous wastes from field
 9 locations and the central complex:
 10 \$ 400,000
 11 6. For payment to the general fund of the state for
 12 indirect cost recoveries:
 13 \$ 286,000
 14 7. For reimbursement to the auditor of state for
 15 audit expenses as provided in section 11.5B:
 16 \$ 207,591
 17 8. For costs associated with producing
 18 transportation maps:
 19 \$ 80,000
 20 9. For inventory and equipment replacement:
 21 \$ 2,683,000
 22 10. For utility improvements at various locations:
 23 \$ 200,000
 24 11. For roofing projects at various locations:
 25 \$ 250,000
 26 12. For heating, cooling, and exhaust system
 27 improvements at various locations:
 28 \$ 250,000

- 29 13. For deferred maintenance projects at field
- 30 facilities throughout the state:
- 31 \$ 750,000
- 32 14. For wastewater treatment improvements at
- 33 various locations:
- 34 \$ 500,000
- 35 15. For replacement of the Des Moines north garage:
- 36 \$ 3,176,500
- 37 For purposes of section 8.33, unless specifically
- 38 provided otherwise, moneys appropriated in subsections
- 39 10 through 15 that remain unencumbered or unobligated
- 40 shall not revert but shall remain available for
- 41 expenditure for the purposes designated until the close
- 42 of the fiscal year that ends three years after the end
- 43 of the fiscal year for which the appropriation was
- 44 made. However, if the project or projects for which
- 45 such appropriation was made are completed in an earlier
- 46 fiscal year, unencumbered or unobligated moneys shall
- 47 revert at the close of that same fiscal year.>>
- 48 2. By renumbering as necessary.

HUSEMAN of Cherokee

H-1357

- 1 Amend Senate File 396, as amended, passed, and
- 2 reprinted by the Senate, as follows:
- 3 1. Page 12, by striking lines 12 through 23.
- 4 2. By renumbering as necessary.

HAGENOW of Polk

H-1358

- 1 Amend Senate File 371, as amended, passed, and
- 2 reprinted by the Senate, as follows:
- 3 1. Page 2, lines 4 and 5, by striking <corporation
- 4 which is exempt from taxation under section 501(c)(3)>
- 5 and inserting <entity which is exempt from federal
- 6 income taxation pursuant to section 501(c)>

BYRNES of Mitchell

H-1359

- 1 Amend the amendment, H-1297, to Senate File 435,
- 2 as amended, passed, and reprinted by the Senate, as
- 3 follows:
- 4 1. Page 24, after line 39 by inserting:
- 5 <Sec. ____ Section 6A.1, Code 2013, is amended to
- 6 read as follows:
- 7 6A.1 Exercise of power by state.

8 1. Proceedings may be instituted and maintained by
 9 the state of Iowa, or for the use and benefit thereof,
 10 for the condemnation of such private property as may be
 11 necessary for any public improvement which the general
 12 assembly has authorized to be undertaken by the state,
 13 and for which an available appropriation has been made.
 14 The executive council shall institute and maintain such
 15 proceedings in case authority to so do be not otherwise
 16 delegated.

17 2. a. As used in this subsection, "state moneys"
 18 means moneys appropriated by the general assembly,
 19 including but not limited to any such moneys which are
 20 available to a state agency for any purpose.

21 b. Notwithstanding any provision of law to the
 22 contrary, state moneys and state employees shall not be
 23 used for the construction of a lake, including but not
 24 limited to the acquisition of land for the lake, if all
 25 of the following apply:

26 (1) The lake is to be used for boating, fishing,
 27 swimming, or other recreational activity.

28 (2) The land is to be condemned under this chapter
 29 and chapter 6B.

30 c. Paragraph "b" does not apply if the owner of
 31 land consents to the condemnation.>

32 2. By renumbering, redesignating, and correcting
 33 internal references as necessary.

KAUFMANN of Cedar
 R. OLSON of Polk
 JACOBY of Johnson

H-1360

1 Amend the amendment, H-1329, to Senate File 447,
 2 as amended, passed, and reprinted by the Senate, as
 3 follows:

4 1. Page 3, line 9, by striking <31,277,482> and
 5 inserting <32,920,521>

6 2. Page 3, after line 9 by inserting:

7 <Of the amount appropriated in this lettered
 8 paragraph and as a condition of the appropriation,
 9 \$1,643,039 shall be used for the operation of the
 10 Luster Heights prison camp.>

RUFF of Clayton
 LUNDBY of Linn
 THOMAS of Clayton
 T. TAYLOR of Linn

H-1361

1 Amend the amendment, H-1329, to Senate File 447,

2 as amended, passed, and reprinted by the Senate, as
3 follows:

4 1. Page 29, by striking lines 20 through 35 and
5 inserting <Notwithstanding section 8.33, or any other
6 provision of law to the contrary, the unencumbered
7 or unobligated balance of the cigarette fire safety
8 standard fund at the close of the fiscal year beginning
9 July 1, 2012, shall not revert but shall remain
10 available for expenditure for purposes of the regional
11 emergency response training centers, on an equal basis,
12 until the close of the succeeding fiscal year.>

13 2. Page 29, after line 43 by inserting:

14 <3. The section of this division relating to
15 reversion of moneys in the cigarette fire safety
16 standard fund.>

WOOD of Scott
KRESSIG of Black Hawk

H-1362

1 Amend the amendment, H-1329, to Senate File 447,
2 as amended, passed, and reprinted by the Senate, as
3 follows:

4 1. Page 33, after line 6 by inserting:

5 <Sec. ____ Section 29C.8, subsection 3, Code 2013,
6 is amended by adding the following new paragraph:
7 NEW PARAGRAPH. i. Provide that no less than fifty
8 percent of moneys received by the department through
9 the federal emergency management performance grant
10 program be distributed to local emergency management
11 agencies.>

12 2. By renumbering as necessary.

HALL of Woodbury

H-1363

1 Amend the amendment, H-1329, to Senate File 447,
2 as amended, passed, and reprinted by the Senate, as
3 follows:

4 1. Page 1, line 22, by striking <7,221,367> and
5 inserting <7,792,930>

ANDERSON of Polk

H-1364

1 Amend the amendment, H-1329, to Senate File 447,
2 as amended, passed, and reprinted by the Senate, as
3 follows:

4 1. Page 1, line 34, by striking <rape and sexual

5 assault> and inserting <sexual abuse>
 6 2. Page 1, after line 43 by inserting:
 7 <Notwithstanding section 8.33, moneys appropriated
 8 in this lettered paragraph that remain unencumbered
 9 or unobligated at the close of the fiscal year shall
 10 not revert but shall remain available for expenditure
 11 for the purposes designated until the close of the
 12 succeeding fiscal year.>

ANDERSON of Polk

H-1365

1 Amend the amendment, H-1329, to Senate File 447,
 2 as amended, passed, and reprinted by the Senate, as
 3 follows:
 4 1. Page 1, line 30, by striking <2,876,400> and
 5 inserting <8,876,400>
 6 2. Page 1, after line 34 by inserting:
 7 <Up to \$2,000,000 of the amount appropriated in this
 8 lettered paragraph shall be used to provide grants to
 9 care providers providing services to crime victims of
 10 domestic abuse, or to crime victims of rape and sexual
 11 assault, for the purpose of ensuring an orderly and
 12 efficient transition of crime victim services to the
 13 new regional reorganization plan, with priority given
 14 to care providers that received a grant during the
 15 previous fiscal year but did not receive a grant under
 16 the new regional reorganization plan.>

WOLFE of Clinton
 DAWSON of Woodbury
 ANDERSON of Polk

H-1366

1 Amend the amendment, H-1297, to Senate File 435,
 2 as amended, passed, and reprinted by the Senate, as
 3 follows:
 4 1. Page 13, line 22, by striking <14,944,129> and
 5 inserting <8,790,664>
 6 2. Page 13, line 29, by striking <202,300> and
 7 inserting <119,000>
 8 3. Page 14, line 3, by striking <259,689> and
 9 inserting <152,758>
 10 4. Page 14, line 15, by striking <425,000> and
 11 inserting <250,000>
 12 5. Page 14, line 35, by striking <160,817> and
 13 inserting <94,598>
 14 6. Page 14, line 50, by striking <63,750> and
 15 inserting <37,500>
 16 7. Page 15, line 23, by striking <21,250> and

17 inserting <12,500>
18 8. Page 15, line 40, by striking <110,500> and
19 inserting <65,000>
20 9. Page 16, line 27, by striking <10,851,695> and
21 inserting <6,383,350>
22 10. Page 17, line 11, by striking <34,916,499> and
23 inserting <20,539,117>
24 11. Page 17, line 40, by striking <2,937,457> and
25 inserting <1,727,916>
26 12. Page 18, line 2, by striking <85,000> and
27 inserting <50,000>
28 13. Page 18, line 13, by striking <170,000> and
29 inserting <100,000>
30 14. Page 18, line 24, by striking <1,700,000> and
31 inserting <1,000,000>
32 15. Page 18, line 44, by striking <85,000> and
33 inserting <50,000>
34 16. Page 19, line 15, by striking <2,964,491> and
35 inserting <1,743,818>
36 17. Page 20, line 15, by striking <850,000> and
37 inserting <500,000>
38 18. Page 20, line 33, by striking <765,000> and
39 inserting <450,000>
40 19. Page 20, line 44, by striking <531,250> and
41 inserting <312,500>
42 20. Page 20, line 50, by striking <\$340,000> and
43 inserting <\$200,000>
44 21. Page 21, line 9, by striking <2,167,500> and
45 inserting <1,275,000>
46 22. Page 21, line 16, by striking <850,000> and
47 inserting <500,000>
48 23. Page 21, line 26, by striking <5,652,500> and
49 inserting <3,325,000>
50 24. Page 22, line 8, by striking <\$42,500> and

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1 inserting <\$25,000>
2 25. Page 22, line 21, by striking <1,317,500> and
3 inserting <775,000>
4 26. Page 22, line 25, by striking <446,250> and
5 inserting <262,500>
6 27. Page 22, line 27, by striking <\$334,688> and
7 inserting <\$196,875>
8 28. Page 22, line 33, by striking <\$111,562> and
9 inserting <\$65,625>
10 29. Page 22, line 44, by striking <3,740,000> and
11 inserting <2,200,000>
12 30. Page 23, line 8, by striking <85,000> and
13 inserting <50,000>
14 31. Page 23, line 12, by striking <3,918,500> and
15 inserting <2,305,000>

16 32. Page 23, line 18, by striking <165,750> and
 17 inserting <97,500>
 18 33. Page 23, line 22, by striking <2,511,750> and
 19 inserting <1,477,500>
 20 34. Page 23, line 27, by striking <425,000> and
 21 inserting <250,000>
 22 35. Page 23, line 31, by striking <952,000> and
 23 inserting <560,000>
 24 36. Page 23, line 37, by striking <361,250> and
 25 inserting <212,500>
 26 37. Page 23, line 45, by striking <420,750> and
 27 inserting <247,500>
 28 38. Page 24, line 2, by striking <170,000> and
 29 inserting <100,000>
 30 39. Page 24, line 8, by striking <170,000> and
 31 inserting <100,000>
 32 40. Page 24, line 33, by striking <10,200,000> and
 33 inserting <6,000,000>

DRAKE of Cass

H-1367

1 Amend House File 355, as passed by the House, as
 2 follows:
 3 1. Page 1, line 14, after <department.> by
 4 inserting <An applicant shall not be eligible for
 5 electronic renewal of a driver's license if the most
 6 recent previous renewal of the applicant's driver's
 7 license occurred electronically.>
 8 2. Page 1, after line 19 by inserting:
 9 <Sec. ____ 2013 Iowa Acts, Senate File 224, if
 10 enacted, is amended by adding the following new
 11 section:
 12 SEC. ____ TRANSITION FROM FIVE-YEAR TO EIGHT-YEAR
 13 RENEWAL PERIODS. To implement section 321.190,
 14 subsection 1, paragraph "d", as amended in this Act,
 15 and section 321.196, subsection 1, as amended in this
 16 Act, the department of transportation may provide for a
 17 transition from five-year to eight-year renewal periods
 18 for driver's licenses and nonoperator's identification
 19 cards. During the transition, the department may issue
 20 driver's licenses and nonoperator's identification
 21 cards valid for periods of five, six, seven, or eight
 22 years to equalize renewal periods and applicants over
 23 succeeding years.>
 24 3. Title page, line 1, after <to> by inserting
 25 <driver's licenses, including>
 26 4. Title page, line 2, after <date> by inserting

27 <and transition>

28 5. By renumbering as necessary.

SENATE AMENDMENT

H-1368

1 Amend House File 487, as amended, passed, and
2 reprinted by the House, as follows:

3 1. By striking page 1, line 25, through page 2,
4 line 26.

5 2. Title page, by striking lines 1 through 3 and
6 inserting <An Act relating to a manufactured or mobile
7 home retailer's application to a county treasurer
8 for a certificate of title for a used mobile home or
9 manufactured home.>

10 3. By renumbering as necessary.

SENATE AMENDMENT

H-1369

1 Amend Senate File 436, as passed by the Senate, as
2 follows:

3 1. By striking page 1, line 23, through page 2,
4 line 16.

5 2. Title page, by striking lines 2 through 4
6 and inserting <entertainment district tax credit by
7 modifying the definition of substantial rehabilitation,
8 the qualifications>

9 3. By renumbering as necessary.

COMMITTEE ON WAYS AND MEANS

H-1370

1 Amend House File 643 as follows:

2 1. Page 22, line 23, after <replacement> by
3 inserting <tax>

STANERSON of Linn

H-1371

1 Amend the House amendment, S-3178, to Senate File
2 435, as amended, passed, and reprinted by the Senate,
3 as follows:

4 1. By striking page 1, line 3, through page 25,
5 line 28, and inserting:

6 <___. By striking everything after the enacting
7 clause and inserting:

8 <DIVISION I

9 DEPARTMENT OF AGRICULTURE AND LAND STEWARDSHIP

10 GENERAL APPROPRIATION FOR FY 2013-2014

11 Section 1. GENERAL FUND — DEPARTMENT.

12 1. There is appropriated from the general fund of
13 the state to the department of agriculture and land
14 stewardship for the fiscal year beginning July 1, 2013,
15 and ending June 30, 2014, the following amount, or
16 so much thereof as is necessary, to be used for the
17 purposes designated:

18 For purposes of supporting the department, including
19 its divisions, for administration, regulation, and
20 programs; for salaries, support, maintenance, and
21 miscellaneous purposes; and for not more than the
22 following full-time equivalent positions:

23 \$ 17,081,328

24 FTEs 372.00

25 2. Of the amount appropriated in subsection 1,
26 the following amount is transferred to Iowa state
27 university of science and technology, to be used
28 for the university's midwest grape and wine industry
29 institute:

30 \$ 238,000

31 3. The department shall submit a report each
32 quarter of the fiscal year to the legislative services
33 agency, the department of management, the members of
34 the joint appropriations subcommittee on agriculture
35 and natural resources, and the chairpersons and
36 ranking members of the senate and house committees on
37 appropriations. The report shall describe in detail
38 the expenditure of moneys appropriated in this section
39 to support the department's administration, regulation,
40 and programs.

41 DESIGNATED APPROPRIATIONS

42 MISCELLANEOUS FUNDS

43 Sec. 2. UNCLAIMED PARI-MUTUEL WAGERING WINNINGS —

44 HORSE AND DOG RACING. There is appropriated from the
45 moneys available under section 99D.13 to the department
46 of agriculture and land stewardship for the fiscal year
47 beginning July 1, 2013, and ending June 30, 2014, the
48 following amount, or so much thereof as is necessary,
49 to be used for the purposes designated:

50 For purposes of supporting the department's

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1 administration and enforcement of horse and dog racing
2 law pursuant to section 99D.22, including for salaries,
3 support, maintenance, and miscellaneous purposes:

4 \$ 305,516

5 Sec. 3. RENEWABLE FUEL INFRASTRUCTURE FUND — MOTOR
6 FUEL INSPECTION.

7 1. There is appropriated from the renewable fuel

8 infrastructure fund created in section 159A.16 to the
9 department of agriculture and land stewardship for the
10 fiscal year beginning July 1, 2013, and ending June 30,
11 2014, the following amount, or so much thereof as is
12 necessary, to be used for the purposes designated:

13 For purposes of the inspection of motor fuel,
14 including salaries, support, maintenance, and
15 miscellaneous purposes:

16 \$ 500,000

17 2. The department shall establish and administer
18 programs for the auditing of motor fuel, including
19 biofuel processing and production plants, for screening
20 and testing motor fuel, including renewable fuel,
21 and for the inspection of motor fuel sold by dealers
22 including retail dealers who sell and dispense motor
23 fuel from motor fuel pumps.

24 SPECIAL APPROPRIATIONS

25 GENERAL FUND

26 Sec. 4. DAIRY REGULATION. There is appropriated
27 from the general fund of the state to the department of
28 agriculture and land stewardship for the fiscal year
29 beginning July 1, 2013, and ending June 30, 2014, the
30 following amount, or so much thereof as is necessary,
31 to be used for the purposes designated:

32 1. For purposes of performing functions pursuant to
33 section 192.109, including conducting a survey of grade
34 "A" milk and certifying the results to the secretary
35 of agriculture:

36 \$ 189,196

37 2. Notwithstanding section 8.33, moneys
38 appropriated in this section that remain unencumbered
39 or unobligated at the close of the fiscal year shall
40 not revert but shall remain available to be used
41 for the purposes designated until the close of the
42 succeeding fiscal year.

43 Sec. 5. LOCAL FOOD AND FARM PROGRAM.

44 1. There is appropriated from the general fund of
45 the state to the department of agriculture and land
46 stewardship for the fiscal year beginning July 1, 2013,
47 and ending June 30, 2014, the following amount, or
48 so much thereof as is necessary, to be used for the
49 purposes designated:

50 For purposes of supporting the local food and farm

1 program pursuant to chapter 267A:

2 \$ 75,000

3 2. The department shall enter into a cost-sharing
4 agreement with Iowa state university to support the
5 local food and farm program coordinator position as
6 part of the university's cooperative extension service

7 in agriculture and home economics pursuant to chapter
8 267A.

9 3. Notwithstanding section 8.33, moneys
10 appropriated in this section that remain unencumbered
11 or unobligated at the close of the fiscal year shall
12 not revert but shall remain available to be used
13 for the purposes designated until the close of the
14 succeeding fiscal year.

15 Sec. 6. AGRICULTURAL EDUCATION. There is
16 appropriated from the general fund of the state to the
17 department of agriculture and land stewardship for the
18 fiscal year beginning July 1, 2013, and ending June 30,
19 2014, the following amount, or so much thereof as is
20 necessary, to be used for the purposes designated:

21 1. For purposes of allocating moneys to an Iowa
22 association affiliated with a national organization
23 which promotes agricultural education providing for
24 future farmers:

25 \$ 25,000

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

32 Sec. 7. FARMERS WITH DISABILITIES PROGRAM.

33 1. There is appropriated from the general fund of
34 the state to the department of agriculture and land
35 stewardship for the fiscal year beginning July 1, 2013,
36 and ending June 30, 2014, the following amount, or
37 so much thereof as is necessary, to be used for the
38 purposes designated:

39 For purposes of supporting a program for farmers
40 with disabilities:

41 \$ 130,000

42 2. The moneys appropriated in subsection 1 shall
43 be used for the public purpose of providing a grant to
44 a national nonprofit organization with over 80 years
45 of experience in assisting children and adults with
46 disabilities and special needs.

47 a. The moneys shall be used to support a nationally
48 recognized program that began in 1986 and has been
49 replicated in at least 30 other states, but which
50 is not available through any other entity in this

1 state, and that provides assistance to farmers with
2 disabilities in all 99 counties to allow the farmers to
3 remain in their own homes and be gainfully engaged in
4 farming through provision of agricultural worksite and
5 home modification consultations, peer support services,

6 services to families, information and referral, and
7 equipment loan services.
8 b. Notwithstanding section 8.33, moneys
9 appropriated in this section that remain unencumbered
10 or unobligated at the close of the fiscal year shall
11 not revert but shall remain available for expenditure
12 for the purposes designated until the close of the
13 succeeding fiscal year.

14 DIVISION II

15 GENERAL FUND

16 DEPARTMENT OF AGRICULTURE AND LAND STEWARDSHIP
17 SOIL AND WATER CONSERVATION AND WATER QUALITY
18 APPROPRIATIONS FOR FY 2013-2014

19 Sec. 8. SOIL AND WATER CONSERVATION — GENERAL.

20 There is appropriated from the general fund of the
21 state to the department of agriculture and land
22 stewardship for the fiscal year beginning July 1, 2013,
23 and ending June 30, 2014, the following amount, or
24 so much thereof as is necessary, to be used for the
25 purposes designated:

26 1. For use by the department in providing for soil
27 and water conservation administration, the conservation
28 of soil and water resources, or the support of soil and
29 water conservation district commissioners:
30 \$ 6,000,000

31 2. Not more than 5 percent of the moneys
32 appropriated in subsection 1 may be allocated for cost
33 sharing to address complaints filed under section
34 161A.47.

35 3. Of the moneys appropriated in subsection 1, 5
36 percent shall be allocated for financial incentives
37 to establish practices to protect watersheds above
38 publicly owned lakes of the state from soil erosion and
39 sediment as provided in section 161A.73.

40 4. Not more than 30 percent of a soil and water
41 conservation district's allocation of moneys as
42 financial incentives may be provided for the purpose
43 of establishing management practices to control soil
44 erosion on land that is row cropped, including but
45 not limited to no-till planting, ridge-till planting,
46 contouring, and contour strip-cropping as provided in
47 section 161A.73.

48 5. The state soil conservation committee
49 established by section 161A.4 may allocate moneys
50 appropriated in subsection 1 to conduct research and

1 demonstration projects to promote conservation tillage
2 and nonpoint source pollution control practices.

3 6. The allocation of moneys as financial incentives
4 as provided in section 161A.73 may be used in

5 combination with moneys allocated by the department of
6 natural resources.

7 7. Not more than 15 percent of the moneys
8 appropriated in subsection 1 may be used for costs of
9 administration and implementation of soil and water
10 conservation practices.

11 8. The moneys appropriated in this section shall
12 not be used by the soil conservation division of
13 the department of agriculture and land stewardship
14 to provide administrative support to the watershed
15 improvement review board established in section 466A.3.

16 Sec. 9. SOIL AND WATER CONSERVATION —
17 ADMINISTRATION. There is appropriated from the general
18 fund of the state to the department of agriculture and
19 land stewardship for the fiscal year beginning July 1,
20 2013, and ending June 30, 2014, the following amount,
21 or so much thereof as is necessary, to be used for the
22 purposes designated:

23 For use by the department for costs of
24 administration and implementation of soil and water
25 conservation practices:

26 \$ 2,550,000

27 Sec. 10. WATER QUALITY INITIATIVE — GENERAL.

28 1. There is appropriated from the general fund of
29 the state to the department of agriculture and land
30 stewardship for the fiscal year beginning July 1, 2013,
31 and ending June 30, 2014, the following amount, or
32 so much thereof as is necessary, to be used for the
33 purposes designated:

34 For deposit in the water quality initiative fund
35 created in section 466B.45, as enacted by this Act, for
36 purposes of supporting the water quality initiative
37 administered by the soil conservation division as
38 provided in section 466B.42, as enacted by this Act,
39 including salaries, support, maintenance, miscellaneous
40 purposes, and for not more than the following full-time
41 equivalent positions:

42 \$ 2,400,000

43 FTEs 1.00

44 2. The moneys appropriated in subsection 1 shall
45 be used to support reducing nutrients in subwatersheds
46 as designated by the division that are part of
47 high-priority watersheds identified by the water
48 resources coordinating council established pursuant
49 to section 466B.3. In supporting reducing nutrients
50 in subwatersheds, the division shall establish and

1 administer demonstration projects as follows:
2 a. The demonstration projects shall utilize water
3 quality practices as described in the latest revision

4 of the document entitled "Iowa Nutrient Reduction
5 Strategy" initially presented in November 2012 by
6 the department of agriculture and land stewardship,
7 the department of natural resources, and Iowa state
8 university of science and technology.

9 b. The division shall implement demonstration
10 projects as provided in paragraph "a" by providing for
11 participation by persons who hold a legal interest in
12 agricultural land used in farming. To every extent
13 practical, the division shall provide for collaborative
14 participation by such persons who hold a legal
15 interest in agricultural land located within the same
16 watershed.

17 c. The division shall implement a demonstration
18 project on a cost-share basis as determined by the
19 division. However, the state's share of the amount
20 shall not exceed 50 percent of the estimated cost of
21 establishing the practice as determined by the division
22 or 50 percent of the actual cost of establishing the
23 practice, whichever is less.

24 d. The demonstration projects shall be used to
25 educate other persons about the feasibility and value
26 of establishing similar water quality practices. The
27 division shall promote field day events for purposes of
28 allowing interested persons to establish water quality
29 practices on their agricultural land.

30 e. The division shall conduct water quality
31 evaluations within supported watersheds. Within
32 a reasonable period after accumulating information
33 from such evaluations, the division shall create an
34 aggregated database of water quality practices. Any
35 information identifying a person holding a legal
36 interest in agricultural land or specific agricultural
37 land shall be a confidential record under section 22.7.

38 3. The moneys appropriated in subsection 1 shall
39 be used to support education and outreach in a manner
40 that encourages persons who hold a legal interest in
41 agricultural land used for farming to implement water
42 quality practices, including the establishment of such
43 practices in watersheds generally, and not limited to
44 watersheds or high-priority watersheds.

45 4. The moneys appropriated in subsection 1 may
46 be used to contract with persons to coordinate the
47 implementation of efforts provided in this section.
48 Not more than \$150,000 shall be used to support
49 the administration of this section by a full-time
50 equivalent position.

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1 5. Notwithstanding any other provision in law
2 to the contrary, the department may use moneys

3 appropriated in subsection 1 in combination with
 4 other moneys appropriated to the department from the
 5 environment first fund created in section 8.57A for
 6 cost sharing to match the United States department of
 7 agriculture, natural resources conservation service,
 8 wetland reserve enhancement program.

9 Sec. 11. WATER QUALITY INITIATIVE — SPECIAL
 10 PROJECTS.

11 1. There is appropriated from the general fund of
 12 the state to the department of agriculture and land
 13 stewardship for the fiscal year beginning July 1, 2013,
 14 and ending June 30, 2014, the following amount, or
 15 so much thereof as is necessary, to be used for the
 16 purposes designated:

17 For deposit in the water quality initiative fund
 18 created in section 466B.45, as enacted by this Act, for
 19 purposes of supporting special projects associated with
 20 a water quality initiative administered by the soil
 21 conservation division as provided in section 466B.42 as
 22 enacted by this Act:

23 \$ 10,000,000

24 2. a. Seventy percent of the moneys shall be used
 25 to support projects in subwatersheds as designated by
 26 the division that are part of high-priority watersheds
 27 identified by the water resources coordinating council
 28 established pursuant to section 466B.3.

29 b. Thirty percent of the moneys shall be used to
 30 support projects in watersheds generally, including
 31 regional watersheds, as designated by the division,
 32 and high-priority watersheds identified by the water
 33 resources coordinating council established pursuant to
 34 section 466B.3.

35 3. In supporting projects in subwatersheds and
 36 watersheds as provided in subsection 2, the division
 37 shall do all of the following:

38 a. Utilize water quality practices as described
 39 in the latest revision of the document entitled "Iowa
 40 Nutrient Reduction Strategy" initially presented in
 41 November 2012 by the department of agriculture and land
 42 stewardship, the department of natural resources, and
 43 Iowa state university of science and technology.

44 b. Participate with persons who hold a legal
 45 interest in agricultural land used in farming. To
 46 every extent practical, the division shall provide for
 47 collaborative participation by such persons who hold a
 48 legal interest in agricultural land located within the
 49 same watershed.

50 c. Finance the establishment of water quality

2 division. However, the state's share of the amount
3 shall not exceed 50 percent of the estimated cost of
4 establishing the water quality practice as determined
5 by the division or 50 percent of the actual cost of
6 establishing the water quality practice, whichever is
7 less.

8 4. Notwithstanding any other provision in law
9 to the contrary, the department may use moneys
10 appropriated in subsection 1 in combination with
11 other moneys appropriated to the department from the
12 environment first fund created in section 8.57A for
13 cost sharing to match the United States department of
14 agriculture, natural resources conservation service,
15 wetland reserve enhancement program.

16 Sec. 12. WATER QUALITY INITIATIVE APPROPRIATIONS
17 — FEDERAL MONEYS. The department of agriculture and
18 land stewardship, and its soil conservation division,
19 may use moneys appropriated in this division of this
20 Act to support the water quality initiative, including
21 its projects, as provided in this division of this Act,
22 in combination with other moneys provided by the United
23 States government.

24 Sec. 13. WATER QUALITY INITIATIVE — REPORT. The
25 department of agriculture and land stewardship shall
26 prepare a preliminary report and final report regarding
27 its efforts to administer the water quality initiative
28 as provided in this division. Each report shall
29 include information regarding the establishment of
30 water quality practices, including demonstration
31 projects, and education and outreach efforts. The
32 department shall deliver the preliminary report to the
33 governor and general assembly not later than January
34 15, 2014, and shall deliver the final report to the
35 governor and general assembly not later than January
36 15, 2015. A report shall not identify an individual or
37 specific agricultural land.

38 Sec. 14. IOWA NUTRIENT MANAGEMENT CENTER.

39 1. There is appropriated from the general fund
40 of the state to Iowa state university of science and
41 technology for the fiscal year beginning July 1, 2013,
42 and ending June 30, 2014, the following amount, or
43 so much thereof as is necessary, to be used for the
44 purposes designated:

45 For purposes of supporting an Iowa nutrient
46 management center as established in section 466B.47, as
47 enacted in this Act:

48 \$ 1,500,000

49 2. Of the amount appropriated in subsection 1, Iowa
50 state university shall make the following expenditures:

1 a. Not more than \$450,000 to advance a fundamental
2 understanding of nutrient management.

3 b. Not more than \$100,000 to establish a baseline
4 of conservation practices, and identify trends in soil
5 and water conservation programs, projects, and other
6 initiatives.

7 c. Not more than \$250,000 to develop mathematical
8 models to determine the linkage between hydrologic
9 processes and the transport of nutrients.

10 d. Not more than \$300,000 to conduct field-based
11 research to evaluate implementation of nutrient
12 management practices.

13 e. Not more than \$400,000 to develop and operate
14 a network of sensors in priority watersheds to
15 establish baseline nutrient loads, monitor the impact
16 of nutrient-reduction strategies, and support model
17 development.

18 Sec. 15. WATERSHED IMPROVEMENT FUND.

19 1. There is appropriated from the general fund of
20 the state to the department of agriculture and land
21 stewardship for the fiscal year beginning July 1, 2013,
22 and ending June 30, 2014, the following amount, or
23 so much thereof as is necessary, to be used for the
24 purpose designated:

25 For deposit in the watershed improvement fund
26 created in section 466A.2:

27 \$ 4,000,000

28 2. Of the amount appropriated in subsection 1,
29 50 percent shall be used for purposes of supporting
30 special projects associated with the water quality
31 initiative administered by the soil conservation
32 division as provided in this division.

33 Sec. 16. NONREVERSION.

34 1. Notwithstanding section 8.33, moneys
35 appropriated in this division that remain unencumbered
36 or unobligated at the close of the fiscal year shall
37 not revert but shall remain available for expenditure
38 for the purposes designated until the close of the
39 fiscal year beginning July 1, 2014.

40 2. Subsection 1 does not apply to the
41 appropriations made in this division for any of
42 the following purposes:

43 a. The appropriation made for deposit into the
44 watershed improvement fund pursuant to section 466A.2.
45 Notwithstanding section 8.33, the appropriation made in
46 that section shall not revert.

47 b. The appropriation made for use by the department
48 of agriculture and land stewardship in providing
49 for soil and water conservation administration,
50 the conservation of soil and water resources, or

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1 the support of soil and water conservation district
 2 commissioners. Notwithstanding section 8.33, moneys
 3 appropriated in that section that remain unencumbered
 4 or unobligated moneys at the close of the fiscal year
 5 shall revert at the close of the fiscal year beginning
 6 July 1, 2016.

7 c. The appropriations made in this division for
 8 deposit into the water quality initiative fund created
 9 in section 466B.45, as enacted by this Act.

10 DIVISION III

11 DEPARTMENT OF NATURAL RESOURCES

12 GENERAL APPROPRIATIONS FOR FY 2013-2014

13 Sec. 17. GENERAL FUND — DEPARTMENT.

14 1. There is appropriated from the general fund of
 15 the state to the department of natural resources for
 16 the fiscal year beginning July 1, 2013, and ending June
 17 30, 2014, the following amount, or so much thereof as
 18 is necessary, to be used for the purposes designated:

19 For purposes of supporting the department, including
 20 its divisions, for administration, regulation, and
 21 programs; for salaries, support, maintenance, and
 22 miscellaneous purposes; and for not more than the
 23 following full-time equivalent positions:

24 \$ 12,516,700

25 FTEs 1,145.95

26 2. The department shall submit a report each
 27 quarter of the fiscal year to the legislative services
 28 agency, the department of management, the members of
 29 the joint appropriations subcommittee on agriculture
 30 and natural resources, and the chairpersons and
 31 ranking members of the senate and house committees on
 32 appropriations. The report shall describe in detail
 33 the expenditure of moneys appropriated in this section
 34 to support the department's administration, regulation,
 35 and programs.

36 Sec. 18. STATE FISH AND GAME PROTECTION FUND —
 37 REGULATION AND ADVANCEMENT OF OUTDOOR ACTIVITIES.

38 1. There is appropriated from the state fish and
 39 game protection fund to the department of natural
 40 resources for the fiscal year beginning July 1, 2013,
 41 and ending June 30, 2014, the following amount, or
 42 so much thereof as is necessary, to be used for the
 43 purposes designated:

44 For purposes of supporting the regulation or
 45 advancement of hunting, fishing, or trapping, or the
 46 protection, propagation, restoration, management,
 47 or harvest of fish or wildlife, including for
 48 administration, regulation, law enforcement, and
 49 programs; and for salaries, support, maintenance,
 50 equipment, and miscellaneous purposes:

1 \$ 41,078,234

2 2. Notwithstanding section 455A.10, the department
3 may use the unappropriated balance remaining in the
4 state fish and game protection fund to provide for the
5 funding of health and life insurance premium payments
6 from unused sick leave balances of conservation peace
7 officers employed in a protection occupation who
8 retire, pursuant to section 97B.49B.

9 3. Notwithstanding section 455A.10, the department
10 of natural resources may use the unappropriated
11 balance remaining in the state fish and game protection
12 fund for the fiscal year beginning July 1, 2013,
13 and ending June 30, 2014, as is necessary to fund
14 salary adjustments for departmental employees for
15 whom the general assembly has made an operating budget
16 appropriation in subsection 1.

17 Sec. 19. GROUNDWATER PROTECTION FUND — WATER
18 QUALITY. There is appropriated from the groundwater
19 protection fund created in section 455E.11 to the
20 department of natural resources for the fiscal year
21 beginning July 1, 2013, and ending June 30, 2014, from
22 those moneys which are not allocated pursuant to that
23 section, the following amount, or so much thereof as is
24 necessary, to be used for the purposes designated:

25 For purposes of supporting the department's
26 protection of the state's groundwater, including
27 for administration, regulation, and programs, and
28 for salaries, support, maintenance, equipment, and
29 miscellaneous purposes:

30 \$ 3,455,832

31 DESIGNATED APPROPRIATIONS

32 MISCELLANEOUS FUNDS

33 Sec. 20. SPECIAL SNOWMOBILE FUND — SNOWMOBILE
34 PROGRAM. There is appropriated from the special
35 snowmobile fund created under section 321G.7 to the
36 department of natural resources for the fiscal year
37 beginning July 1, 2013, and ending June 30, 2014, the
38 following amount, or so much thereof as is necessary,
39 to be used for the purpose designated:

40 For purposes of administering and enforcing the
41 state snowmobile programs:

42 \$ 100,000

43 Sec. 21. UNASSIGNED REVENUE FUND — UNDERGROUND
44 STORAGE TANK SECTION EXPENSES. There is appropriated
45 from the unassigned revenue fund administered by the
46 Iowa comprehensive underground storage tank fund
47 board to the department of natural resources for the
48 fiscal year beginning July 1, 2013, and ending June 30,
49 2014, the following amount, or so much thereof as is
50 necessary, to be used for the purpose designated:

1 For purposes of paying for administration expenses
2 of the department's underground storage tank section:
3 \$ 200,000

4 SPECIAL APPROPRIATIONS

5 GENERAL FUND

6 Sec. 22. FLOODPLAIN MANAGEMENT AND DAM SAFETY.

7 1. There is appropriated from the general fund of
8 the state to the department of natural resources for
9 the fiscal year beginning July 1, 2013, and ending June
10 30, 2014, the following amount, or so much thereof as
11 is necessary, to be used for the purpose designated:
12 For purposes of supporting floodplain management and
13 dam safety:

14 \$ 2,000,000

15 2. Of the amount appropriated in subsection 1, up
16 to \$400,000 may be used by the department to acquire
17 or install stream gages for purposes of tracking and
18 predicting flood events and for compiling necessary
19 data to improve flood frequency analysis.

20 3. Notwithstanding section 8.33, moneys
21 appropriated in subsection 1 that remain unencumbered
22 or unobligated at the close of the fiscal year shall
23 not revert but shall remain available for expenditure
24 for the purposes designated until the close of the
25 succeeding fiscal year.

26 Sec. 23. FORESTRY HEALTH MANAGEMENT.

27 1. There is appropriated from the general fund of
28 the state to the department of natural resources for
29 the fiscal year beginning July 1, 2013, and ending June
30 30, 2014, the following amount, or so much thereof as
31 is necessary, to be used for the purposes designated:

32 For purposes of providing for forestry health
33 management programs:

34 \$ 200,000

35 2. Notwithstanding section 8.33, moneys
36 appropriated for the fiscal year beginning July 1,
37 2013, in this section that remain unencumbered or
38 unobligated at the close of the fiscal year shall not
39 revert but shall remain available to be used for the
40 purposes designated until the close of the succeeding
41 fiscal year.

42 Sec. 24. STATE PARK MAINTENANCE AND OPERATIONS.

43 1. There is appropriated from the general fund of
44 the state to the department of natural resources for
45 the fiscal year beginning July 1, 2013, and ending June
46 30, 2014, the following amount, or so much thereof as
47 is necessary, to be used for the purposes designated:

48 For purposes of supporting the regular maintenance
49 and operations of state parks, including salaries,
50 support, maintenance, and miscellaneous purposes:

1 \$ 2,900,000
 2 2. Notwithstanding section 8.33, moneys
 3 appropriated in subsection 1 that remain unencumbered
 4 or unobligated at the close of the fiscal year shall
 5 not revert but shall remain available to be used
 6 for the purposes designated until the close of the
 7 succeeding fiscal year.

8 DIVISION IV

9 IOWA STATE UNIVERSITY

10 SPECIAL GENERAL FUND APPROPRIATIONS FOR FY 2013-2014

11 Sec. 25. VETERINARY DIAGNOSTIC LABORATORY.

12 1. There is appropriated from the general fund
 13 of the state to Iowa state university of science and
 14 technology for the fiscal year beginning July 1, 2013,
 15 and ending June 30, 2014, the following amount, or
 16 so much thereof as is necessary, to be used for the
 17 purposes designated:

18 For purposes of supporting the college of veterinary
 19 medicine for the operation of the veterinary diagnostic
 20 laboratory and for not more than the following
 21 full-time equivalent positions:

22 \$ 3,487,636
 23 FTEs 50.00

24 2. a. Iowa state university of science and
 25 technology shall not reduce the amount that it
 26 allocates to support the college of veterinary medicine
 27 from any other source due to the appropriation made in
 28 this section.

29 b. Paragraph "a" does not apply to a reduction made
 30 to support the college of veterinary medicine, if the
 31 same percentage of reduction imposed on the college
 32 of veterinary medicine is also imposed on all of Iowa
 33 state university's budget units.

34 3. If by June 30, 2014, Iowa state university
 35 of science and technology fails to allocate the
 36 moneys appropriated in this section to the college of
 37 veterinary medicine in accordance with this section,
 38 the moneys appropriated in this section for that fiscal
 39 year shall revert to the general fund of the state.

40 Sec. 26. VETERINARY DIAGNOSTIC LABORATORY — FUTURE

41 FISCAL YEAR. This section applies if appropriations
 42 made in this Act and all other Acts enacted by the
 43 Eighty-fifth General Assembly during the 2013 regular
 44 session and all extraordinary sessions, for the
 45 fiscal year beginning July 1, 2013, and ending June
 46 30, 2014, for purposes of supporting the operation
 47 of the veterinary diagnostic laboratory associated
 48 with the college of veterinary medicine at Iowa state
 49 university, total less than \$4,000,000. It is the
 50 intent of the general assembly that the amount of any

1 deficit will be appropriated by the general assembly
2 during its 2014 regular session for purposes of
3 supporting the operation of the veterinary diagnostic
4 laboratory for the fiscal year beginning July 1, 2014,
5 and ending June 30, 2015.

6 DIVISION V

7 ENVIRONMENT FIRST FUND

8 GENERAL APPROPRIATIONS FOR FY 2013-2014

9 Sec. 27. DEPARTMENT OF AGRICULTURE AND LAND

10 STEWARDSHIP. There is appropriated from the
11 environment first fund created in section 8.57A to the
12 department of agriculture and land stewardship for the
13 fiscal year beginning July 1, 2013, and ending June 30,
14 2014, the following amounts, or so much thereof as is
15 necessary, to be used for the purposes designated:

16 1. CONSERVATION RESERVE ENHANCEMENT PROGRAM (CREP)

17 a. For the conservation reserve enhancement program
18 to restore and construct wetlands for the purposes of
19 intercepting tile line runoff, reducing nutrient loss,
20 improving water quality, and enhancing agricultural
21 production practices:

22 \$ 1,000,000

23 b. Not more than 10 percent of the moneys
24 appropriated in paragraph "a" may be used for costs of
25 administration and implementation of soil and water
26 conservation practices.

27 c. Notwithstanding any other provision in law,
28 the department may provide state resources from this
29 appropriation, in combination with other appropriate
30 environment first fund appropriations, for cost sharing
31 to match United States department of agriculture,
32 natural resources conservation service, wetlands
33 reserve enhancement program (WREP) funding available
34 to Iowa.

35 2. WATERSHED PROTECTION

36 a. For continuation of a program that provides
37 multiobjective resource protections for flood control,
38 water quality, erosion control, and natural resource
39 conservation:

40 \$ 1,000,000

41 b. Not more than 10 percent of the moneys
42 appropriated in paragraph "a" may be used for costs of
43 administration and implementation of soil and water
44 conservation practices.

45 3. FARM MANAGEMENT DEMONSTRATION PROGRAM

46 a. For continuation of a statewide voluntary farm
47 management demonstration program to demonstrate the
48 effectiveness and adaptability of emerging practices in
49 agronomy that protect water resources and provide other
50 environmental benefits:

1 \$ 625,000

2 b. Not more than 10 percent of the moneys
3 appropriated in paragraph "a" may be used for costs of
4 administration and implementation of soil and water
5 conservation practices.

6 c. Of the amount appropriated in paragraph "a",
7 \$400,000 shall be allocated to an organization
8 representing soybean growers to provide for an
9 agriculture and environment performance program in
10 order to carry out the purposes of this subsection as
11 specified in paragraph "a".

12 4. CONSERVATION RESERVE PROGRAM (CRP)

13 a. To encourage and assist farmers in enrolling
14 in and the implementation of the federal conservation
15 reserve program and to work with them to enhance their
16 revegetation efforts to improve water quality and
17 habitat:

18 \$ 1,000,000

19 b. Not more than 10 percent of the moneys
20 appropriated in paragraph "a" may be used for costs of
21 administration and implementation of soil and water
22 conservation practices.

23 5. SOIL AND WATER CONSERVATION

24 a. For use by the department in providing for soil
25 and water conservation administration, the conservation
26 of soil and water resources, or the support of soil and
27 water conservation district commissioners:

28 \$ 6,650,000

29 b. Not more than 5 percent of the moneys
30 appropriated in paragraph "a" may be allocated for
31 cost sharing to address complaints filed under section
32 161A.47.

33 c. Of the moneys appropriated in paragraph "a",
34 5 percent shall be allocated for financial incentives
35 to establish practices to protect watersheds above
36 publicly owned lakes of the state from soil erosion and
37 sediment as provided in section 161A.73.

38 d. Not more than 30 percent of a soil and water
39 conservation district's allocation of moneys as
40 financial incentives may be provided for the purpose
41 of establishing management practices to control soil
42 erosion on land that is row cropped, including but
43 not limited to no-till planting, ridge-till planting,
44 contouring, and contour strip-cropping as provided in
45 section 161A.73.

46 e. The state soil conservation committee
47 established by section 161A.4 may allocate moneys
48 appropriated in paragraph "a" to conduct research and
49 demonstration projects to promote conservation tillage
50 and nonpoint source pollution control practices.

1 f. The allocation of moneys as financial incentives
2 as provided in section 161A.73 may be used in
3 combination with moneys allocated by the department of
4 natural resources.

5 g. Not more than 15 percent of the moneys
6 appropriated in paragraph "a" may be used for costs of
7 administration and implementation of soil and water
8 conservation practices.

9 h. In lieu of moneys appropriated in section
10 466A.5, not more than \$50,000 of the moneys
11 appropriated in paragraph "a" shall be used by the soil
12 conservation division of the department of agriculture
13 and land stewardship to provide administrative support
14 to the watershed improvement review board established
15 in section 466A.3.

16 6. AGRICULTURAL DRAINAGE WELL WATER QUALITY
17 ASSISTANCE FUND

18 For deposit in the agricultural drainage well water
19 quality assistance fund created in section 460.303 to
20 be used for purposes of supporting the agricultural
21 drainage well water quality assistance program as
22 provided in section 460.304:

23 \$ 550,000

24 7. LOESS HILLS DEVELOPMENT AND CONSERVATION FUND

25 a. For deposit in the loess hills development and
26 conservation fund created in section 161D.2:

27 \$ 475,000

28 b. (1) Of the amount appropriated in paragraph
29 "a", \$356,250 shall be allocated to the fund's hungry
30 canyons account.

31 (2) Not more than 10 percent of the moneys
32 allocated to the hungry canyons account as provided in
33 subparagraph (1) may be used for administrative costs.

34 c. (1) Of the amount appropriated in paragraph
35 "a", \$118,750 shall be allocated to the fund's loess
36 hills alliance account.

37 (2) Not more than 10 percent of the moneys
38 allocated to the loess hills alliance account
39 as provided in subparagraph (1) may be used for
40 administrative costs.

41 Sec. 28. DEPARTMENT OF NATURAL RESOURCES. There is
42 appropriated from the environment first fund created in
43 section 8.57A to the department of natural resources
44 for the fiscal year beginning July 1, 2013, and ending
45 June 30, 2014, the following amounts, or so much
46 thereof as is necessary, to be used for the purposes
47 designated:

48 1. KEEPERS OF THE LAND

49 For statewide coordination of volunteer efforts
50 under the water quality and keepers of the land

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- 1 programs:
- 2 \$ 100,000
- 3 2. STATE PARKS MAINTENANCE AND OPERATIONS
- 4 For regular maintenance of state parks and staff
- 5 time associated with these activities:
- 6 \$ 3,710,000
- 7 3. GEOGRAPHIC INFORMATION SYSTEM (GIS)
- 8 To provide local watershed managers with geographic
- 9 information system data for their use in developing,
- 10 monitoring, and displaying results of their watershed
- 11 work:
- 12 \$ 195,000
- 13 4. WATER QUALITY MONITORING
- 14 For continuing the establishment and operation of
- 15 water quality monitoring stations:
- 16 \$ 2,955,000
- 17 5. PUBLIC WATER SUPPLY SYSTEM ACCOUNT
- 18 For deposit in the public water supply system
- 19 account of the water quality protection fund created
- 20 in section 455B.183A:
- 21 \$ 500,000
- 22 6. REGULATION OF ANIMAL FEEDING OPERATIONS
- 23 For the regulation of animal feeding operations,
- 24 including as provided for in chapters 459 through 459B:
- 25 \$ 1,920,000
- 26 7. AMBIENT AIR QUALITY
- 27 For the abatement, control, and prevention of
- 28 ambient air pollution in this state, including measures
- 29 as necessary to assure attainment and maintenance of
- 30 ambient air quality standards from particulate matter:
- 31 \$ 425,000
- 32 8. WATER QUANTITY REGULATION
- 33 For regulating water quantity from surface and
- 34 subsurface sources by providing for the allocation and
- 35 use of water resources, the protection and management
- 36 of water resources, and the preclusion of conflicts
- 37 among users of water resources, including as provided
- 38 in chapter 455B, division III, part 4:
- 39 \$ 495,000
- 40 9. GEOLOGICAL AND WATER SURVEY
- 41 For continuing the operations of the department's
- 42 geological and water survey including but not limited
- 43 to providing analysis, data collection, investigative
- 44 programs, and information for water supply development
- 45 and protection:
- 46 \$ 200,000
- 47 10. KEEP IOWA BEAUTIFUL INITIATIVE
- 48 For purposes of supporting a keep Iowa beautiful
- 49 initiative in order to assist communities in developing
- 50 and implementing beautification and community

1 development plans:
 2 \$ 200,000
 3 Sec. 29. REVERSION. Notwithstanding section 8.33,
 4 moneys appropriated for the fiscal year beginning
 5 July 1, 2013, in this division of this Act that remain
 6 unencumbered or unobligated at the close of the fiscal
 7 year shall not revert but shall remain available to be
 8 used for the purposes designated until the close of the
 9 succeeding fiscal year or until the project for which
 10 the appropriation was made is completed, whichever is
 11 earlier.

12 DIVISION VI
 13 ENVIRONMENT FIRST FUND

14 SPECIAL APPROPRIATION FOR FY 2013-2014
 15 Sec. 30. REAP — IN LIEU OF GENERAL FUND
 16 APPROPRIATION. Notwithstanding the amount of the
 17 standing appropriation from the general fund of
 18 the state to the Iowa resources enhancement and
 19 protection fund as provided in section 455A.18, there
 20 is appropriated from the environment first fund created
 21 in section 8.57A to the Iowa resources enhancement and
 22 protection fund, in lieu of the appropriation made in
 23 section 455A.18, for the fiscal year beginning July 1,
 24 2013, and ending June 30, 2014, the following amount,
 25 to be allocated as provided in section 455A.19:
 26 \$ 20,000,000

27 DIVISION VII

28 DEPARTMENT OF AGRICULTURE AND LAND STEWARDSHIP
 29 GENERAL APPROPRIATION FOR FY 2014-2015

30 Sec. 31. GENERAL FUND — DEPARTMENT.
 31 1. There is appropriated from the general fund of
 32 the state to the department of agriculture and land
 33 stewardship for the fiscal year beginning July 1, 2014,
 34 and ending June 30, 2015, the following amount, or
 35 so much thereof as is necessary, to be used for the
 36 purposes designated:
 37 For purposes of supporting the department, including
 38 its divisions, for administration, regulation, and
 39 programs; for salaries, support, maintenance, and
 40 miscellaneous purposes; and for not more than the
 41 following full-time equivalent positions:
 42 \$ 8,540,664
 43 FTEs 372.00
 44 2. Of the amount appropriated in subsection 1,
 45 the following amount is transferred to Iowa state
 46 university of science and technology, to be used
 47 for the university's midwest grape and wine industry
 48 institute:
 49 \$ 119,000
 50 3. The department shall submit a report each

1 quarter of the fiscal year to the legislative services
 2 agency, the department of management, the members of
 3 the joint appropriations subcommittee on agriculture
 4 and natural resources, and the chairpersons and
 5 ranking members of the senate and house committees on
 6 appropriations. The report shall describe in detail
 7 the expenditure of moneys appropriated in this section
 8 to support the department's administration, regulation,
 9 and programs.

10 DESIGNATED APPROPRIATIONS
 11 MISCELLANEOUS FUNDS

12 Sec. 32. UNCLAIMED PARI-MUTUEL WAGERING WINNINGS —
 13 HORSE AND DOG RACING. There is appropriated from the
 14 moneys available under section 99D.13 to the department
 15 of agriculture and land stewardship for the fiscal year
 16 beginning July 1, 2014, and ending June 30, 2015, the
 17 following amount, or so much thereof as is necessary,
 18 to be used for the purposes designated:

19 For purposes of supporting the department's
 20 administration and enforcement of horse and dog racing
 21 law pursuant to section 99D.22, including for salaries,
 22 support, maintenance, and miscellaneous purposes:
 23 \$ 152,758

24 Sec. 33. RENEWABLE FUEL INFRASTRUCTURE FUND —
 25 MOTOR FUEL INSPECTION.

26 1. There is appropriated from the renewable fuel
 27 infrastructure fund created in section 159A.16 to the
 28 department of agriculture and land stewardship for the
 29 fiscal year beginning July 1, 2014, and ending June 30,
 30 2015, the following amount, or so much thereof as is
 31 necessary, to be used for the purposes designated:

32 For purposes of the inspection of motor fuel,
 33 including salaries, support, maintenance, and
 34 miscellaneous purposes:
 35 \$ 250,000

36 2. The department shall establish and administer
 37 programs for the auditing of motor fuel including
 38 biofuel processing and production plants, for screening
 39 and testing motor fuel, including renewable fuel,
 40 and for the inspection of motor fuel sold by dealers
 41 including retail dealers who sell and dispense motor
 42 fuel from motor fuel pumps.

43 SPECIAL APPROPRIATIONS
 44 GENERAL FUND

45 Sec. 34. DAIRY REGULATION. There is appropriated
 46 from the general fund of the state to the department of
 47 agriculture and land stewardship for the fiscal year
 48 beginning July 1, 2014, and ending June 30, 2015, the
 49 following amount, or so much thereof as is necessary,
 50 to be used for the purposes designated:

1 1. For purposes of performing functions pursuant to
2 section 192.109, including conducting a survey of grade
3 "A" milk and certifying the results to the secretary
4 of agriculture:

5 \$ 94,598

6 2. Notwithstanding section 8.33, moneys
7 appropriated for the fiscal year beginning July 1,
8 2014, in this section that remain unencumbered or
9 unobligated at the close of the fiscal year shall not
10 revert but shall remain available to be used for the
11 purposes designated until the close of the succeeding
12 fiscal year.

13 Sec. 35. LOCAL FOOD AND FARM PROGRAM. There is
14 appropriated from the general fund of the state to the
15 department of agriculture and land stewardship for the
16 fiscal year beginning July 1, 2014, and ending June 30,
17 2015, the following amount, or so much thereof as is
18 necessary, to be used for the purposes designated:

19 1. For purposes of supporting the local food and
20 farm program pursuant to chapter 267A:

21 \$ 37,500

22 2. The department shall enter into a cost-sharing
23 agreement with Iowa state university to support the
24 local food and farm program coordinator position as
25 part of the university's cooperative extension service
26 in agriculture and home economics pursuant to chapter
27 267A.

28 3. Notwithstanding section 8.33, moneys
29 appropriated in this section that remain unencumbered
30 or unobligated at the close of the fiscal year shall
31 not revert but shall remain available to be used
32 for the purposes designated until the close of the
33 succeeding fiscal year.

34 Sec. 36. AGRICULTURAL EDUCATION. There is
35 appropriated from the general fund of the state to the
36 department of agriculture and land stewardship for the
37 fiscal year beginning July 1, 2014, and ending June 30,
38 2015, the following amount, or so much thereof as is
39 necessary, to be used for the purposes designated:

40 1. For purposes of allocating moneys to an Iowa
41 association affiliated with a national organization
42 which promotes agricultural education providing for
43 future farmers:

44 \$ 12,500

45 2. Notwithstanding section 8.33, moneys
46 appropriated in this section that remain unencumbered
47 or unobligated at the close of the fiscal year shall
48 not revert but shall remain available to be used
49 for the purposes designated until the close of the
50 succeeding fiscal year.

1 Sec. 37. FARMERS WITH DISABILITIES PROGRAM.

2 1. There is appropriated from the general fund of
3 the state to the department of agriculture and land
4 stewardship for the fiscal year beginning July 1, 2014,
5 and ending June 30, 2015, the following amount, or
6 so much thereof as is necessary, to be used for the
7 purposes designated:

8 For purposes of supporting a program for farmers
9 with disabilities:

10 \$ 65,000

11 2. The moneys appropriated in subsection 1 shall
12 be used for the public purpose of providing a grant to
13 a national nonprofit organization with over 80 years
14 of experience in assisting children and adults with
15 disabilities and special needs.

16 a. The moneys shall be used to support a nationally
17 recognized program that began in 1986 and has been
18 replicated in at least 30 other states, but which
19 is not available through any other entity in this
20 state, and that provides assistance to farmers with
21 disabilities in all 99 counties to allow the farmers to
22 remain in their own homes and be gainfully engaged in
23 farming through provision of agricultural worksite and
24 home modification consultations, peer support services,
25 services to families, information and referral, and
26 equipment loan services.

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

33 DIVISION VIII

34 GENERAL FUND

35 DEPARTMENT OF AGRICULTURE AND LAND STEWARDSHIP
36 SOIL AND WATER CONSERVATION AND WATER QUALITY

37 APPROPRIATION FOR FY 2014-2015

38 Sec. 38. SOIL AND WATER CONSERVATION —
39 ADMINISTRATION. There is appropriated from the general
40 fund of the state to the department of agriculture and
41 land stewardship for the fiscal year beginning July 1,
42 2014, and ending June 30, 2015, the following amount,
43 or so much thereof as is necessary, to be used for the
44 purposes designated:

45 For use by the department for costs of
46 administration and implementation of soil and water
47 conservation practices:

48 \$ 1,275,000

49 Sec. 39. WATER QUALITY INITIATIVE. There is
50 appropriated from the general fund of the state to the

1 department of agriculture and land stewardship for the
2 fiscal year beginning July 1, 2014, and ending June 30,
3 2015, the following amount, or so much thereof as is
4 necessary, to be used for the purposes designated:

5 1. For purposes of supporting a water quality
6 initiative administered by the soil conservation
7 division as provided in section 466B.42 as enacted by
8 this Act, including salaries, support, maintenance,
9 miscellaneous purposes, and for not more than the
10 following full-time equivalent positions:

11 \$ 4,400,000
12 FTEs 1.00

13 2. The moneys appropriated in subsection 1 shall
14 be used by the division to support water quality
15 conservation practices in all of the following:

16 a. Subwatersheds as designated by the division that
17 are part of high-priority watersheds identified by
18 the water resources coordinating council established
19 pursuant to section 466B.3.

20 b. Watersheds, including regional watersheds, as
21 designated by the division and high-priority watersheds
22 identified by the water resources coordinating council
23 established pursuant to section 466B.3.

24 3. In supporting water quality conservation
25 practices in subwatersheds and watersheds as provided
26 in subsection 2, the division shall do all of the
27 following:

28 a. Utilize water quality practices as described
29 in the latest revision of the document entitled "Iowa
30 Nutrient Reduction Strategy" initially presented in
31 November 2012 by the department of agriculture and land
32 stewardship, the department of natural resources, and
33 Iowa state university of science and technology.

34 b. Participate with persons who hold a legal
35 interest in agricultural land used in farming. To
36 every extent practical, the division shall provide for
37 collaborative participation by such persons who hold a
38 legal interest in agricultural land located within the
39 same subwatershed.

40 c. Finance the establishment of water quality
41 practices on a cost-share basis as determined by the
42 division. However, the state's share of the amount
43 shall not exceed 50 percent of the estimated cost of
44 establishing the practice as determined by the division
45 or 50 percent of the actual cost of establishing the
46 practice, whichever is less.

47 4. Notwithstanding any other provision in law
48 to the contrary, the department may use moneys
49 appropriated in subsection 1 in combination with
50 other moneys appropriated to the department from the

1 environment first fund created in section 8.57A for
2 cost sharing to match the United States department of
3 agriculture, natural resources conservation service,
4 wetland reserve enhancement program.

5 Sec. 40. NONREVERSION. Notwithstanding section
6 8.33, moneys appropriated in this division that remain
7 unencumbered or unobligated at the close of the fiscal
8 year shall not revert but shall remain available for
9 expenditure for the purposes designated until the close
10 of the fiscal year beginning July 1, 2015.

11 DIVISION IX

12 DEPARTMENT OF NATURAL RESOURCES

13 GENERAL APPROPRIATIONS FOR FY 2014-2015

14 Sec. 41. GENERAL FUND — DEPARTMENT.

15 1. There is appropriated from the general fund of
16 the state to the department of natural resources for
17 the fiscal year beginning July 1, 2014, and ending June
18 30, 2015, the following amount, or so much thereof as
19 is necessary, to be used for the purposes designated:

20 For purposes of supporting the department, including
21 its divisions, for administration, regulation, and
22 programs; for salaries, support, maintenance, and
23 miscellaneous purposes; and for not more than the
24 following full-time equivalent positions:

25 \$ 6,258,350
26 FTEs 1,145.95

27 2. The department shall submit a report each
28 quarter of the fiscal year to the legislative services
29 agency, the department of management, the members of
30 the joint appropriations subcommittee on agriculture
31 and natural resources, and the chairpersons and
32 ranking members of the senate and house committees on
33 appropriations. The report shall describe in detail
34 the expenditure of moneys appropriated under this
35 section to support the department's administration,
36 regulation, and programs.

37 Sec. 42. STATE FISH AND GAME PROTECTION FUND —
38 REGULATION AND ADVANCEMENT OF OUTDOOR ACTIVITIES.

39 1. There is appropriated from the state fish and
40 game protection fund to the department of natural
41 resources for the fiscal year beginning July 1, 2014,
42 and ending June 30, 2015, the following amount, or
43 so much thereof as is necessary, to be used for the
44 purposes designated:

45 For purposes of supporting the regulation or
46 advancement of hunting, fishing, or trapping, or the
47 protection, propagation, restoration, management,
48 or harvest of fish or wildlife, including for
49 administration, regulation, law enforcement, and
50 programs; and for salaries, support, maintenance,

1 equipment, and miscellaneous purposes:
 2 \$ 20,539,117

3 2. Notwithstanding section 455A.10, the department
 4 may use the unappropriated balance remaining in the
 5 state fish and game protection fund to provide for the
 6 funding of health and life insurance premium payments
 7 from unused sick leave balances of conservation peace
 8 officers employed in a protection occupation who
 9 retire, pursuant to section 97B.49B.

10 3. Notwithstanding section 455A.10, the department
 11 of natural resources may use the unappropriated
 12 balance remaining in the state fish and game protection
 13 fund for the fiscal year beginning July 1, 2014,
 14 and ending June 30, 2015, as is necessary to fund
 15 salary adjustments for departmental employees for
 16 whom the general assembly has made an operating budget
 17 appropriation in subsection 1.

18 Sec. 43. GROUNDWATER PROTECTION FUND — WATER
 19 QUALITY. There is appropriated from the groundwater
 20 protection fund created in section 455E.11 to the
 21 department of natural resources for the fiscal year
 22 beginning July 1, 2014, and ending June 30, 2015, from
 23 those moneys which are not allocated pursuant to that
 24 section, the following amount, or so much thereof as is
 25 necessary, to be used for the purposes designated:

26 For purposes of supporting the department's
 27 protection of the state's groundwater, including
 28 for administration, regulation, and programs, and
 29 for salaries, support, maintenance, equipment, and
 30 miscellaneous purposes:

31 \$ 1,727,916

32 DESIGNATED APPROPRIATIONS
 33 MISCELLANEOUS FUNDS

34 Sec. 44. SPECIAL SNOWMOBILE FUND — SNOWMOBILE
 35 PROGRAM. There is appropriated from the special
 36 snowmobile fund created under section 321G.7 to the
 37 department of natural resources for the fiscal year
 38 beginning July 1, 2014, and ending June 30, 2015, the
 39 following amount, or so much thereof as is necessary,
 40 to be used for the purpose designated:

41 For purposes of administering and enforcing the
 42 state snowmobile programs:

43 \$ 50,000

44 Sec. 45. UNASSIGNED REVENUE FUND — UNDERGROUND
 45 STORAGE TANK SECTION EXPENSES. There is appropriated
 46 from the unassigned revenue fund administered by the
 47 Iowa comprehensive underground storage tank fund
 48 board to the department of natural resources for the
 49 fiscal year beginning July 1, 2014, and ending June 30,
 50 2015, the following amount, or so much thereof as is

1 necessary, to be used for the purpose designated:
 2 For purposes of paying for administration expenses
 3 of the department's underground storage tank section:
 4 \$ 100,000

5 SPECIAL APPROPRIATIONS

6 GENERAL FUND

7 Sec. 46. FLOODPLAIN MANAGEMENT AND DAM SAFETY.

8 1. There is appropriated from the general fund of
 9 the state to the department of natural resources for
 10 the fiscal year beginning July 1, 2014, and ending June
 11 30, 2015, the following amount, or so much thereof as
 12 is necessary, to be used for the purpose designated:

13 For purposes of supporting floodplain management and
 14 dam safety:
 15 \$ 1,000,000

16 2. Of the amount appropriated in subsection 1, up
 17 to \$200,000 may be used by the department to acquire
 18 or install stream gages for purposes of tracking and
 19 predicting flood events and for compiling necessary
 20 data to improve flood frequency analysis.

21 3. Notwithstanding section 8.33, moneys
 22 appropriated in subsection 1 that remain unencumbered
 23 or unobligated at the close of the fiscal year shall
 24 not revert but shall remain available for expenditure
 25 for the purposes designated until the close of the
 26 succeeding fiscal year.

27 Sec. 47. FORESTRY HEALTH MANAGEMENT.

28 1. There is appropriated from the general fund of
 29 the state to the department of natural resources for
 30 the fiscal year beginning July 1, 2014, and ending June
 31 30, 2015, the following amount, or so much thereof as
 32 is necessary, to be used for the purposes designated:

33 For purposes of providing for forestry health
 34 management programs:
 35 \$ 100,000

36 2. Notwithstanding section 8.33, moneys
 37 appropriated for the fiscal year beginning July 1,
 38 2014, in this section that remain unencumbered or
 39 unobligated at the close of the fiscal year shall not
 40 revert but shall remain available to be used for the
 41 purposes designated until the close of the succeeding
 42 fiscal year.

43 Sec. 48. STATE PARK MAINTENANCE AND OPERATIONS.

44 1. There is appropriated from the general fund of
 45 the state to the department of natural resources for
 46 the fiscal year beginning July 1, 2014, and ending June
 47 30, 2015, the following amount, or so much thereof as
 48 is necessary, to be used for the purposes designated:

49 For purposes of supporting the regular maintenance
 50 and operations of state parks, including salaries,

1 support, maintenance, and miscellaneous purposes:

2 \$ 1,450,000

3 2. Notwithstanding section 8.33, moneys
4 appropriated in subsection 1 that remain unencumbered
5 or unobligated at the close of the fiscal year shall
6 not revert but shall remain available to be used
7 for the purposes designated until the close of the
8 succeeding fiscal year.

9 DIVISION X

10 IOWA STATE UNIVERSITY

11 SPECIAL GENERAL FUND APPROPRIATIONS FOR FY 2014-2015

12 Sec. 49. VETERINARY DIAGNOSTIC LABORATORY.

13 1. There is appropriated from the general fund
14 of the state to Iowa state university of science and
15 technology for the fiscal year beginning July 1, 2014,
16 and ending June 30, 2015, the following amount, or
17 so much thereof as is necessary, to be used for the
18 purposes designated:

19 For purposes of supporting the college of veterinary
20 medicine for the operation of the veterinary diagnostic
21 laboratory and for not more than the following
22 full-time equivalent positions:

23 \$ 1,743,818

24 FTEs 50.00

25 2. a. Iowa state university of science and
26 technology shall not reduce the amount that it
27 allocates to support the college of veterinary medicine
28 from any other source due to the appropriation made in
29 this section.

30 b. Paragraph "a" does not apply to a reduction made
31 to support the college of veterinary medicine, if the
32 same percentage of reduction imposed on the college
33 of veterinary medicine is also imposed on all of Iowa
34 state university's budget units.

35 3. If by June 30, 2015, Iowa state university
36 of science and technology fails to allocate the
37 moneys appropriated in this section to the college of
38 veterinary medicine in accordance with this section,
39 the moneys appropriated in this section for that fiscal
40 year shall revert to the general fund of the state.

41 Sec. 50. VETERINARY DIAGNOSTIC LABORATORY — FUTURE

42 FISCAL YEAR. This section applies if appropriations
43 made in this Act and all other Acts enacted by the
44 Eighty-fifth General Assembly during the 2014 regular
45 session and all extraordinary sessions, for the
46 fiscal year beginning July 1, 2014, and ending June
47 30, 2015, for purposes of supporting the operation
48 of the veterinary diagnostic laboratory associated
49 with the college of veterinary medicine at Iowa state
50 university, total less than \$4,000,000. It is the

1 intent of the general assembly that the amount of any
 2 deficit will be appropriated by the general assembly
 3 during its 2015 regular session for purposes of
 4 supporting the operation of the veterinary diagnostic
 5 laboratory for the fiscal year beginning July 1, 2015,
 6 and ending June 30, 2016.

7 DIVISION XI

8 ENVIRONMENT FIRST FUND

9 GENERAL APPROPRIATIONS FOR FY 2014-2015

10 Sec. 51. DEPARTMENT OF AGRICULTURE AND LAND

11 STEWARDSHIP. There is appropriated from the
 12 environment first fund created in section 8.57A to the
 13 department of agriculture and land stewardship for the
 14 fiscal year beginning July 1, 2014, and ending June 30,
 15 2015, the following amounts, or so much thereof as is
 16 necessary, to be used for the purposes designated:

17 1. CONSERVATION RESERVE ENHANCEMENT PROGRAM (CREP)

18 a. For the conservation reserve enhancement program
 19 to restore and construct wetlands for the purposes of
 20 intercepting tile line runoff, reducing nutrient loss,
 21 improving water quality, and enhancing agricultural
 22 production practices:

23 \$ 500,000

24 b. Not more than 10 percent of the moneys
 25 appropriated in paragraph "a" may be used for costs of
 26 administration and implementation of soil and water
 27 conservation practices.

28 c. Notwithstanding any other provision in law,
 29 the department may provide state resources from this
 30 appropriation, in combination with other appropriate
 31 environment first fund appropriations, for cost sharing
 32 to match United States department of agriculture,
 33 natural resources conservation service, wetlands
 34 reserve enhancement program (WREP) funding available
 35 to Iowa.

36 2. WATERSHED PROTECTION

37 a. For continuation of a program that provides
 38 multiobjective resource protections for flood control,
 39 water quality, erosion control, and natural resource
 40 conservation:

41 \$ 500,000

42 b. Not more than 10 percent of the moneys
 43 appropriated in paragraph "a" may be used for costs of
 44 administration and implementation of soil and water
 45 conservation practices.

46 3. FARM MANAGEMENT DEMONSTRATION PROGRAM

47 a. For continuation of a statewide voluntary farm
 48 management demonstration program to demonstrate the
 49 effectiveness and adaptability of emerging practices in
 50 agronomy that protect water resources and provide other

1 environmental benefits:
 2 \$ 312,500
 3 b. Not more than 10 percent of the moneys
 4 appropriated in paragraph "a" may be used for costs of
 5 administration and implementation of soil and water
 6 conservation practices.

7 c. Of the amount appropriated in paragraph "a",
 8 \$200,000 shall be allocated to an organization
 9 representing soybean growers to provide for an
 10 agriculture and environment performance program in
 11 order to carry out the purposes of this subsection as
 12 specified in paragraph "a".

13 4. CONSERVATION RESERVE PROGRAM (CRP)

14 a. To encourage and assist farmers in enrolling
 15 in and the implementation of the federal conservation
 16 reserve program and to work with them to enhance their
 17 revegetation efforts to improve water quality and
 18 habitat:

19 \$ 500,000

20 b. Not more than 10 percent of the moneys
 21 appropriated in paragraph "a" may be used for costs of
 22 administration and implementation of soil and water
 23 conservation practices.

24 5. SOIL AND WATER CONSERVATION

25 a. For use by the department in providing for soil
 26 and water conservation administration, the conservation
 27 of soil and water resources, or the support of soil and
 28 water conservation district commissioners:

29 \$ 3,325,000

30 b. Not more than 5 percent of the moneys
 31 appropriated in paragraph "a" may be allocated for
 32 cost sharing to address complaints filed under section
 33 161A.47.

34 c. Of the moneys appropriated in paragraph "a",
 35 5 percent shall be allocated for financial incentives
 36 to establish practices to protect watersheds above
 37 publicly owned lakes of the state from soil erosion and
 38 sediment as provided in section 161A.73.

39 d. Not more than 30 percent of a soil and water
 40 conservation district's allocation of moneys as
 41 financial incentives may be provided for the purpose
 42 of establishing management practices to control soil
 43 erosion on land that is row cropped, including but
 44 not limited to no-till planting, ridge-till planting,
 45 contouring, and contour strip-cropping as provided in
 46 section 161A.73.

47 e. The state soil conservation committee
 48 established by section 161A.4 may allocate moneys
 49 appropriated in paragraph "a" to conduct research and
 50 demonstration projects to promote conservation tillage

1 and nonpoint source pollution control practices.
 2 f. The allocation of moneys as financial incentives
 3 as provided in section 161A.73 may be used in
 4 combination with moneys allocated by the department of
 5 natural resources.

6 g. Not more than 15 percent of the moneys
 7 appropriated in paragraph "a" may be used for costs of
 8 administration and implementation of soil and water
 9 conservation practices.

10 h. In lieu of moneys appropriated in section
 11 466A.5, not more than \$50,000 of the moneys
 12 appropriated in paragraph "a" shall be used by the soil
 13 conservation division of the department of agriculture
 14 and land stewardship to provide administrative support
 15 to the watershed improvement review board established
 16 in section 466A.3.

17 6. AGRICULTURAL DRAINAGE WELL WATER QUALITY
 18 ASSISTANCE FUND

19 For deposit in the agricultural drainage well water
 20 quality assistance fund created in section 460.303 to
 21 be used for purposes of supporting the agricultural
 22 drainage well water quality assistance program as
 23 provided in section 460.304:

24 \$ 275,000

25 7. LOESS HILLS DEVELOPMENT AND CONSERVATION FUND

26 a. For deposit in the loess hills development and
 27 conservation fund created in section 161D.2:

28 \$ 237,500

29 b. (1) Of the amount appropriated in paragraph
 30 "a", \$178,125 shall be allocated to the fund's hungry
 31 canyons account.

32 (2) Not more than 10 percent of the moneys
 33 allocated to the hungry canyons account as provided in
 34 subparagraph (1) may be used for administrative costs.

35 c. (1) Of the amount appropriated in paragraph
 36 "a", \$59,375 shall be allocated to the fund's loess
 37 hills alliance account.

38 (2) Not more than 10 percent of the moneys
 39 allocated to the loess hills alliance account
 40 as provided in subparagraph (1) may be used for
 41 administrative costs.

42 Sec. 52. DEPARTMENT OF NATURAL RESOURCES. There is
 43 appropriated from the environment first fund created in
 44 section 8.57A to the department of natural resources
 45 for the fiscal year beginning July 1, 2014, and ending
 46 June 30, 2015, the following amounts, or so much
 47 thereof as is necessary, to be used for the purposes
 48 designated:

49 1. KEEPERS OF THE LAND

50 For statewide coordination of volunteer efforts

1 under the water quality and keepers of the land
 2 programs:
 3 \$ 50,000
 4 2. STATE PARKS MAINTENANCE AND OPERATIONS
 5 For regular maintenance of state parks and staff
 6 time associated with these activities:
 7 \$ 1,855,000
 8 3. GEOGRAPHIC INFORMATION SYSTEM (GIS)
 9 To provide local watershed managers with geographic
 10 information system data for their use in developing,
 11 monitoring, and displaying results of their watershed
 12 work:
 13 \$ 97,500
 14 4. WATER QUALITY MONITORING
 15 For continuing the establishment and operation of
 16 water quality monitoring stations:
 17 \$ 1,477,500
 18 5. PUBLIC WATER SUPPLY SYSTEM ACCOUNT
 19 For deposit in the public water supply system
 20 account of the water quality protection fund created
 21 in section 455B.183A:
 22 \$ 250,000
 23 6. REGULATION OF ANIMAL FEEDING OPERATIONS
 24 For the regulation of animal feeding operations,
 25 including as provided for in chapters 459 through 459B:
 26 \$ 960,000
 27 7. AMBIENT AIR QUALITY
 28 For the abatement, control, and prevention of
 29 ambient air pollution in this state, including measures
 30 as necessary to assure attainment and maintenance of
 31 ambient air quality standards from particulate matter:
 32 \$ 212,500
 33 8. WATER QUANTITY REGULATION
 34 For regulating water quantity from surface and
 35 subsurface sources by providing for the allocation and
 36 use of water resources, the protection and management
 37 of water resources, and the preclusion of conflicts
 38 among users of water resources, including as provided
 39 in chapter 455B, division III, part 4:
 40 \$ 247,500
 41 9. GEOLOGICAL AND WATER SURVEY
 42 For continuing the operations of the department's
 43 geological and water survey including but not limited
 44 to providing analysis, data collection, investigative
 45 programs, and information for water supply development
 46 and protection:
 47 \$ 100,000
 48 10. KEEP IOWA BEAUTIFUL INITIATIVE
 49 For purposes of supporting a keep Iowa beautiful
 50 initiative in order to assist communities in developing

1 and implementing beautification and community
 2 development plans:
 3 \$ 100,000
 4 Sec. 53. REVERSION. Notwithstanding section 8.33,
 5 moneys appropriated for the fiscal year beginning
 6 July 1, 2014, in this division of this Act that remain
 7 unencumbered or unobligated at the close of the fiscal
 8 year shall not revert but shall remain available to be
 9 used for the purposes designated until the close of the
 10 succeeding fiscal year or until the project for which
 11 the appropriation was made is completed, whichever is
 12 earlier.

13 DIVISION XII

14 ENVIRONMENT FIRST FUND

15 SPECIAL APPROPRIATION FOR FY 2014-2015

16 Sec. 54. REAP — IN LIEU OF GENERAL FUND

17 APPROPRIATION. Notwithstanding the amount of the
 18 standing appropriation from the general fund of
 19 the state to the Iowa resources enhancement and
 20 protection fund as provided in section 455A.18, there
 21 is appropriated from the environment first fund created
 22 in section 8.57A to the Iowa resources enhancement and
 23 protection fund, in lieu of the appropriation made in
 24 section 455A.18, for the fiscal year beginning July 1,
 25 2014, and ending June 30, 2015, the following amount,
 26 to be allocated as provided in section 455A.19:
 27 \$ 20,000,000

28 DIVISION XIII

29 RELATED STATUTORY CHANGES

30 DNR RADIOS

31 Sec. 55. 2011 Iowa Acts, chapter 128, section 19,
 32 subsection 1, as amended by 2012 Iowa Acts, chapter
 33 1135, section 15, is amended to read as follows:

34 SEC. 19. USE OF MONEYS — RADIOS.

35 1. Notwithstanding 2010 Iowa Acts, chapter 1191,
 36 section 7, the department of natural resources may use
 37 the unappropriated balance remaining in the state fish
 38 and game protection fund for the fiscal year beginning
 39 July 1, 2010, and ending June 30, 2011, to purchase
 40 mobile radios to meet federal and state requirements
 41 for homeland security and public safety. This section
 42 applies to those moneys in the fund that are not
 43 otherwise used, obligated, or encumbered for payment
 44 of health and life insurance premium payments for
 45 conservation peace officer retirements for that fiscal
 46 year. The department may use such moneys until June
 47 30, ~~2013~~ 2014.

48 Sec. 56. EFFECTIVE UPON ENACTMENT. This division
 49 of this Act, being deemed of immediate importance,
 50 takes effect upon enactment.

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1 DIVISION XIV

2 RELATED STATUTORY CHANGES

3 AGRICULTURAL DRAINAGE WELLS

4 Sec. 57. Section 460.303, subsection 3, Code 2013,
5 is amended to read as follows:

6 3. ~~The Moneys in the fund shall be used~~ are
7 appropriated to support an agricultural drainage well
8 water quality assistance program as provided in section
9 460.304. Moneys shall be used to provide financial
10 incentives under the program, and to defray expenses by
11 the division in administering the program. However,
12 not more than one percent of the money in the fund
13 is available to defray administrative expenses. The
14 division may adopt rules pursuant to chapter 17A to
15 administer this section.

16 DIVISION XV

17 RELATED STATUTORY CHANGES

18 OUTDOOR RECREATION

19 Sec. 58. Section 321G.29, subsection 3, Code 2013,
20 is amended to read as follows:

21 3. An owner of a snowmobile shall apply to the
22 county recorder for issuance of a certificate of
23 title within thirty days after acquisition. The
24 application shall be on forms the department prescribes
25 and accompanied by the required fee. The application
26 ~~shall be signed and sworn to before a notarial~~
27 ~~officer as provided in chapter 9B or other person who~~
28 ~~administers oaths,~~ or shall include a certification
29 signed in writing containing substantially the
30 representation that statements made are true and
31 correct to the best of the applicant's knowledge,
32 information, and belief, under penalty of perjury.
33 The application shall contain the date of sale and
34 gross price of the snowmobile or the fair market value
35 if no sale immediately preceded the transfer and any
36 additional information the department requires. If the
37 application is made for a snowmobile last previously
38 registered or titled in another state or foreign
39 country, the application shall contain this information
40 and any other information the department requires.

41 Sec. 59. Section 321I.31, subsection 3, Code 2013,
42 is amended to read as follows:

43 3. An owner of an all-terrain vehicle shall apply
44 to the county recorder for issuance of a certificate
45 of title within thirty days after acquisition. The
46 application shall be on forms the department prescribes
47 and accompanied by the required fee. The application
48 ~~shall be signed and sworn to before a notary public as~~
49 ~~provided in chapter 9B or other person who administers~~
50 ~~oaths,~~ or shall include a certification signed in

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1 writing containing substantially the representation
 2 that statements made are true and correct to the
 3 best of the applicant's knowledge, information, and
 4 belief, under penalty of perjury. The application
 5 shall contain the date of sale and gross price of
 6 the all-terrain vehicle or the fair market value if
 7 no sale immediately preceded the transfer and any
 8 additional information the department requires. If the
 9 application is made for an all-terrain vehicle last
 10 previously registered or titled in another state or
 11 foreign country, the application shall contain this
 12 information and any other information the department
 13 requires.

14 Sec. 60. REPEAL. Section 461A.3A, Code 2013, is
 15 repealed.

16 DIVISION XVI
 17 RELATED STATUTORY CHANGES
 18 WATERSHED PROTECTION

19 Sec. 61. Section 466B.2, Code 2013, is amended by
 20 adding the following new subsection:

21 NEW SUBSECTION. 2A. "Political subdivision" means a
 22 city, county, or soil and water conservation district.

23 Sec. 62. Section 466B.21, subsection 3, Code 2013,
 24 is amended by striking the subsection.

25 Sec. 63. NEW SECTION. 466B.41 Definitions.

26 As used in this subchapter, unless the context
 27 otherwise requires:

28 1. "Center" means the Iowa nutrient management
 29 center established pursuant to section 466B.47.

30 2. "Division" means the division of soil
 31 conservation within the department of agriculture and
 32 land stewardship as established in section 161A.4.

33 3. "Fund" means the water quality initiative fund
 34 created in section 466B.45.

35 4. "Nutrient" includes nitrogen and phosphorus.

36 Sec. 64. NEW SECTION. 466B.42 Water quality
 37 initiative.

38 The division shall establish a water quality
 39 initiative in order to assess and reduce nutrients in
 40 this state's watersheds, including subwatersheds, and
 41 regional watersheds. The division shall establish
 42 and administer projects to reduce nutrients in
 43 surface waters from nonpoint sources in a scientific,
 44 reasonable, and cost-effective manner. The division
 45 shall utilize a pragmatic, strategic, and coordinated
 46 approach with the goal of accomplishing reductions over
 47 time.

48 Sec. 65. NEW SECTION. 466B.45 Water quality
 49 initiative fund.

50 1. A water quality initiative fund is created in

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1 the state treasury under the management and control of
2 the division.

3 2. The fund shall include moneys appropriated
4 by the general assembly. The fund may include other
5 moneys available to and obtained or accepted by the
6 division, including moneys from public or private
7 sources.

8 3. Moneys in the fund are appropriated to the
9 division and shall be used exclusively to carry out
10 the provisions of this subchapter as determined by
11 the division, and shall not require further special
12 authorization by the general assembly.

13 4. a. Notwithstanding section 12C.7, interest or
14 earnings on moneys in the fund shall be credited to the
15 fund.

16 b. Notwithstanding section 8.33, moneys
17 appropriated or otherwise credited to the fund for a
18 fiscal year shall not revert to the fund from which
19 appropriated at the close of the fiscal year for which
20 the appropriation was made but shall remain available
21 for expenditure for the purposes designated until the
22 close of the fiscal year that begins two years from
23 the beginning date of the fiscal year for which the
24 appropriation was made.

25 Sec. 66. NEW SECTION. 466B.47 Iowa nutrient
26 management center — establishment.

27 1. The state board of regents shall establish and
28 maintain in Iowa City as a part of the state university
29 of Iowa an Iowa nutrient management center.

30 2. a. The center shall be established as
31 a collaborative enterprise among state regent
32 institutions, including entities which are part of the
33 university of Iowa, Iowa state university of science
34 and technology, and university of northern Iowa.

35 b. The center shall cooperate with all of the
36 following:

37 (1) The department of agriculture and land
38 stewardship, including its soil conservation division,
39 and soil and water conservation districts.

40 (2) The department of natural resources.

41 (3) The water resources coordinating council
42 established in section 466B.3.

43 (4) Other interested state agencies or
44 organizations and political subdivisions. The
45 center shall consult as it deems appropriate with the
46 watershed improvement review board as established
47 pursuant to section 466A.3 and local watershed
48 improvement committees as provided in section 466A.4.

49 c. The center shall invite cooperation and
50 participation with interested federal agencies.

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1 Sec. 67. NEW SECTION. 466B.48 Iowa nutrient
2 management center — mission.

3 1. The mission of the Iowa nutrient management
4 center is to provide research needed to quantify
5 the benefits of a water quality initiative which is
6 established to assess and reduce nutrients in this
7 state's watersheds, including subwatersheds, and
8 regional watersheds. The center shall provide for
9 research activities in watersheds and especially
10 those watersheds identified by the water resources
11 coordinating council as provided in section 466B.31
12 where projects are planned or being implemented
13 pursuant to part "A" of this subchapter.

14 2. In conducting research, the center shall do all
15 of the following:

16 a. Advance a fundamental understanding of nutrient
17 management.

18 b. Establish a baseline of conservation practices,
19 and identify trends in soil and water conservation
20 programs, projects, and other initiatives.

21 c. Develop mathematical models to determine the
22 linkage between hydrologic processes and the transport
23 of nutrients.

24 d. Conduct field-based research to evaluate
25 implementation of nutrient management practices.

26 e. Develop and operate a network of sensors in
27 priority watersheds to establish baseline nutrient
28 loads, monitor the impact of nutrient reduction
29 strategies, and support model development.

30 Sec. 68. CODE EDITOR. The Code editor shall codify
31 sections 466B.41 through 466B.46, as enacted in this
32 division of this Act, as a new subchapter, part A, and
33 sections 466B.47 through 466B.50, as enacted in this
34 division of this Act, as a new subchapter, part B.>>

SENATE AMENDMENT

H-1372

1 Amend the amendment, H-1251, to Senate File 406, as
2 passed by the Senate, as follows:

3 1. By striking page 1, line 1, through page 2, line
4 36, and inserting:

5 <Amend Senate File 406, as passed by the Senate, as
6 follows:

7 _____. Page 1, line 13, after <law.> by inserting
8 <The person appointed as administrator must meet the
9 qualifications to be appointed as a mental health
10 advocate.>

11 _____. Page 1, line 17, after <advocate.> by

12 inserting <A mental health advocate serving as of June
 13 30, 2013, shall be deemed to be qualified.>
 14 ____ Page 1, line 22, by striking <or nursing> and
 15 inserting <nursing, or psychology,>
 16 ____ Page 1, line 29, after <advocates.> by
 17 inserting <The procedures for filling a vacant mental
 18 health advocate position assigned to a geographic area
 19 shall require the individual filling the vacancy to
 20 reside within the assigned geographic area.>
 21 ____ Page 8, by striking lines 32 through 35 and
 22 inserting:
 23 <1. The full-time or part-time county employees or
 24 independent contractors paid for mental health advocate
 25 services under section 229.19 immediately prior to
 26 July 1, 2014, shall be appointed as mental health
 27 advocates pursuant to section 216A.172 and shall become
 28 employees>
 29 ____ Page 9, line 4, by striking <salaries>
 30 ____ Page 9, line 8, by striking <inspections and
 31 appeals> and inserting <human rights>
 32 ____ Page 9, line 31, by striking <full-time>
 33 ____ Page 9, line 32, by striking <full-time>
 34 ____ Page 10, line 24, by striking <full-time>
 35 ____ Page 10, line 25, by striking <full-time>>
 36 2. By renumbering as necessary.

M. SMITH of Marshall

H-1373

1 Amend Senate File 296, as amended, passed, and
 2 reprinted by the Senate, as follows:
 3 1. By striking everything after the enacting clause
 4 and inserting:
 5 <DIVISION I
 6 HEALTHY IOWA PLAN
 7 Section 1. NEW SECTION. 249N.1 Title.
 8 This chapter shall be known and may be cited as the
 9 "Healthy Iowa Plan".
 10 Sec. 2. NEW SECTION. 249N.2 Definitions.
 11 As used in this chapter, unless the context
 12 otherwise requires:
 13 1. "Accountable care organization" means a
 14 risk-bearing, integrated health care organization
 15 characterized by a payment and care delivery model that
 16 ties provider reimbursement to quality metrics and
 17 reductions in the total cost of care for an attributed
 18 population of patients.
 19 2. "Affordable Care Act" or "federal Act" means the
 20 federal Patient Protection and Affordable Care Act,
 21 Pub. L. No. 111-148 as amended by the federal Health
 22 Care and Education Reconciliation Act of 2010, Pub. L.

23 No. 111-152.

24 3. "Clean claim" means a claim submitted by a
25 healthy Iowa plan provider that may be adjudicated as
26 paid or denied.

27 4. "Covered benefits" means reimbursable health
28 care services as specified in section 249N.6.

29 5. "Department" means the department of human
30 services.

31 6. "Director" means the director of human services.

32 7. "Essential health benefits" means essential
33 health benefits as defined in section 1302 of the
34 Affordable Care Act, that include at least the general
35 categories and the items and services covered within
36 the categories of ambulatory patient services;
37 emergency services; hospitalization; maternity and
38 newborn care; mental health and substance use disorder
39 services, including behavioral health treatment;
40 prescription drugs; rehabilitative and habilitative
41 services and devices; laboratory services; preventive
42 and wellness services and chronic disease management;
43 and pediatric services, including oral and vision care.

44 8. "Federal approval" means approval by the centers
45 for Medicare and Medicaid services of the United States
46 department of health and human services.

47 9. "Federal poverty level" means the most recently
48 revised poverty income guidelines published by the
49 United States department of health and human services.

50 10. "Full benefits recipient" means an adult who is

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1 eligible for full medical assistance benefits pursuant
2 to chapter 249A under any category of eligibility.

3 11. "Healthy Iowa plan" or "plan" means the healthy
4 Iowa plan established under this chapter.

5 12. "Healthy Iowa plan provider" means any provider
6 enrolled in the medical assistance program or any
7 participating accountable care organization.

8 13. "Healthy Iowa plan provider network" means the
9 health care delivery network approved by the department
10 for healthy Iowa plan members.

11 14. "Medical assistance program" or "Medicaid" means
12 the program paying all or part of the costs of care and
13 services provided to an individual pursuant to chapter
14 249A and Tit. XIX of the federal Social Security Act.

15 15. "Medicare" means the federal Medicare program
16 established pursuant to Tit. XVIII of the federal
17 Social Security Act.

18 16. "Member" means an individual who meets the
19 eligibility requirements of section 249N.5 and is
20 enrolled in the healthy Iowa plan.

21 17. "My health rewards account" means an account

22 established by the department pursuant to section
23 249N.9 on behalf of a member to contain contributions
24 from the member, financial incentives earned by the
25 member, and other payments made by the plan, to be used
26 by the member for payment of required contributions,
27 cost-sharing, and health improvements.

28 18. "Participating accountable care organization"
29 means an accountable care organization approved by the
30 department to participate in the healthy Iowa plan
31 provider network.

32 19. "Preventive care services" means care that is
33 provided to an individual to promote health, prevent
34 disease, or diagnose disease.

35 20. "Primary medical provider" means the primary
36 care provider chosen by a member or to whom a member
37 is assigned to provide and manage the member's primary
38 care and to provide referrals, as necessary and
39 required by the healthy Iowa plan, to other healthy
40 Iowa plan providers.

41 21. "Value-based reimbursement" means a payment
42 methodology that links provider reimbursement to
43 improved performance by health care providers by
44 holding health care providers accountable for both the
45 cost and quality of care provided.

46 Sec. 3. **NEW SECTION.** 249N.3 Purpose —
47 establishment of healthy Iowa plan.

48 1. The purpose of this chapter is to establish and
49 administer a healthy Iowa plan to promote increased
50 access to health care, quality health care outcomes,

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1 and the use of personal responsibility mechanisms that
2 encourage individuals with incomes at or below one
3 hundred percent of the federal poverty level to be
4 cost-conscious consumers of health care and to exhibit
5 healthy behaviors.

6 2. The healthy Iowa plan is established within the
7 medical assistance program and shall be administered by
8 the department. Except as otherwise specified in this
9 chapter, the rules applicable to the medical assistance
10 program pursuant to chapter 249A shall be applicable
11 to the healthy Iowa plan.

12 3. The department may contract with a third-party
13 administrator to provide eligibility determination
14 support, and to administer enrollment, member
15 outreach, my health rewards account services, and other
16 components of the healthy Iowa plan.

17 Sec. 4. **NEW SECTION.** 249N.4 Federal financial
18 participation — limitations of program.

19 1. This chapter shall be implemented only to the
20 extent that federal matching funds are available for

21 nonfederal expenditures under this chapter. Except as
22 otherwise provided in section 249N.11, the department
23 shall not expend funds under this chapter, including
24 but not limited to expenditures for reimbursement of
25 providers and program administration, if appropriated
26 nonfederal funds are not matched by federal financial
27 participation.

28 2. Enrollment in the healthy Iowa plan may be
29 limited, closed, or reduced and the scope and duration
30 of services provided under the healthy Iowa plan may
31 be limited, reduced, or terminated if the department
32 determines that federal financial participation or
33 appropriated nonfederal funds will not be available to
34 pay for existing or additional enrollment costs.

35 3. The provisions of this chapter shall not be
36 construed, are not intended as, and shall not imply a
37 grant of entitlement to services for individuals who
38 are eligible for covered benefits under this chapter
39 or for utilization of services that do not exist or
40 are not otherwise available under this chapter. Any
41 state obligation to provide covered benefits pursuant
42 to this chapter is limited to the extent of the funds
43 appropriated or distributed for the purposes of this
44 chapter.

45 4. The provisions of this chapter shall not be
46 construed and are not intended to affect the provision
47 of services to medical assistance program recipients
48 existing on January 1, 2014.

49 Sec. 5. NEW SECTION. 249N.5 Healthy Iowa plan —
50 eligibility.

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1 1. Except as otherwise provided in this chapter,
2 an individual nineteen through sixty-four years of age
3 shall be eligible for covered benefits specified in
4 this chapter when provided through the healthy Iowa
5 plan provider network as described in this chapter, if
6 the individual meets all of the following conditions:
7 a. The individual meets the citizenship or alienage
8 requirements of the medical assistance program, is a
9 resident of Iowa, and provides a social security number
10 upon application for the plan.
11 b. The individual has household income at or below
12 one hundred percent of the federal poverty level.
13 Household income shall be determined using the modified
14 adjusted gross income methodology pursuant to section
15 2002 of the Affordable Care Act.
16 c. The individual fulfills all other conditions
17 of participation in the healthy Iowa plan, including
18 member financial participation pursuant to section
19 249N.8.

- 20 2. The following individuals are not eligible for
21 the healthy Iowa plan:
- 22 a. An individual eligible as a full benefits
23 recipient under the medical assistance program.
 - 24 b. An individual who is entitled to or enrolled
25 for Medicare benefits under part A, or is enrolled for
26 Medicare benefits under part B, of Tit. XVIII of the
27 federal Social Security Act.
 - 28 c. An individual who is pregnant and otherwise
29 eligible for the medical assistance program pursuant to
30 section 249A.3.
 - 31 d. An individual who has access to affordable
32 employer-sponsored health care coverage, as defined by
33 rule of the department to align with rules adopted by
34 the federal internal revenue service under the federal
35 Affordable Care Act.
- 36 3. a. Each applicant for the healthy Iowa
37 plan shall provide to the department all insurance
38 information required by the health insurance premium
39 payment program in accordance with rules adopted by the
40 department.
- 41 b. The department may elect to pay the
42 cost of premiums for applicants with access
43 to employer-sponsored health care coverage if
44 the department determines such payment to be
45 cost-effective.
 - 46 c. Eligibility for the healthy Iowa plan is a
47 qualifying event under the federal Health Insurance
48 Portability and Accountability Act of 1996, Pub. L. No.
49 104-191.
 - 50 d. If premium payment is provided under this

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- 1 subsection for employer-sponsored health care coverage,
2 the healthy Iowa plan shall supplement such coverage
3 as necessary to provide the covered benefits specified
4 under section 249N.6.
- 5 4. The department shall implement the healthy Iowa
6 plan in a manner that ensures that the healthy Iowa
7 plan is the payor of last resort.
- 8 5. A member is eligible for coverage effective
9 the first day of the month following the month of
10 application for enrollment.
- 11 6. Following initial enrollment, a member is
12 eligible for covered benefits for twelve months,
13 subject to program termination and other limitations
14 otherwise specified in this chapter. The department
15 shall review the member's eligibility on at least an
16 annual basis.
- 17 Sec. 6. NEW SECTION. 249N.6 Healthy Iowa plan —
18 covered benefits.

19 Members shall receive coverage for benefits pursuant
20 to 42 U.S.C. § 1396u-7(b)(1)(B), adjusted as necessary
21 to provide the essential health benefits required
22 pursuant to section 1302 of the federal Act, and
23 including habilitation services consistent with the
24 state medical assistance program section 1915I waiver.
25 Sec. 7. NEW SECTION. 249N.7 Healthy Iowa plan
26 provider network.

27 1. The department shall develop a regionalized
28 healthy Iowa plan provider network statewide.

29 2. The healthy Iowa plan provider network shall
30 include all providers enrolled in the medical
31 assistance program and participating accountable care
32 organizations. Reimbursement under this chapter shall
33 only be made to such healthy Iowa plan providers for
34 covered benefits.

35 3. a. Upon enrollment, a member shall choose a
36 primary medical provider within the healthy Iowa plan
37 provider network.

38 b. If the member does not choose a primary medical
39 provider, the department shall assign the member to
40 a primary medical provider in accordance with the
41 mandatory enrollment provisions specified in rules
42 adopted by the department pursuant to chapter 249A
43 and in accordance with quality data available to the
44 department.

45 c. The department shall develop a mechanism for
46 primary medical providers and participating accountable
47 care organizations within a region to jointly
48 facilitate member care coordination.

49 4. a. The healthy Iowa plan provider network shall
50 include at least one participating accountable care

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1 organization per region with which the department shall
2 contract to ensure the coordination and management
3 of the health of the members within the region, to
4 produce improved health care quality, and to control
5 overall cost. The department shall contract with the
6 acute care teaching hospital located in a county with
7 a population over three hundred fifty thousand to act
8 as a participating accountable care organization within
9 the region specified by the department.

10 b. The department shall establish the
11 qualifications, contracting processes, and
12 contract terms for a participating accountable care
13 organization. The department shall also establish
14 a methodology for attribution of a specified member
15 population to the participating accountable care
16 organization.

17 c. A participating accountable care organization

18 contract shall establish accountability based on
19 quality performance and total cost of care metrics for
20 the attributed population. The metrics shall include
21 but are not limited to risk sharing, including both
22 shared savings and shared costs, between the state and
23 the participating accountable care organization.

24 d. The department shall ensure that payments made
25 to participating accountable care organizations do not
26 exceed available funds in the healthy Iowa account
27 created in section 249N.11.

28 e. The participating accountable care organization
29 shall provide access by members to primary medical
30 providers within thirty miles or thirty minutes of a
31 member's residence, unless such access is technically
32 infeasible.

33 5. To the extent possible, members shall have
34 a choice of providers within the healthy Iowa plan
35 provider network, subject to the results of attribution
36 under this section and subject to all of the following:

37 a. Member choice may be limited by the
38 participating accountable care organization, with prior
39 approval of the department, if the member's health
40 condition would benefit from limiting the member's
41 choice of a healthy Iowa plan provider to ensure
42 coordination of services, or due to overutilization of
43 covered benefits. The participating accountable care
44 organization shall provide thirty days' notice to the
45 member prior to limitation of such choice.

46 b. The department may require that access to
47 services not provided through the participating
48 accountable care organization be subject to prior
49 authorization by the participating accountable care
50 organization, if such prior authorization is projected

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1 to improve health care delivery in the region.

2 6. a. A healthy Iowa plan provider shall submit
3 clean claims within twenty days of the date of
4 provision of a covered benefit to a member.

5 b. A healthy Iowa plan provider shall be reimbursed
6 for covered benefits under the healthy Iowa plan
7 utilizing the same reimbursement methodology as
8 that applicable to individuals eligible for medical
9 assistance under section 249A.3, subsection 1.

10 c. Notwithstanding paragraph "b", a participating
11 accountable care organization under contract with the
12 department shall be reimbursed utilizing a value-based
13 reimbursement methodology.

14 7. a. Healthy Iowa plan providers shall exchange
15 member health information as provided by rule to
16 facilitate coordination and management of care,

17 improved health outcomes, and reduction in costs.
18 b. The department shall provide the health care
19 claims data of attributed members to a member's
20 participating accountable care organization on a
21 timeframe established by rule of the department.
22 Sec. 8. NEW SECTION. 249N.8 Member financial
23 participation.
24 1. Membership in the healthy Iowa plan shall
25 require payment of a monthly contribution and
26 cost-sharing amounts, annually, that align with the
27 cost-sharing limitations requirements for American
28 health benefit exchanges under the Affordable Care
29 Act. Copayments under the healthy Iowa plan shall
30 be applicable only to nonemergency use of a hospital
31 emergency department. Contribution and cost-sharing
32 amounts, including an annual deductible, shall be
33 established by rule of the department.
34 2. a. Even though a member is eligible for
35 coverage effective the first day of the month following
36 the month of application for enrollment, claims for
37 covered benefits shall not be paid until the initial
38 monthly contribution payment is made by the member.
39 If the initial monthly contribution payment is made
40 within sixty days of the eligibility date, claims for
41 covered benefits are payable from the effective date
42 of eligibility.
43 b. Timely payment of monthly contributions,
44 within sixty days of the date the payment is due, is
45 a condition of membership. A member who does not
46 make such timely payment is subject to disenrollment
47 from the plan, following notice from the department.
48 Following such disenrollment, an individual is not
49 eligible for reapplication for membership in the plan
50 for twelve months from the date of disenrollment.

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1 c. A member may request a hardship exemption if
2 a hardship would accrue from imposing payment of the
3 monthly contribution. Information regarding the
4 contribution obligation and the hardship exemption,
5 including the process by which a prospective member may
6 apply for the hardship exemption, shall be provided to
7 a prospective member at the time of application for
8 enrollment.
9 3. Any required member contributions or
10 cost-sharing that are unpaid are a debt owed the state.
11 Sec. 9. NEW SECTION. 249N.9 My health rewards
12 accounts.
13 1. The department shall establish a my health
14 rewards account for each healthy Iowa plan member.
15 2. The plan shall deposit all of the following in a

- 16 member's health rewards account:
- 17 a. All member contributions collected under section
18 249N.8.
- 19 b. Financial incentive payments paid by the plan,
20 annually, for the member's completion of a health risk
21 assessment, completion of an annual physical, receipt
22 of preventive services specified by the plan, or the
23 entering into by a member of a health responsibility
24 and self-sufficiency agreement, as specified by rule of
25 the department.
- 26 c. A payment paid by the plan upon initial
27 enrollment and annually thereafter, of an amount that
28 is the difference between the sum of the required
29 contributions made by the member plus the financial
30 incentive amounts paid by the plan, and the total
31 annual deductible for the member as established by
32 rule.
- 33 3. The moneys in a member's account shall only be
34 distributed from the account and used to improve the
35 health of the member as specified by rule based on best
36 practices. Such uses may include but are not limited
37 to payment for smoking cessation services or nutrition
38 counseling, or payment of required contributions or
39 cost-sharing amounts, exclusive of copayments for
40 nonemergency use of a hospital emergency department.
41 A member's deductible amount under the plan shall be
42 debited against the member's account annually.
- 43 4. If a member demonstrates an established pattern
44 of failure to pay required contribution or cost-sharing
45 amounts, or a pattern of inappropriate use of emergency
46 department or covered benefits, the member may be
47 subject to forfeiture of the funds in the account,
48 following notice from the department.
- 49 5. Any funds remaining in a member's my health
50 rewards account annually at the end of a twelve-month

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- 1 enrollment period are subject to the following:
- 2 a. If the member renews enrollment, the funds
3 shall remain in the account to be used to defray the
4 costs of the member's contributions and cost-sharing
5 requirements in the subsequent enrollment period.
6 However, if the member did not complete the preventive
7 care services specified by the plan during the prior
8 enrollment period, any portion of the remaining amount
9 paid by the plan shall not be used to defray the
10 costs of the member's contributions or cost-sharing
11 requirements in the subsequent enrollment period.
- 12 b. If an individual is no longer eligible for
13 the plan, does not reenroll in the plan, or is
14 terminated from the plan for nonpayment of required

15 contributions or cost-sharing amounts, the plan shall
16 refund a prorated amount of the member's contributions
17 as determined by rule of the department, less any
18 outstanding contributions or cost-sharing owed by the
19 member, to the individual within sixty days of such
20 occurrence. Any portion of the remaining amount in the
21 account paid by the plan shall revert to the healthy
22 Iowa account.

23 Sec. 10. NEW SECTION. 249N.10 Funding — county
24 and county hospital contributions — certified public
25 expenditures.

26 1. Notwithstanding any provision to the contrary
27 relating to the taxes levied by a county pursuant to
28 section 331.424A for which the collection is performed
29 after January 1, 2014, the county treasurer of each
30 county shall distribute thirty-seven and eighty-four
31 hundredths percent of the maximum amount authorized to
32 be levied and collected pursuant to section 331.424A,
33 to the treasurer of state for deposit in the healthy
34 Iowa account created in section 249N.11. One-half
35 of the total amount specified under this subsection
36 shall be distributed by each county treasurer to the
37 treasurer of state by October 15, and one-half of the
38 total amount shall be distributed to the treasurer of
39 state by April 15, annually.

40 2. Notwithstanding any provision to the contrary,
41 for the collection of taxes levied under section 347.7,
42 for which the collection is performed after January
43 1, 2014, the county treasurer of a county with a
44 population over three hundred fifty thousand in which a
45 publicly owned acute care teaching hospital is located
46 shall distribute the proceeds collected pursuant to
47 section 347.7, in a total amount of forty-two million
48 dollars annually, which would otherwise be distributed
49 to the county hospital, to the treasurer of state for
50 deposit in the healthy Iowa account created in section

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1 249N.11 as follows:

2 a. The first nineteen million dollars in
3 collections pursuant to section 347.7, between July
4 1 and December 31 annually, shall be distributed to
5 the treasurer of state for deposit in the healthy Iowa
6 account and collections during this time period in
7 excess of nineteen million dollars shall be distributed
8 to the acute care teaching hospital identified in this
9 subsection. In addition, of the collections during
10 this time period in excess of nineteen million dollars
11 received by the acute care teaching hospital, two
12 million dollars shall be distributed by the acute care
13 teaching hospital to the treasurer of state for deposit

14 in the healthy Iowa account in the month of January
15 following the July 1 through December 31 period.

16 b. The first nineteen million dollars in
17 collections pursuant to section 347.7, between January
18 1 and June 30 annually, shall be distributed to the
19 treasurer of state for deposit in the healthy Iowa
20 account and collections during this time period in
21 excess of nineteen million dollars shall be distributed
22 to the acute care teaching hospital identified in
23 this subsection. In addition, of the collections
24 during this time period in excess of nineteen million
25 dollars received by the acute care teaching hospital,
26 two million dollars shall be distributed by the acute
27 care teaching hospital to the treasurer of state for
28 deposit in the healthy Iowa account in the month of
29 July following the January 1 through June 30 period.

30 3. In addition to the funding specified in this
31 section, the university of Iowa hospitals and clinics
32 shall certify public expenditures in an amount equal to
33 provide the nonfederal share of total expenditures not
34 to exceed thirty million dollars annually.

35 Sec. 11. NEW SECTION. 249N.11 Healthy Iowa
36 account.

37 1. A healthy Iowa account is created in the state
38 treasury under the authority of the department. Moneys
39 appropriated from the general fund of the state to the
40 account, proceeds distributed from county treasurers as
41 specified in section 249N.10, and moneys from any other
42 source credited to the account shall be deposited in
43 the account. Moneys deposited in or credited to the
44 account are appropriated to the department of human
45 services to be used for the purposes of the healthy
46 Iowa plan including administration of the plan and to
47 provide nonfederal matching funds for the healthy Iowa
48 plan, as specified in this chapter. An amount shall
49 be appropriated from the account to the county with a
50 population over three hundred fifty thousand in which a

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1 publicly owned acute care teaching hospital is located,
2 annually, to offset any difference between the amount
3 of proceeds required to be distributed by the county
4 treasurer to the account and the actual amount received
5 by the hospital in reimbursements through the healthy
6 Iowa plan in the preceding fiscal year.

7 2. The account shall be separate from the general
8 fund of the state and shall not be considered part
9 of the general fund of the state. The moneys in
10 the account shall not be considered revenue of the
11 state, but rather shall be funds of the account.
12 The moneys in the account are not subject to

13 section 8.33 and shall not be transferred, used,
 14 obligated, appropriated, or otherwise encumbered,
 15 except to provide for the purposes of this chapter.
 16 Notwithstanding section 12C.7, subsection 2, interest
 17 or earnings on moneys deposited in the account shall
 18 be credited to the account.

19 3. The department shall adopt rules pursuant to
 20 chapter 17A to administer the account.
 21 Sec. 12. NEW SECTION. 249N.12 Adoption of rules —
 22 sole-source administration.

23 1. The department shall adopt rules pursuant to
 24 chapter 17A as necessary to administer this chapter.
 25 The department may adopt emergency rules under section
 26 17A.4, subsection 3, and section 17A.5, subsection 2,
 27 paragraph "b", as necessary for the administration
 28 of this chapter and the rules shall become effective
 29 immediately upon filing or on a later effective date
 30 specified in the rules, unless the effective date is
 31 delayed by the administrative rules review committee.
 32 Any rules adopted in accordance with this section
 33 shall not take effect before the rules are reviewed
 34 by the administrative rules review committee. The
 35 delay authority provided to the administrative rules
 36 review committee under section 17A.4, subsection 7, and
 37 section 17A.8, subsection 9, shall be applicable to a
 38 delay imposed under this section, notwithstanding a
 39 provision in those sections making them inapplicable
 40 to section 17A.5, subsection 2, paragraph "b". Any
 41 rules adopted in accordance with the provisions of this
 42 section shall also be published as notice of intended
 43 action as provided in section 17A.4.

44 2. Notwithstanding section 8.47 or any other
 45 provision of law to the contrary, the department may
 46 utilize a sole-source approach to administer this
 47 chapter.

48 Sec. 13. Section 249J.26, subsection 2, Code 2013,
 49 is amended to read as follows:

50 2. This chapter is repealed ~~October~~ December 31,

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1 2013.

2 Sec. 14. HEALTHY IOWA ACCOUNT — APPROPRIATION FROM
 3 GENERAL FUND — FY 2013-2014. There is appropriated
 4 from the general fund of the state to the department of
 5 human services for the fiscal year beginning July 1,
 6 2013, and ending June 30, 2014, the following amount
 7 or so much thereof as is necessary for the purposes
 8 designated:

9 For deposit in the healthy Iowa account created in
 10 section 249N.11, as enacted in this division of this
 11 Act, to be used for the purposes of the account:

12 \$ 23,000,000

13 Sec. 15. MEDICAL ASSISTANCE APPROPRIATION
14 — TRANSFER TO THE HEALTHY IOWA ACCOUNT — FY
15 2013-2014. Of the funds appropriated to the department
16 of human services from the general fund of the state
17 for the fiscal year beginning July 1, 2013, and ending
18 June 30, 2014, for the medical assistance program,
19 \$35,500,000 is transferred to the healthy Iowa account
20 created in section 249N.11, as enacted in this division
21 of this Act, for the purposes of the account.

22 Sec. 16. DIRECTIVE TO DEPARTMENT OF HUMAN
23 SERVICES. Upon enactment of this division of this
24 Act, the department of human services shall request
25 federal approval of a medical assistance section 1115
26 demonstration waiver to implement this division of this
27 Act effective January 1, 2014.

28 Sec. 17. EFFECTIVE UPON ENACTMENT AND CONTINGENT
29 IMPLEMENTATION.

30 1. This division of this Act, being deemed of
31 immediate importance, takes effect upon enactment.
32 However, the department of human services shall
33 implement this division of this Act effective January
34 1, 2014, contingent and only upon receipt of federal
35 approval of the waiver request submitted under this
36 division of this Act.

37 2. Notwithstanding subsection 1, if any portion
38 of the waiver is denied or if federal approval or
39 financial participation relative to any portion of the
40 waiver is denied, the department shall only implement
41 this division of this Act in accordance with both of
42 the following:

43 a. To the extent that federal approval is received
44 and federal financial participation is available.

45 b. To the extent federal approval is not required
46 and federal participation is not applicable.

47 3. The distributions of taxes levied pursuant
48 to section 331.424A and distributed by each county
49 treasurer to the treasurer of state pursuant to
50 section 249N.10 and the distribution of taxes levied

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1 pursuant to section 347.7 and distributed by the county
2 treasurer of a county with a population over three
3 hundred fifty thousand in which a publicly owned acute
4 care teaching hospital is located to the treasurer
5 of state pursuant to section 249N.10, shall not be
6 distributed until the department of human services
7 has received federal approval of the waiver request
8 submitted under this division of this Act.

9 DIVISION II

10 MEDICAL MALPRACTICE ACTIONS

11 Sec. 18. Section 147.139, Code 2013, is amended to
 12 read as follows:
 13 147.139 Expert witness testimony — standards.
 14 1. If the standard of care given by a physician
 15 and surgeon or an osteopathic physician and surgeon
 16 licensed pursuant to chapter 148, or a dentist licensed
 17 pursuant to chapter 153, is at issue, the court shall
 18 only allow a person to qualify as an expert witness and
 19 to testify on the issue of the appropriate standard of
 20 care if the person's medical or dental qualifications
 21 relate directly to the medical problem or problems at
 22 issue and the type of treatment administered in the
 23 ease, breach of the standard of care, or proximate
 24 cause of any damages or injury as a result of said
 25 breach if all of the following qualifications of the
 26 person are established:
 27 a. The person is licensed to practice medicine,
 28 osteopathic medicine, or dentistry and in the five
 29 years preceding the allegedly negligent act, was
 30 engaged in the active practice of medicine, osteopathic
 31 medicine, or dentistry, or was a qualified instructor
 32 at an accredited university of medicine and surgery,
 33 osteopathic medicine and surgery, or dentistry.
 34 b. The person practices or provides university
 35 instruction in the same or substantially similar
 36 specialty as the defendant.
 37 c. If the defendant is board-certified in a
 38 specialty, the person is also certified in that
 39 specialty by a board recognized by the American board
 40 of medical specialties or the American osteopathic
 41 association and is licensed and in good standing in
 42 each state of licensure, and has not had the person's
 43 license revoked or suspended in the past five years.
 44 2. A person who is not licensed in this state who
 45 testifies pursuant to this section as an expert against
 46 a defendant, whether in contract or tort arising out
 47 of the provision of or failure to provide care, shall
 48 be deemed to hold a temporary license to practice in
 49 this state for the purpose of providing such testimony
 50 and shall be subject to the authority of the applicable

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1 licensing board in this state including but not limited
 2 to section 147.55.
 3 Sec. 19. NEW SECTION. 147.140 Malpractice review
 4 panels.
 5 1. For the purpose of this section, "health care
 6 provider" means a physician and surgeon, osteopathic
 7 physician and surgeon, dentist, podiatric physician,
 8 optometrist, pharmacist, chiropractor, physician
 9 assistant, advanced registered nurse practitioner, or

10 nurse licensed pursuant to this chapter, a facility
11 certified as an ambulatory surgical center under the
12 federal Medicare program, a hospital licensed pursuant
13 to chapter 135B, or a health care facility licensed
14 pursuant to chapter 135C.

15 2. a. Immediately after the filing of any action
16 for personal injury or wrongful death against any
17 health care provider based upon the alleged negligence
18 of the licensee in the practice of that profession
19 or occupation, or upon the alleged negligence of a
20 facility certified as an ambulatory surgical center
21 under the federal Medicare program, hospital, or
22 health care facility in patient care and the answer
23 thereto by all named defendants, the chief judge of
24 the judicial district within which the action is filed
25 shall select a person pursuant to subsection 4 to serve
26 as chairperson of a malpractice review panel to review
27 the validity of the action.

28 b. Upon the selection of the chairperson, all legal
29 proceedings in the malpractice action shall be stayed
30 until thirty days after the malpractice review panel
31 issues its findings under subsection 13.

32 3. a. The chairperson selected pursuant to
33 subsection 2 shall serve as a nonvoting member of the
34 malpractice review panel.

35 b. The chairperson shall select the members of the
36 malpractice review panel pursuant to subsection 6.

37 4. a. All of the following persons shall be
38 eligible to serve on a review panel:

39 (1) Retired judges, and senior judges and retired
40 senior judges as defined in section 602.9202.

41 (2) Health care providers and attorneys recommended
42 by their respective professions to serve on malpractice
43 review panels pursuant to this section. As a condition
44 of licensure as a health care provider or as an
45 attorney in this state, a health care provider or
46 attorney selected to serve on a malpractice review
47 panel shall be required to serve if so selected.

48 (3) Residents of this state who are neither
49 attorneys nor health care providers.

50 b. For purposes of selecting members of a

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1 malpractice review panel, the clerk of the supreme
2 court shall maintain a list of persons identified in
3 paragraph "a", subparagraphs (1) and (2). Persons
4 identified in paragraph "a", subparagraph (3), shall be
5 selected from a current jury pool.

6 5. a. The chairperson of the malpractice review
7 panel shall be compensated. If the chairperson is
8 receiving compensation for the chairperson's service

9 on the review panel pursuant to section 602.1612, the
10 chairperson shall not receive additional compensation
11 for serving on the review panel.

12 b. A resident of this state who is neither an
13 attorney nor a health care provider who is selected as
14 a member of a review panel shall receive fifty dollars
15 per day for participating in hearings and deliberations
16 relating to service on the review panel.

17 c. All members of a review panel shall be
18 reimbursed for travel expenses.

19 6. a. Within ten days of receipt of the
20 notification of selection as chairperson of the
21 malpractice review panel, the chairperson shall select
22 the following persons to serve as members of the
23 malpractice review panel for the particular malpractice
24 action as follows:

25 (1) An attorney licensed to practice law in this
26 state.

27 (2) A health care provider licensed in this state.

28 (3) A resident of this state who is neither an
29 attorney nor a health care provider.

30 b. A person who is not referred to in paragraph "a"
31 may be selected to serve on the review panel if agreed
32 to by all parties to the malpractice action.

33 7. a. Within thirty days of convening the
34 malpractice review panel, a party to the proceedings
35 shall produce to all other parties all medical and
36 health care provider records within the possession
37 or control of the party pertaining to the plaintiff
38 regardless of whether the party believes such records
39 are relevant to the proceedings.

40 b. The chairperson may permit reasonable discovery,
41 and if so allowed, shall determine a timetable for any
42 additional discovery prior to the hearing before the
43 malpractice review panel. Depositions of persons other
44 than the parties and experts designated by the parties
45 shall not be taken except for good cause shown by the
46 party requesting the deposition.

47 c. The chairperson shall have the power to issue
48 subpoenas for both discovery and compulsion of
49 testimony in the same manner and method as the district
50 court.

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1 d. The chairperson shall also determine a date by
2 which the plaintiff must submit a certificate-of-merit
3 affidavit as provided in subsection 8 for each
4 defendant the plaintiff intends to call as a witness to
5 testify with respect to the issues of the applicable
6 standard of care, breach of the applicable standard of
7 care, or causation.

8 8. a. A plaintiff shall submit a separate
9 certificate-of-merit affidavit for each defendant named
10 in the malpractice action. The affidavit submitted
11 for each defendant must be signed by an expert. The
12 affidavit must certify under the oath of the expert all
13 of the following:
14 (1) The expert's statement of familiarity with the
15 applicable standard of care.
16 (2) The expert's statement that the standard of
17 care was breached by the health care provider named as
18 the defendant.
19 (3) The expert's statement of the actions that the
20 health care provider failed to take or should have
21 taken to comply with the standard of care.
22 (4) The expert's statement of the manner by which
23 the breach of the standard of care was the cause of the
24 injury alleged in the petition.
25 b. A single expert need not certify all of the
26 elements in paragraph "a" in regard to one particular
27 defendant, however, each of the elements must be
28 certified by an expert in regard to each defendant.
29 c. If a plaintiff fails to submit a
30 certificate-of-merit affidavit within the time
31 period determined by the chairperson, the chairperson
32 shall file a motion with the district court to dismiss
33 the plaintiff's malpractice action with regard to the
34 defendant for which the certificate-of-merit affidavit
35 was not submitted. The district court shall then
36 dismiss with prejudice the plaintiff's malpractice
37 action against the defendant.
38 9. a. Within six months from the date all members
39 of the malpractice review panel were appointed, unless
40 the time period has been extended by the chairperson
41 for good cause shown by a requesting party, the
42 chairperson of the review panel shall hold a hearing of
43 the full review panel to review the plaintiff's claims
44 and the defendant's defenses. In no event shall any
45 extension cause the hearing to occur more than one year
46 after all review panel members were appointed.
47 b. Except as otherwise provided in this subsection,
48 one combined hearing or hearings shall be held for
49 all claims under this section arising out of the
50 same malpractice action. If the malpractice action

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1 includes more than one defendant, the parties may,
2 upon agreement of all parties, require that separate
3 hearings be held for each defendant or group of
4 defendants. The chairperson may, for good cause shown,
5 order separate hearings.
6 10. At the hearing before the malpractice review

7 panel, all parties who are natural persons shall be
8 personally present and all entity parties shall have
9 a representative present with responsibility for the
10 subject matter that is the subject of the malpractice
11 action. If a plaintiff fails to appear at the hearing,
12 the chairperson shall file a motion with the district
13 court to dismiss the plaintiff's action with prejudice,
14 and the court shall grant the motion. If the defendant
15 fails to appear at the hearing, the defendant shall
16 be precluded from presenting any evidence or making
17 any presentation before the malpractice review panel
18 or at any subsequent trial. The absence of a party
19 or an entity's representative may be excused by the
20 chairperson for good cause shown.

21 11. At the hearing before the malpractice review
22 panel, the plaintiff shall present the plaintiff's
23 case to the review panel and each defendant shall
24 present the defendant's case in response to the
25 plaintiff's presentation. Wide latitude shall be
26 afforded the parties in the conduct of the hearing
27 including but not limited to the right of examination
28 and cross-examination of witnesses by attorneys for
29 the parties. Depositions allowed to be taken under
30 subsection 7 shall be admissible regardless of whether
31 the person deposed is available at the hearing. The
32 Iowa rules of civil procedure shall not apply at
33 the hearing, and evidence may be admitted if such
34 evidence is evidence upon which reasonable persons are
35 accustomed to rely. The chairperson shall make all
36 procedural rulings and such rulings shall be binding
37 and final. The hearing shall be recorded either
38 electronically or by a court reporter. The cost of
39 recording the hearing shall be equally divided among
40 the parties. The record of the proceedings and all
41 documents presented as exhibits shall be confidential
42 except in the following circumstances:

- 43 a. Any testimony or writings made under oath may
44 be used in subsequent proceedings for purposes of
45 impeachment.
- 46 b. The party who made a statement or presented
47 evidence agrees to the submission, use, or disclosure
48 of the statement or evidence.
- 49 c. The parties unanimously agree upon disclosure of
50 any part of the record or proceedings.

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1 12. Upon the conclusion of the hearing, the
2 malpractice review panel may request from any party
3 additional evidence, records, or other information to
4 be submitted in writing or at a continuation of the
5 hearing. A continued hearing shall be held as soon as

6 possible. A continued hearing shall be attended by
7 the same review panel members and parties who attended
8 the initial hearing, unless otherwise agreed to by all
9 parties.

10 13. The malpractice review panel shall issue its
11 findings in writing within thirty days of submission of
12 all presentations and evidence.

13 a. The review panel's findings shall contain
14 answers to all of the following questions:

15 (1) Whether the acts or omissions complained of
16 constitute a deviation from the applicable standard
17 of care by the health care provider charged with such
18 care.

19 (2) If the acts or omissions complained of are
20 found to have constituted a deviation from the
21 applicable standard of care, whether the acts or
22 omissions complained of proximately caused the injury
23 complained of.

24 (3) If negligence on the part of a health care
25 provider is found, whether any negligence on the part
26 of the plaintiff was equal to or greater than the
27 negligence of the health care provider.

28 b. The review panel shall make any affirmative
29 finding by a preponderance of the evidence.

30 c. With regard to each question, the review
31 panel's findings with regard to each question shall be
32 determined by a majority of the panel members. The
33 determination of the answer to any question by any
34 individual review panel member shall be confidential
35 and shall not be disclosed to any party or other member
36 of the public. The findings shall reflect the number
37 of review panel members making a determination of an
38 answer in the affirmative and in making a determination
39 of an answer in the negative. The findings, including
40 the cumulative determinations in the affirmative and
41 the negative for each answer, shall be signed by all
42 review panel members, with each review panel member
43 attesting that the written findings accurately reflect
44 the determinations made.

45 d. The chairperson of the review panel shall serve
46 the findings upon the parties within seven days of
47 the date of the findings. The review panel's written
48 findings shall be preserved until thirty days after
49 final judgment or the action is finally resolved after
50 which time such findings shall be destroyed. All

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1 medical and health care provider records shall be
2 returned to the party providing them to the review
3 panel.

4 e. The deliberations and discussion of the review

5 panel shall be privileged and confidential and a review
6 panel member shall not be asked or compelled to testify
7 at a later proceeding concerning the deliberations,
8 discussions, or findings expressed during the review
9 panel's deliberations, except as such deliberation,
10 discussion, or findings may be required to prove an
11 allegation of intentional fraud. All review panel
12 members and the chairperson shall be immune from
13 liability as a result of participation in or serving
14 as a review panel member, except for instances of
15 intentional fraud by a panel member.

16 14. The effect of the malpractice review panel's
17 findings shall be as follows:

18 a. If the review panel's findings are unanimous and
19 unfavorable to the plaintiff in such a manner as would
20 not permit recovery by the plaintiff if the answers
21 were made at trial, all of the following shall apply:

22 (1) The review panel's findings are admissible
23 in any subsequent court action for professional
24 negligence against the health care provider accused of
25 professional negligence by the claimant based upon the
26 same set of facts which were considered reviewed by the
27 review panel.

28 (2) If the malpractice action proceeds and results
29 in a verdict and judgment for the defendant, the
30 plaintiff shall be required to pay all expert witness
31 fees and court costs incurred by the defendant.

32 (3) If the malpractice action proceeds and results
33 in a verdict and judgment for the plaintiff, any
34 noneconomic damages awarded to the plaintiff shall not
35 exceed two hundred fifty thousand dollars.

36 b. If the review panel's findings are unanimous and
37 unfavorable to the defendant, in such a manner as would
38 permit the plaintiff to recover if the defendant's
39 answers were made at trial, all of the following shall
40 apply:

41 (1) The review panel's findings are admissible
42 in any subsequent court action for professional
43 negligence against the health care provider accused of
44 professional negligence by the claimant based upon the
45 same set of facts which were considered reviewed by the
46 review panel.

47 (2) The defendant shall promptly admit liability or
48 enter into negotiations to pay the plaintiff's claim
49 for damages.

50 (3) If liability is admitted, the claim may be

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1 resubmitted to the review panel upon agreement of the
2 plaintiff and the defendant for a determination of
3 damages. Any determination of damages by the review

4 panel shall be admissible in any subsequent malpractice
5 action.

6 (4) If liability is not admitted and the parties
7 are not able to resolve the claim through settlement
8 negotiations within thirty days after service of the
9 review panel's findings, the plaintiff may proceed with
10 the malpractice action. If the plaintiff obtains a
11 verdict or judgment in excess of the plaintiff's last
12 formal demand in the settlement negotiations following
13 the review panel's findings, the defendant shall be
14 required to pay all expert witness fees and court costs
15 incurred by the plaintiff.

16 15. a. Upon the selection of all members of the
17 malpractice review panel, each party shall pay to the
18 clerk of the district court a filing fee of two hundred
19 fifty dollars.

20 b. Any party may apply to the chairperson of the
21 malpractice review panel for a waiver of the filing
22 fee. The chairperson shall grant the waiver if the
23 party is indigent.

24 c. Any party who is or was an employee of another
25 party at the time of the claimed injury and was acting
26 in the course and scope of employment with such other
27 party shall not be required to pay a filing fee.

28 Sec. 20. NEW SECTION. 622.31A Evidence-based
29 medical practice guidelines — affirmative defense.

30 1. For purposes of this section:

31 a. "Evidence-based medical practice guidelines"
32 means voluntary medical practice parameters or
33 protocols established and released through a recognized
34 physician consensus-building organization approved
35 by the United States department of health and human
36 services, through the American medical association's
37 physician consortium for performance improvement or
38 similar activity, or through a recognized national
39 medical specialty society.

40 b. "Health care provider" means a physician and
41 surgeon, osteopathic physician and surgeon, physician
42 assistant, or advanced registered nurse practitioner.

43 2. In any action for personal injury or wrongful
44 death against any health care provider based upon the
45 alleged negligence of the health care provider in
46 patient care, the health care provider may assert,
47 as an affirmative defense, that the health care
48 provider complied with evidence-based medical practice
49 guidelines in the diagnosis and treatment of a patient.

50 3. A judge may admit evidence-based medical

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1 practice guidelines into evidence if introduced only by
2 a health care provider or by the health care provider's

3 employer and if the health care provider or the health
 4 care provider's employer establishes foundational
 5 evidence in support of the evidence-based medical
 6 practice guidelines as well as evidence that the health
 7 care provider complied with the guidelines. Evidence
 8 of departure from an evidence-based medical practice
 9 guideline is admissible only on the issue of whether
 10 the health care provider is entitled to assert an
 11 affirmative defense.

12 4. This section shall not apply to any of the
 13 following:

14 a. A mistaken determination by the health care
 15 provider that the evidence-based medical practice
 16 guideline applied to a particular patient where
 17 such mistake is caused by the health care provider's
 18 negligence or intentional misconduct.

19 b. The health care provider's failure to properly
 20 follow the evidence-based medical practice guideline
 21 where such failure is caused by the health care
 22 provider's negligence or intentional misconduct. There
 23 shall be no presumption of negligence if a health care
 24 provider does not adhere to an evidence-based medical
 25 practice guideline.>

26 2. Title page, by striking lines 1 through 5
 27 and inserting <An Act relating to health care by
 28 establishing the healthy Iowa plan, affecting medical
 29 malpractice actions, making appropriations, providing
 30 remedies, and including effective date provisions.>

COMMITTEE ON APPROPRIATIONS

H-1374

1 Amend House File 642 as follows:

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

3 <Section 1. Section 423B.1, subsection 1, Code
 4 2013, is amended to read as follows:

5 1. A city or county may impose by ordinance of the
 6 governing body of the city or the board of supervisors
 7 local option taxes authorized by this chapter, subject
 8 to this section ~~and subject to the exception provided~~
 9 ~~in subsection 2.~~

10 Sec. ____. Section 423B.1, subsection 2, Code 2013,
 11 is amended by striking the subsection.

12 Sec. ____. Section 423B.1, subsection 3, Code 2013,
 13 is amended to read as follows:

14 3. A local option tax shall be imposed only after
 15 an election at which a majority of those voting on the
 16 question favors imposition and shall then be imposed
 17 until repealed as provided in subsection 6, paragraph
 18 "a". If the tax is a local vehicle tax imposed by
 19 a county, it shall apply to all incorporated and

20 unincorporated areas of the county. If the tax is
 21 a local sales and services tax imposed by a county,
 22 it shall only apply to ~~those incorporated areas and~~
 23 ~~the unincorporated area of that county in which if a~~
 24 ~~majority of those voting in the unincorporated area~~
 25 ~~on the tax favors its imposition and if the tax is~~
 26 ~~a local sales and services tax imposed by a city it~~
 27 ~~shall only apply to the city if a majority of those~~
 28 ~~voting in the city on the tax favors its imposition.~~
 29 ~~For purposes of the local sales and services tax, all~~
 30 ~~cities contiguous to each other shall be treated as~~
 31 ~~part of one incorporated area and the tax would be~~
 32 ~~imposed in each of those contiguous cities only if the~~
 33 ~~majority of those voting in the total area covered~~
 34 ~~by the contiguous cities favors its imposition. In~~
 35 ~~the case of a local sales and services tax submitted~~
 36 ~~to the registered voters of two or more contiguous~~
 37 ~~counties as provided in subsection 4, paragraph "c",~~
 38 ~~all cities contiguous to each other shall be treated as~~
 39 ~~part of one incorporated area, even if the corporate~~
 40 ~~boundaries of one or more of the cities include areas~~
 41 ~~of more than one county, and the tax shall be imposed~~
 42 ~~in each of those contiguous cities only if a majority~~
 43 ~~of those voting on the tax in the total area covered~~
 44 ~~by the contiguous cities favored its imposition. For~~
 45 ~~purposes of the local sales and services tax, a city is~~
 46 ~~not contiguous to another city if the only road access~~
 47 ~~between the two cities is through another state.>~~
 48 2. Page 2, after line 8 by inserting:
 49 <Sec. ____ Section 423B.1, subsection 4, paragraph
 50 c, Code 2013, is amended by striking the paragraph and

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1 inserting in lieu thereof the following:
 2 c. A city is considered to be located in a county
 3 if over half of the population of the city is located
 4 in that county.
 5 Sec. ____ Section 423B.1, subsection 5, Code 2013,
 6 is amended to read as follows:
 7 5. The county commissioner of elections shall
 8 submit the question of imposition of a local option
 9 tax at an election held on a date specified in section
 10 39.2, subsection 4, paragraph "a". The election shall
 11 not be held sooner than sixty days after publication
 12 of notice of the ballot proposition. The ballot
 13 proposition shall specify the type and rate of tax and,
 14 in the case of a vehicle tax, the classes that will be
 15 exempt and, in the case of a local sales and services
 16 tax, the date it will be imposed which date shall not
 17 be earlier than ninety days following the election.
 18 The ballot proposition shall also specify the

19 approximate amount of local option tax revenues that
 20 will be used for property tax relief and shall contain
 21 a statement as to the specific purpose or purposes for
 22 which the revenues shall otherwise be expended. If
 23 the county board of supervisors or city council, as
 24 applicable, decides under subsection 6 to specify a
 25 date on which the local option sales and services tax
 26 shall automatically be repealed, the date of the repeal
 27 shall also be specified on the ballot. The rate of the
 28 vehicle tax shall be in increments of one dollar per
 29 vehicle as set by the petition seeking to impose the
 30 tax. The rate of a local sales and services tax shall
 31 ~~not be more than one percent as set by the governing~~
 32 ~~body.~~ The state commissioner of elections shall
 33 establish by rule the form for the ballot proposition
 34 which form shall be uniform throughout the state.
 35 Sec. ____ Section 423B.1, subsection 6, paragraph
 36 a, Code 2013, is amended to read as follows:
 37 a. (1) If a majority of those voting on the
 38 question of imposition of a local ~~option vehicle~~
 39 tax favors imposition of a ~~local option~~ the tax, the
 40 governing body of ~~that the~~ county shall impose the
 41 tax at the rate specified for an unlimited period.
 42 ~~However, in the case of a local sales and services tax,~~
 43 ~~the county shall not impose the tax in any incorporated~~
 44 ~~area or the unincorporated area if the majority of~~
 45 ~~those voting on the tax in that area did not favor~~
 46 ~~its imposition. For purposes of the local sales and~~
 47 ~~services tax, all cities contiguous to each other shall~~
 48 ~~be treated as part of one incorporated area and the tax~~
 49 ~~shall be imposed in each of those contiguous cities~~
 50 ~~only if the majority of those voting on the tax in the~~

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1 ~~total area covered by the contiguous cities favored~~
 2 ~~its imposition. In the case of a local sales and~~
 3 ~~services tax submitted to the registered voters of two~~
 4 ~~or more contiguous counties as provided in subsection~~
 5 ~~4, paragraph "c", all cities contiguous to each other~~
 6 ~~shall be treated as part of one incorporated area,~~
 7 ~~even if the corporate boundaries of one or more of~~
 8 ~~the cities include areas of more than one county, and~~
 9 ~~the tax shall be imposed in each of those contiguous~~
 10 ~~cities only if a majority of those voting on the tax~~
 11 ~~in the total area covered by the contiguous cities~~
 12 ~~favored its imposition. If a majority of those voting~~
 13 ~~on the question of imposition of a local option sales~~
 14 ~~and services tax in a city favors imposition of the~~
 15 ~~tax, the governing body of the city shall impose by~~
 16 ~~ordinance the tax at the rate of one percent. If a~~
 17 ~~majority of those voting on the question of imposition~~

18 of a local option sales and services tax in the
 19 unincorporated area of the county favors imposition of
 20 the tax, the governing body of the county shall impose
 21 by ordinance the tax in the unincorporated area of the
 22 county at the rate of one percent.

23 (2) The local option tax may be repealed or the
 24 rate of the local vehicle tax increased or decreased
 25 or the use thereof of a local option tax changed after
 26 an election at which a majority of those voting on the
 27 question of repeal or rate or use change favored the
 28 repeal or rate or use change. The date on which the
 29 repeal, rate, or use change is to take effect shall not
 30 be earlier than ninety days following the election.
 31 The election at which the question of repeal or rate
 32 or use change is offered shall be called and held
 33 in the same manner and under the same conditions as
 34 provided in subsections 4 and 5 for the election on the
 35 imposition of the local option tax. However, in the
 36 case of a local sales and services tax where the tax
 37 has not been imposed countywide, the question of repeal
 38 or imposition or rate or use change shall be voted
 39 on only by the registered voters of the areas of the
 40 county where the tax has been imposed or has not been
 41 imposed, as appropriate. However, the governing body
 42 of the ~~incorporated area~~ city or unincorporated area
 43 where the local sales and services tax is imposed may,
 44 upon its own motion, request the county commissioner of
 45 elections to hold an election in the ~~incorporated city~~
 46 or unincorporated area, as appropriate, on the question
 47 of the change in use of local sales and services tax
 48 revenues. The election may be held at any time but
 49 not sooner than sixty days following publication of
 50 the ballot proposition. If a majority of those voting

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1 in the ~~incorporated city~~ or unincorporated area on the
 2 change in use favors the change, the governing body of
 3 that city or area shall change the use to which the
 4 revenues shall be used. The ballot proposition shall
 5 list the present use of the revenues, the proposed use,
 6 and the date after which revenues received will be used
 7 for the new use.

8 (3) When submitting the question of the imposition
 9 of a local sales and services tax, the county board
 10 of supervisors or the governing body of the city
 11 may direct that the question contain a provision for
 12 the repeal, without election, of the local sales and
 13 services tax on a specific date, which date shall be as
 14 provided in section 423B.6, subsection 1.

15 Sec. ____ Section 423B.1, Code 2013, is amended by
 16 adding the following new subsection:

17 NEW SUBSECTION. 6A. If a proposition for the
 18 imposition of a local sales and services tax submitted
 19 to the voters of a city or unincorporated area of a
 20 county under this section fails to gain approval, the
 21 proposition shall not be resubmitted to the voters
 22 of that jurisdiction in substantially the same form
 23 for a period of three years following the date of the
 24 election and may only be resubmitted to the voters on a
 25 date specified in section 39.2, subsection 4, paragraph
 26 "a".

27 Sec. ____ Section 423B.1, subsection 7, paragraph
 28 b, Code 2013, is amended to read as follows:

29 b. Costs of local option tax elections shall be
 30 apportioned among jurisdictions within the county
 31 voting on the question at the same election on a pro
 32 rata basis in proportion to the number of registered
 33 voters in each taxing jurisdiction voting on the
 34 question and the total number of registered voters in
 35 all of the taxing jurisdictions voting on the question.

36 Sec. ____ Section 423B.1, subsections 8 through 10,
 37 Code 2013, are amended to read as follows:

38 8. Local option taxes authorized to be imposed
 39 as provided in this chapter are a local sales and
 40 services tax and a local vehicle tax. The rate of the
 41 tax shall be in increments of one dollar per vehicle
 42 for a vehicle tax as set on the petition seeking to
 43 impose the vehicle tax. The rate of a local sales and
 44 services tax shall ~~not be more than~~ one percent ~~as set~~
 45 ~~by the governing body.~~

46 9. a. In a county that has imposed a local
 47 ~~option~~ sales and services tax in the unincorporated
 48 area of the county, the board of supervisors shall,
 49 notwithstanding any contrary provision of this chapter,
 50 repeal the local ~~option~~ sales and services tax in the

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1 unincorporated ~~areas or in an incorporated city area in~~
 2 ~~which the tax has been imposed~~ area upon adoption of
 3 its own motion for repeal ~~in the unincorporated areas~~
 4 ~~or upon receipt of a motion adopted by the governing~~
 5 ~~body of that incorporated city area requesting repeal.~~
 6 The board of supervisors shall repeal the local ~~option~~
 7 sales and services tax effective on the later of
 8 the date of the adoption of the repeal motion or the
 9 earliest date specified in section 423B.6, subsection
 10 1. ~~For purposes of this subsection, incorporated city~~
 11 ~~area includes an incorporated city which is contiguous~~
 12 ~~to another incorporated city.~~

13 b. In a city that has imposed a local sales and
 14 services tax, the governing body of the city shall,
 15 notwithstanding any contrary provision of this chapter,

16 repeal the local sales and services tax in the city
 17 upon adoption of its own motion for repeal. The
 18 governing body of the city shall repeal the local sales
 19 and services tax effective on the later of the date of
 20 the adoption of the repeal motion or the earliest date
 21 specified in section 423B.6, subsection 1.

22 10. Notwithstanding subsection 9 or any other
 23 contrary provision of this chapter, a local option
 24 sales and services tax shall not be repealed ~~or reduced~~
 25 ~~in rate~~ if obligations are outstanding which are
 26 payable as provided in section 423B.9, unless funds
 27 sufficient to pay the principal, interest, and premium,
 28 if any, on the outstanding obligations at and prior to
 29 maturity have been properly set aside and pledged for
 30 that purpose.

31 Sec. ____ Section 423B.5, unnumbered paragraph 1,
 32 Code 2013, is amended to read as follows:

33 A local sales and services tax at the rate of ~~not~~
 34 ~~more than~~ one percent may be imposed by a city or
 35 county on the sales price taxed by the state under
 36 chapter 423, subchapter II. A local sales and services
 37 tax shall be imposed on the same basis as the state
 38 sales and services tax or in the case of the use of
 39 natural gas, natural gas service, electricity, or
 40 electric service on the same basis as the state use tax
 41 and shall not be imposed on the sale of any property or
 42 on any service not taxed by the state, except the tax
 43 shall not be imposed on the sales price from the sale
 44 of motor fuel or special fuel as defined in chapter
 45 452A which is consumed for highway use or in watercraft
 46 or aircraft if the fuel tax is paid on the transaction
 47 and a refund has not or will not be allowed, on the
 48 sales price from the sale of equipment by the state
 49 department of transportation, or on the sales price
 50 from the sale or use of natural gas, natural gas

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1 service, electricity, or electric service in a city or
 2 county where the sales price from the sale of natural
 3 gas or electric energy is subject to a franchise fee or
 4 user fee during the period the franchise or user fee is
 5 imposed. A local sales and services tax is applicable
 6 to transactions within ~~those incorporated and the city~~
 7 ~~or unincorporated areas~~ area of the county where it is
 8 imposed and shall be collected by all persons required
 9 to collect state sales taxes. ~~All cities contiguous to~~
 10 ~~each other shall be treated as part of one incorporated~~
 11 ~~area and the tax would be imposed in each of those~~
 12 ~~contiguous cities only if the majority of those voting~~
 13 ~~in the total area covered by the contiguous cities~~
 14 ~~favors its imposition. In the case of a local sales~~

15 and services tax submitted to the registered voters
 16 of two or more contiguous counties as provided in
 17 section 423B.1, subsection 4, paragraph "e", all cities
 18 contiguous to each other shall be treated as part of
 19 one incorporated area, even if the corporate boundaries
 20 of one or more of the cities include areas of more than
 21 one county, and the tax shall be imposed in each of
 22 those contiguous cities only if a majority of those
 23 voting on the tax in the total area covered by the
 24 contiguous cities favored its imposition.

25 Sec. ____ Section 423B.5, unnumbered paragraph 4,
 26 Code 2013, is amended to read as follows:

27 If a local sales and services tax is imposed by
 28 a city or county pursuant to this chapter, a local
 29 excise tax at the same rate shall be imposed by
 30 the city or county on the purchase price of natural
 31 gas, natural gas service, electricity, or electric
 32 service subject to tax under chapter 423, subchapter
 33 III, and not exempted from tax by any provision of
 34 chapter 423, subchapter III. The local excise tax is
 35 applicable only to the use of natural gas, natural gas
 36 service, electricity, or electric service within those
 37 incorporated and unincorporated areas of the county
 38 where it is imposed and, except as otherwise provided
 39 in this chapter, shall be collected and administered in
 40 the same manner as the local sales and services tax.
 41 For purposes of this chapter, "local sales and services
 42 tax" shall also include the local excise tax.

43 Sec. ____ Section 423B.6, subsection 1, paragraphs
 44 b and c, Code 2013, are amended to read as follows:

45 b. A local sales and services tax shall be repealed
 46 only on June 30 or December 31 but not sooner than
 47 ninety days following the favorable election if one is
 48 held. However, a local sales and services tax shall
 49 not be repealed before the tax has been in effect for
 50 one year. At least forty days before the imposition or

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1 repeal of the tax, a the city or county, as applicable,
 2 shall provide notice of the action by certified mail
 3 to the director of revenue.

4 c. The imposition of ~~or a rate change for a~~
 5 local sales and services tax shall not be applied to
 6 purchases from a printed catalog wherein a purchaser
 7 computes the local tax based on rates published in the
 8 catalog unless a minimum of one hundred twenty days'
 9 notice of the imposition ~~or rate change~~ has been given
 10 to the seller from the catalog and the first day of
 11 a calendar quarter has occurred on or after the one
 12 hundred twentieth day.

13 Sec. ____ Section 423B.6, subsection 2, paragraph

14 b, Code 2013, is amended to read as follows:

15 b. The ordinance of a governing body of a city or
16 county board of supervisors imposing a local sales and
17 services tax shall adopt by reference the applicable
18 provisions of the appropriate sections of chapter
19 423. All powers and requirements of the director
20 to administer the state sales tax law and use tax
21 law are applicable to the administration of a local
22 sales and services tax law and the local excise tax,
23 including but not limited to the provisions of section
24 422.25, subsection 4, sections 422.30, 422.67, and
25 422.68, section 422.69, subsection 1, sections 422.70
26 through 422.75, section 423.14, subsection 1 and
27 subsection 2, paragraphs "b" through "e", and sections
28 423.15, 423.23, 423.24, 423.25, 423.31 through 423.35,
29 423.37 through 423.42, 423.46, and 423.47. Local
30 officials shall confer with the director of revenue
31 for assistance in drafting the ordinance imposing a
32 local sales and services tax. A certified copy of the
33 ordinance shall be filed with the director as soon as
34 possible after passage.

35 Sec. ____ Section 423B.6, subsection 3, paragraph
36 b, Code 2013, is amended to read as follows:

37 b. All local tax moneys and interest and penalties
38 received or refunded one hundred eighty days or more
39 after the date on which the city or county repeals its
40 local sales and services tax shall be deposited in or
41 withdrawn from the state general fund.

42 Sec. ____ Section 423B.7, subsection 1, paragraph
43 a, Code 2013, is amended to read as follows:

44 a. Except as provided in paragraph "b", the
45 director shall credit the local sales and services
46 tax receipts and interest and penalties from a
47 county-imposed tax or a city-imposed tax to the
48 county's account in the local sales and services tax
49 fund ~~and from a city-imposed tax under section 423B.1,~~
50 ~~subsection 2, to the city's account in the local sales~~

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1 ~~and services tax fund for the county in which the tax~~
2 ~~was collected.~~ If the director is unable to determine
3 from which county any of the receipts were collected,
4 those receipts shall be allocated among the possible
5 counties based on allocation rules adopted by the
6 director.

7 Sec. ____ Section 423B.7, subsection 5, Code 2013,
8 is amended by striking the subsection.

9 Sec. ____ Section 423B.8, subsection 1, paragraph
10 a, Code 2013, is amended to read as follows:

11 a. The goods, wares, or merchandise are
12 incorporated into an improvement to real estate in

13 fulfillment of a written contract fully executed prior
 14 to the date of the imposition ~~or increase in rate~~ of a
 15 local sales and services tax under this chapter. The
 16 refund shall not apply to equipment transferred in
 17 fulfillment of a mixed construction contract.

18 Sec. ____ Section 423B.10, subsection 1, paragraph
 19 b, Code 2013, is amended to read as follows:

20 b. "Eligible city" means a city in which a local
 21 sales and services tax imposed by the city or county
 22 applies or a city described in section 423B.1,
 23 subsection 2, paragraph "a", Code 2013, and in which an
 24 urban renewal area has been designated.

25 Sec. ____ EFFECT OF ACT — CURRENT LOCAL OPTION

26 TAXES. This Act shall not affect the imposition and
 27 collection of a local option tax imposed, or that will
 28 take effect, as the result of a petition received or
 29 a motion approved under chapter 423B prior to July 1,
 30 2013.

31 Sec. ____ APPLICABILITY.

32 1. This Act applies to petitions received pursuant
 33 to section 423B.1, subsection 4, paragraph "a", on or
 34 after July 1, 2013.

35 2. This Act applies to motions adopted pursuant
 36 to section 423B.1, subsection 4, paragraph "b", on or
 37 after July 1, 2013.>

38 3. Title page, by striking lines 1 through 4
 39 and inserting <An Act relating to the approval
 40 and imposition of local option taxes and including
 41 applicability provisions.>

42 4. By renumbering as necessary.

WATTS of Dallas

H-1375

1 Amend the amendment, H-1306, to Senate File 442, as
 2 passed by the Senate, as follows:

3 1. Page 4, line 14, by striking <139,909,462> and
 4 inserting <82,299,684>

5 2. Page 4, line 20, by striking <2,635,000> and
 6 inserting <1,550,000>

WORTHAN of Buena Vista

H-1376

1 Amend House File 640 as follows:

2 1. Page 1, line 29, by striking <for use in an
 3 engine>

4 2. By striking page 1, line 31, through page 2,
 5 line 6.

6 3. Page 3, line 5, after <fuel> by inserting <that

7 is>

8 4. By renumbering, redesignating, and correcting
9 internal references as necessary.

KLEIN of Washington

H-1377

1 Amend the amendment, H-1373, to Senate File 296,
2 as amended, passed, and reprinted by the Senate, as
3 follows:

4 1. Page 10, after line 34 by inserting:
5 <4. The distribution of county hospital funds to
6 the treasurer of state required under this section
7 shall not be the basis for an increase in the amount
8 levied and a county hospital shall not thereby increase
9 the amount levied pursuant to section 347.7.>

10 2. By renumbering as necessary.

BALTIMORE of Boone

H-1378

1 Amend Senate File 446, as amended, passed, and
2 reprinted by the Senate, as follows:

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

<DIVISION I

DEPARTMENT ON AGING — FY 2013-2014

7 Section 1. DEPARTMENT ON AGING. There is
8 appropriated from the general fund of the state to
9 the department on aging for the fiscal year beginning
10 July 1, 2013, and ending June 30, 2014, the following
11 amount, or so much thereof as is necessary, to be used
12 for the purposes designated:

13 For aging programs for the department on aging and
14 area agencies on aging to provide citizens of Iowa who
15 are 60 years of age and older with case management for
16 frail elders, Iowa's aging and disabilities resource
17 center, and other services which may include but are
18 not limited to adult day services, respite care, chore
19 services, information and assistance, and material aid,
20 for information and options counseling for persons with
21 disabilities who are 18 years of age or older, and
22 for salaries, support, administration, maintenance,
23 and miscellaneous purposes, and for not more than the
24 following full-time equivalent positions:

25 \$ 10,442,086
26 FTEs 35.00

27 1. Funds appropriated in this section may be used
28 to supplement federal funds under federal regulations.
29 To receive funds appropriated in this section, a local

30 area agency on aging shall match the funds with moneys
 31 from other sources according to rules adopted by the
 32 department. Funds appropriated in this section may be
 33 used for elderly services not specifically enumerated
 34 in this section only if approved by an area agency on
 35 aging for provision of the service within the area.

36 2. Of the funds appropriated in this section,
 37 \$279,946 is transferred to the economic development
 38 authority for the Iowa commission on volunteer services
 39 to be used for the retired and senior volunteer
 40 program.

41 3. a. The department on aging shall establish and
 42 enforce procedures relating to expenditure of state and
 43 federal funds by area agencies on aging that require
 44 compliance with both state and federal laws, rules, and
 45 regulations, including but not limited to all of the
 46 following:

47 (1) Requiring that expenditures are incurred only
 48 for goods or services received or performed prior to
 49 the end of the fiscal period designated for use of the
 50 funds.

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1 (2) Prohibiting prepayment for goods or services
 2 not received or performed prior to the end of the
 3 fiscal period designated for use of the funds.

4 (3) Prohibiting the prepayment for goods or
 5 services not defined specifically by good or service,
 6 time period, or recipient.

7 (4) Prohibiting the establishment of accounts from
 8 which future goods or services which are not defined
 9 specifically by good or service, time period, or
 10 recipient, may be purchased.

11 b. The procedures shall provide that if any funds
 12 are expended in a manner that is not in compliance with
 13 the procedures and applicable federal and state laws,
 14 rules, and regulations, and are subsequently subject
 15 to repayment, the area agency on aging expending such
 16 funds in contravention of such procedures, laws, rules
 17 and regulations, not the state, shall be liable for
 18 such repayment.

19 4. Of the funds appropriated in this section,
 20 \$100,000 shall be used to provide for a local long-term
 21 care resident's advocate to administer the certified
 22 volunteer long-term care resident's advocate program
 23 pursuant to section 231.45.

24 DIVISION II

25 DEPARTMENT OF PUBLIC HEALTH — FY 2013-2014
 26 Sec. 2. DEPARTMENT OF PUBLIC HEALTH. There is
 27 appropriated from the general fund of the state to
 28 the department of public health for the fiscal year

29 beginning July 1, 2013, and ending June 30, 2014, the
30 following amounts, or so much thereof as is necessary,
31 to be used for the purposes designated:

32 1. ADDICTIVE DISORDERS

33 For reducing the prevalence of use of tobacco,
34 alcohol, and other drugs, and treating individuals
35 affected by addictive behaviors, including gambling,
36 and for not more than the following full-time
37 equivalent positions:

38 \$ 23,863,690

39 FTEs 13.00

40 a. (1) Of the funds appropriated in this
41 subsection, \$3,648,361 shall be used for the tobacco
42 use prevention and control initiative, including
43 efforts at the state and local levels, as provided
44 in chapter 142A. The commission on tobacco use
45 prevention and control established pursuant to section
46 142A.3 shall advise the director of public health in
47 prioritizing funding needs and the allocation of moneys
48 appropriated for the programs and activities of the
49 initiative under this subparagraph (1) and shall make
50 recommendations to the director in the development of

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1 budget requests relating to the initiative.

2 (2) (a) Of the funds allocated in this paragraph
3 "a", \$453,067 is transferred to the alcoholic beverages
4 division of the department of commerce for enforcement
5 of tobacco laws, regulations, and ordinances and to
6 engage in tobacco control activities approved by the
7 division of tobacco use prevention and control as
8 specified in the memorandum of understanding entered
9 into between the divisions.

10 (b) For the fiscal year beginning July 1, 2013, and
11 ending June 30, 2014, the terms of the memorandum of
12 understanding, entered into between the division of
13 tobacco use prevention and control of the department
14 of public health and the alcoholic beverages division
15 of the department of commerce, governing compliance
16 checks conducted to ensure licensed retail tobacco
17 outlet conformity with tobacco laws, regulations, and
18 ordinances relating to persons under eighteen years of
19 age, shall restrict the number of such checks to one
20 check per retail outlet, and one additional check for
21 any retail outlet found to be in violation during the
22 first check.

23 b. Of the funds appropriated in this subsection,
24 \$20,215,329 shall be used for problem gambling and
25 substance-related disorder prevention, treatment, and
26 recovery services, including a 24-hour helpline, public
27 information resources, professional training, and

28 program evaluation.

29 (1) Of the funds allocated in this paragraph
30 "b", \$17,103,715 shall be used for substance-related
31 disorder prevention and treatment.

32 (a) Of the funds allocated in this subparagraph
33 (1), \$899,300 shall be used for the public purpose of
34 a grant program to provide substance-related disorder
35 prevention programming for children.

36 (i) Of the funds allocated in this subparagraph
37 division (a), \$427,539 shall be used for grant funding
38 for organizations that provide programming for
39 children by utilizing mentors. Programs approved for
40 such grants shall be certified or will be certified
41 within six months of receiving the grant award by the
42 Iowa commission on volunteer services as utilizing
43 the standards for effective practice for mentoring
44 programs.

45 (ii) Of the funds allocated in this subparagraph
46 division (a), \$426,839 shall be used for grant
47 funding for organizations that provide programming
48 that includes youth development and leadership. The
49 programs shall also be recognized as being programs
50 that are scientifically based with evidence of their

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1 effectiveness in reducing substance-related disorders
2 in children.

3 (iii) The department of public health shall utilize
4 a request for proposals process to implement the grant
5 program.

6 (iv) All grant recipients shall participate in a
7 program evaluation as a requirement for receiving grant
8 funds.

9 (v) Of the funds allocated in this subparagraph
10 division (a), up to \$44,922 may be used to administer
11 substance-related disorder prevention grants and for
12 program evaluations.

13 (b) Of the funds allocated in this subparagraph
14 (1), \$272,603 shall be used for culturally competent
15 substance-related disorder treatment pilot projects.

16 (i) The department shall utilize the amount
17 allocated in this subparagraph division (b) for at
18 least three pilot projects to provide culturally
19 competent substance-related disorder treatment in
20 various areas of the state. Each pilot project shall
21 target a particular ethnic minority population. The
22 populations targeted shall include but are not limited
23 to African American, Asian, and Latino.

24 (ii) The pilot project requirements shall provide
25 for documentation or other means to ensure access
26 to the cultural competence approach used by a pilot

27 project so that such approach can be replicated and
28 improved upon in successor programs.

29 (2) Of the funds allocated in this paragraph "b",
30 up to \$3,111,614 may be used for problem gambling
31 prevention, treatment, and recovery services.

32 (a) Of the funds allocated in this subparagraph
33 (2), \$2,573,762 shall be used for problem gambling
34 prevention and treatment.

35 (b) Of the funds allocated in this subparagraph
36 (2), up to \$437,852 may be used for a 24-hour helpline,
37 public information resources, professional training,
38 and program evaluation.

39 (c) Of the funds allocated in this subparagraph
40 (2), up to \$100,000 may be used for the licensing of
41 problem gambling treatment programs.

42 (3) It is the intent of the general assembly that
43 from the moneys allocated in this paragraph "b",
44 persons with a dual diagnosis of substance-related
45 disorder and gambling addiction shall be given priority
46 in treatment services.

47 c. Notwithstanding any provision of law to the
48 contrary, to standardize the availability, delivery,
49 cost of delivery, and accountability of problem
50 gambling and substance-related disorder treatment

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1 services statewide, the department shall continue
2 implementation of a process to create a system for
3 delivery of treatment services in accordance with the
4 requirements specified in 2008 Iowa Acts, chapter
5 1187, section 3, subsection 4. To ensure the system
6 provides a continuum of treatment services that best
7 meets the needs of Iowans, the problem gambling and
8 substance-related disorder treatment services in any
9 area may be provided either by a single agency or by
10 separate agencies submitting a joint proposal.

11 (1) The system for delivery of substance-related
12 disorder and problem gambling treatment shall include
13 problem gambling prevention.

14 (2) The system for delivery of substance-related
15 disorder and problem gambling treatment shall include
16 substance-related disorder prevention by July 1, 2014.

17 (3) Of the funds allocated in paragraph "b", the
18 department may use up to \$100,000 for administrative
19 costs to continue developing and implementing the
20 process in accordance with this paragraph "c".

21 d. The requirement of section 123.53, subsection
22 5, is met by the appropriations and allocations made
23 in this Act for purposes of substance-related disorder
24 treatment and addictive disorders for the fiscal year
25 beginning July 1, 2013.

26 e. The department of public health shall work with
 27 all other departments that fund substance-related
 28 disorder prevention and treatment services and all
 29 such departments shall, to the extent necessary,
 30 collectively meet the state maintenance of effort
 31 requirements for expenditures for substance-related
 32 disorder services as required under the federal
 33 substance-related disorder prevention and treatment
 34 block grant.

35 2. HEALTHY CHILDREN AND FAMILIES

36 For promoting the optimum health status for
 37 children, adolescents from birth through 21 years of
 38 age, and families, and for not more than the following
 39 full-time equivalent positions:

40 \$ 2,653,559

41 FTEs 10.00

42 a. Of the funds appropriated in this subsection,
 43 not more than \$734,841 shall be used for the healthy
 44 opportunities to experience success (HOPES)-healthy
 45 families Iowa (HFI) program established pursuant to
 46 section 135.106. The funding shall be distributed to
 47 renew the grants that were provided to the grantees
 48 that operated the program during the fiscal year ending
 49 June 30, 2013.

50 b. In order to implement the legislative intent

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1 stated in sections 135.106 and 256I.9, that priority
 2 for home visitation program funding be given to
 3 programs using evidence-based or promising models
 4 for home visitation, it is the intent of the general
 5 assembly to phase-in the funding priority in accordance
 6 with 2012 Iowa Acts, chapter 129, section 2, subsection
 7 2, paragraph 0b.

8 c. Of the funds appropriated in this subsection,
 9 \$327,887 shall be used to continue to address the
 10 healthy mental development of children from birth
 11 through five years of age through local evidence-based
 12 strategies that engage both the public and private
 13 sectors in promoting healthy development, prevention,
 14 and treatment for children.

15 d. Of the funds appropriated in this subsection,
 16 \$31,597 shall be distributed to a statewide dental
 17 carrier to provide funds to continue the donated dental
 18 services program patterned after the projects developed
 19 by the lifeline network to provide dental services to
 20 indigent elderly and disabled individuals.

21 e. Of the funds appropriated in this subsection,
 22 \$111,995 shall be used for childhood obesity
 23 prevention.

24 f. Of the funds appropriated in this subsection,

25 \$162,768 shall be used to provide audiological services
 26 and hearing aids for children. The department may
 27 enter into a contract to administer this paragraph.
 28 g. Of the funds appropriated in this subsection,
 29 \$25,000 is transferred to the university of Iowa
 30 college of dentistry for provision of primary dental
 31 services to children. State funds shall be matched
 32 on a dollar-for-dollar basis. The university of Iowa
 33 college of dentistry shall coordinate efforts with the
 34 department of public health, bureau of oral and health
 35 delivery systems, to provide dental care to underserved
 36 populations throughout the state.
 37 h. Of the funds appropriated in this subsection,
 38 \$50,000 shall be used to address youth suicide
 39 prevention.

40 3. CHRONIC CONDITIONS

41 For serving individuals identified as having chronic
 42 conditions or special health care needs, and for not
 43 more than the following full-time equivalent positions:
 44 \$ 4,155,429
 45 FTEs 4.00

46 a. Of the funds appropriated in this subsection,
 47 \$159,932 shall be used for grants to individual
 48 patients who have phenylketonuria (PKU) to assist with
 49 the costs of necessary special foods.
 50 b. Of the funds appropriated in this subsection,

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1 \$481,644 is allocated for continuation of the contracts
 2 for resource facilitator services in accordance with
 3 section 135.22B, subsection 9, and for brain injury
 4 training services and recruiting of service providers
 5 to increase the capacity within this state to address
 6 the needs of individuals with brain injuries and such
 7 individuals' families.

8 c. Of the funds appropriated in this subsection,
 9 \$547,982 shall be used as additional funding to
 10 leverage federal funding through the federal Ryan
 11 White Care Act, Tit. II, AIDS drug assistance program
 12 supplemental drug treatment grants.

13 d. Of the funds appropriated in this subsection,
 14 \$99,823 shall be used for the public purpose of
 15 providing a grant to an existing national-affiliated
 16 organization to provide education, client-centered
 17 programs, and client and family support for people
 18 living with epilepsy and their families.

19 e. Of the funds appropriated in this subsection,
 20 \$785,114 shall be used for child health specialty
 21 clinics.

22 f. Of the funds appropriated in this subsection,
 23 \$200,000 shall be used by the regional autism

24 assistance program established pursuant to section
 25 256.35, and administered by the child health specialty
 26 clinic located at the university of Iowa hospitals
 27 and clinics. The funds shall be used to enhance
 28 interagency collaboration and coordination of
 29 educational, medical, and other human services for
 30 persons with autism, their families, and providers of
 31 services, including delivering regionalized services of
 32 care coordination, family navigation, and integration
 33 of services through the statewide system of regional
 34 child health specialty clinics and fulfilling other
 35 requirements as specified in chapter 225D, creating the
 36 autism support program, as enacted in this Act. The
 37 university of Iowa shall not receive funds allocated
 38 under this paragraph for indirect costs associated with
 39 the regional autism assistance program.

40 g. Of the funds appropriated in this subsection,
 41 \$470,993 shall be used for the comprehensive cancer
 42 control program to reduce the burden of cancer in
 43 Iowa through prevention, early detection, effective
 44 treatment, and ensuring quality of life. Of the funds
 45 allocated in this lettered paragraph, \$150,000 shall
 46 be used to support a melanoma research symposium,
 47 a melanoma biorepository and registry, basic and
 48 translational melanoma research, and clinical trials.

49 h. Of the funds appropriated in this subsection,
 50 \$126,450 shall be used for cervical and colon cancer

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1 screening, and \$500,000 shall be used to enhance the
 2 capacity of the cervical cancer screening program to
 3 include provision of recommended prevention and early
 4 detection measures to a broader range of low-income
 5 women.

6 i. Of the funds appropriated in this subsection,
 7 \$526,695 shall be used for the center for congenital
 8 and inherited disorders.

9 j. Of the funds appropriated in this subsection,
 10 \$129,411 shall be used for the prescription drug
 11 donation repository program created in chapter 135M.

12 4. COMMUNITY CAPACITY

13 For strengthening the health care delivery system at
 14 the local level, and for not more than the following
 15 full-time equivalent positions:

16	\$ 4,685,154
17	FTEs 14.00

18 a. Of the funds appropriated in this subsection,
 19 \$99,414 is allocated for a child vision screening
 20 program implemented through the university of Iowa
 21 hospitals and clinics in collaboration with early
 22 childhood Iowa areas. The program shall submit a

23 report to the individuals identified in this Act
24 for submission of reports regarding the use of funds
25 allocated under this paragraph "a". The report shall
26 include the objectives and results for the year of
27 the program's implementation including the target
28 population and how the funds allocated assisted the
29 program in meeting the objectives; the number, age, and
30 location within the state of individuals served; the
31 type of services provided to the individuals served;
32 the distribution of funds based on service provided;
33 and the continuing needs of the program.

34 b. Of the funds appropriated in this subsection,
35 \$110,656 is allocated for continuation of an initiative
36 implemented at the university of Iowa and \$99,904 is
37 allocated for continuation of an initiative at the
38 state mental health institute at Cherokee to expand
39 and improve the workforce engaged in mental health
40 treatment and services. The initiatives shall receive
41 input from the university of Iowa, the department of
42 human services, the department of public health, and
43 the mental health and disability services commission to
44 address the focus of the initiatives.

45 c. Of the funds appropriated in this subsection,
46 \$1,164,628 shall be used for essential public health
47 services that promote healthy aging throughout the
48 lifespan, contracted through a formula for local boards
49 of health, to enhance health promotion and disease
50 prevention services.

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1 d. Of the funds appropriated in this section,
2 \$99,286 shall be deposited in the governmental public
3 health system fund created in section 135A.8 to be used
4 for the purposes of the fund.

5 e. Of the funds appropriated in this subsection,
6 \$105,448 shall be used for the mental health
7 professional shortage area program implemented pursuant
8 to section 135.180.

9 f. Of the funds appropriated in this subsection,
10 \$50,000 shall be used for a grant to a statewide
11 association of psychologists that is affiliated
12 with the American psychological association to be
13 used for continuation of a program to rotate intern
14 psychologists in placements in urban and rural mental
15 health professional shortage areas, as defined in
16 section 135.180.

17 g. Of the funds appropriated in this subsection,
18 the following amounts shall be allocated to the Iowa
19 collaborative safety net provider network established
20 pursuant to section 135.153 to be used for the purposes
21 designated. The following amounts allocated under

22 this lettered paragraph shall be distributed to
 23 the specified provider and shall not be reduced for
 24 administrative or other costs prior to distribution:
 25 (1) For distribution to the Iowa primary care
 26 association to be used to establish a grant program
 27 for training sexual assault response team (SART)
 28 members, including representatives of law enforcement,
 29 victim advocates, prosecutors, and certified medical
 30 personnel:
 31 \$ 50,000
 32 (2) For distribution to federally qualified health
 33 centers for necessary infrastructure, statewide
 34 coordination, provider recruitment, service delivery,
 35 and provision of assistance to patients in determining
 36 an appropriate medical home:
 37 \$ 75,000
 38 (3) For distribution to the local boards of health
 39 that provide direct services for pilot programs in
 40 three counties to assist patients in determining an
 41 appropriate medical home:
 42 \$ 77,153
 43 (4) For distribution to maternal and child health
 44 centers for pilot programs in three counties to assist
 45 patients in determining an appropriate medical home:
 46 \$ 95,126
 47 (5) For distribution to free clinics for necessary
 48 infrastructure, statewide coordination, provider
 49 recruitment, service delivery, and provision of
 50 assistance to patients in determining an appropriate

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1 medical home:
 2 \$ 273,322
 3 (6) For distribution to rural health clinics for
 4 necessary infrastructure, statewide coordination,
 5 provider recruitment, service delivery, and provision
 6 of assistance to patients in determining an appropriate
 7 medical home:
 8 \$ 141,544
 9 (7) For continuation of the safety net provider
 10 patient access to specialty health care initiative as
 11 described in 2007 Iowa Acts, chapter 218, section 109:
 12 \$ 308,474
 13 (8) For continuation of the pharmaceutical
 14 infrastructure for safety net providers as described in
 15 2007 Iowa Acts, chapter 218, section 108:
 16 \$ 318,415
 17 The Iowa collaborative safety net provider network
 18 may continue to distribute funds allocated pursuant to
 19 this lettered paragraph through existing contracts or
 20 renewal of existing contracts.

- 21 h. Of the funds appropriated in this subsection,
22 \$222,025 is transferred to the department of
23 workforce development to continue to implement the
24 recommendations in the final report submitted to the
25 governor and the general assembly in March 2012, by
26 the direct care worker advisory council established
27 pursuant to 2008 Iowa Acts, chapter 1188, section 69,
28 and the direct care worker advisory council shall be
29 eliminated effective June 30, 2013.
- 30 i. Of the funds appropriated in this subsection,
31 the department may use up to \$58,175 for up to one
32 full-time equivalent position to administer the
33 volunteer health care provider program pursuant to
34 section 135.24.
- 35 j. Of the funds appropriated in this subsection,
36 \$49,707 shall be used for a matching dental education
37 loan repayment program to be allocated to a dental
38 nonprofit health service corporation to develop the
39 criteria and implement the loan repayment program.
- 40 k. Of the funds appropriated in this subsection,
41 \$105,823 is transferred to the college student aid
42 commission for deposit in the rural Iowa primary care
43 trust fund created in section 261.113 to be used for
44 the purposes of the fund.
- 45 l. Of the funds appropriated in this subsection,
46 \$50,000 shall be used for the purposes of the Iowa
47 donor registry as specified in section 142C.18.
- 48 m. Of the funds appropriated in this subsection,
49 \$100,000 shall be used for continuation of a grant to a
50 nationally affiliated volunteer eye organization that

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- 1 has an established program for children and adults
2 and that is solely dedicated to preserving sight and
3 preventing blindness through education, nationally
4 certified vision screening and training, and community
5 and patient service programs. The organization shall
6 submit a report to the individuals identified in this
7 Act for submission of reports regarding the use of
8 funds allocated under this paragraph "m". The report
9 shall include the objectives and results for the year
10 of the program's implementation including the target
11 population and how the funds allocated assisted the
12 program in meeting the objectives; the number, age, and
13 location within the state of individuals served; the
14 type of services provided to the individuals served;
15 the distribution of funds based on service provided;
16 and the continuing needs of the program.
- 17 n. Of the funds appropriated in this section,
18 \$50,000 shall be distributed to a statewide nonprofit
19 organization to be used for the public purpose of

20 supporting a partnership between medical providers and
21 parents through community health centers to promote
22 reading and encourage literacy skills so children enter
23 school prepared for success in reading.

24 o. A portion of the funds appropriated in this
25 subsection that are not allocated, used, obligated,
26 or otherwise encumbered may be used to administer the
27 vision screening program created pursuant to section
28 135.39D, as enacted by 2013 Iowa Acts, Senate File 419.

29 5. HEALTHY AGING

30 To provide public health services that reduce risks
31 and invest in promoting and protecting good health over
32 the course of a lifetime with a priority given to older
33 Iowans and vulnerable populations:

34 \$ 7,297,142

35 a. Of the funds appropriated in this subsection,
36 \$2,009,187 shall be used for local public health
37 nursing services.

38 b. Of the funds appropriated in this subsection,
39 \$5,287,955 shall be used for home care aide services.

40 6. ENVIRONMENTAL HAZARDS

41 For reducing the public's exposure to hazards in the
42 environment, primarily chemical hazards, and for not
43 more than the following full-time equivalent positions:

44 \$ 803,870

45 FTEs 4.00

46 Of the funds appropriated in this subsection,
47 \$537,750 shall be used for childhood lead poisoning
48 provisions.

49 7. INFECTIOUS DISEASES

50 For reducing the incidence and prevalence of

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1 communicable diseases, and for not more than the
2 following full-time equivalent positions:

3 \$ 1,335,155

4 FTEs 4.00

5 8. PUBLIC PROTECTION

6 For protecting the health and safety of the
7 public through establishing standards and enforcing
8 regulations, and for not more than the following
9 full-time equivalent positions:

10 \$ 3,203,771

11 FTEs 131.00

12 a. Of the funds appropriated in this subsection,
13 not more than \$454,700 shall be credited to the
14 emergency medical services fund created in section
15 135.25. Moneys in the emergency medical services fund
16 are appropriated to the department to be used for the
17 purposes of the fund.

18 b. Of the funds appropriated in this subsection,

19 \$203,032 shall be used for sexual violence prevention
20 programming through a statewide organization
21 representing programs serving victims of sexual
22 violence through the department's sexual violence
23 prevention program. The amount allocated in this
24 lettered paragraph shall not be used to supplant
25 funding administered for other sexual violence
26 prevention or victims assistance programs.

27 c. Of the funds appropriated in this subsection,
28 not more than \$523,751 shall be used for the state
29 poison control center.

30 d. Of the funds appropriated in this section,
31 \$368,000 shall be used for maintenance of environmental
32 health programs to ensure public safety.

33 e. Of the funds appropriated in this section,
34 \$28,000 shall be used as one-time funding to transition
35 the licensing of orthotists, prosthetists, and
36 pedorthists to a fee-supported licensing model. The
37 fee-supported model shall provide for repayment of the
38 funds allocated under this paragraph to the general
39 fund of the state by June 30, 2015.

40 f. Of the funds appropriated in this section,
41 \$28,644 shall be used for the costs of the emergency
42 medical services task force as enacted in this Act.

43 9. RESOURCE MANAGEMENT

44 For establishing and sustaining the overall
45 ability of the department to deliver services to the
46 public, and for not more than the following full-time
47 equivalent positions:

48	\$	804,054
49	FTEs	5.00

50 The university of Iowa hospitals and clinics under

1 the control of the state board of regents shall not
2 receive indirect costs from the funds appropriated in
3 this section. The university of Iowa hospitals and
4 clinics billings to the department shall be on at least
5 a quarterly basis.

6 DIVISION III

7 DEPARTMENT OF VETERANS AFFAIRS — FY 2013-2014

8 Sec. 3. DEPARTMENT OF VETERANS AFFAIRS. There is
9 appropriated from the general fund of the state to the
10 department of veterans affairs for the fiscal year
11 beginning July 1, 2013, and ending June 30, 2014, the
12 following amounts, or so much thereof as is necessary,
13 to be used for the purposes designated:

14 1. DEPARTMENT OF VETERANS AFFAIRS ADMINISTRATION

15 For salaries, support, maintenance, and
16 miscellaneous purposes, including the war orphans
17 educational assistance fund created in section 35.8,

18 or a successor funding provision for war orphans
19 educational assistance, if enacted, and for not more
20 than the following full-time equivalent positions:

21 \$ 1,093,508
22 FTEs 13.00

23 2. IOWA VETERANS HOME

24 For salaries, support, maintenance, and
25 miscellaneous purposes:

26 \$ 7,525,714

27 a. The Iowa veterans home billings involving the
28 department of human services shall be submitted to the
29 department on at least a monthly basis.

30 b. If there is a change in the employer of
31 employees providing services at the Iowa veterans home
32 under a collective bargaining agreement, such employees
33 and the agreement shall be continued by the successor
34 employer as though there had not been a change in
35 employer.

36 c. Within available resources and in conformance
37 with associated state and federal program eligibility
38 requirements, the Iowa veterans home may implement
39 measures to provide financial assistance to or
40 on behalf of veterans or their spouses who are
41 participating in the community reentry program.

42 d. The Iowa veterans home expenditure report
43 shall be submitted monthly to the legislative services
44 agency.

45 3. HOME OWNERSHIP ASSISTANCE PROGRAM

46 For transfer to the Iowa finance authority for the
47 continuation of the home ownership assistance program
48 for persons who are or were eligible members of the
49 armed forces of the United States, pursuant to section
50 16.54:

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1 \$ 1,600,000

2 Sec. 4. LIMITATION OF COUNTY COMMISSIONS OF VETERAN
3 AFFAIRS FUND STANDING APPROPRIATIONS. Notwithstanding
4 the standing appropriation in the following designated
5 section for the fiscal year beginning July 1, 2013, and
6 ending June 30, 2014, the amounts appropriated from the
7 general fund of the state pursuant to that section for
8 the following designated purposes shall not exceed the
9 following amount:

10 For the county commissions of veteran affairs fund
11 under section 35A.16:

12 \$ 990,000

13 DIVISION IV

14 DEPARTMENT OF HUMAN SERVICES — FY 2013-2014

15 Sec. 5. TEMPORARY ASSISTANCE FOR NEEDY FAMILIES
16 BLOCK GRANT. There is appropriated from the fund

17 created in section 8.41 to the department of human
18 services for the fiscal year beginning July 1, 2013,
19 and ending June 30, 2014, from moneys received under
20 the federal temporary assistance for needy families
21 (TANF) block grant pursuant to the federal Personal
22 Responsibility and Work Opportunity Reconciliation
23 Act of 1996, Pub. L. No. 104-193, and successor
24 legislation, the following amounts, or so much
25 thereof as is necessary, to be used for the purposes
26 designated:

27 1. To be credited to the family investment program
28 account and used for assistance under the family
29 investment program under chapter 239B:

30 \$ 18,116,948

31 2. To be credited to the family investment program
32 account and used for the job opportunities and
33 basic skills (JOBS) program and implementing family
34 investment agreements in accordance with chapter 239B:

35 \$ 11,866,439

36 3. To be used for the family development and
37 self-sufficiency grant program in accordance with
38 section 216A.107:

39 \$ 2,898,980

40 Notwithstanding section 8.33, moneys appropriated in
41 this subsection that remain unencumbered or unobligated
42 at the close of the fiscal year shall not revert but
43 shall remain available for expenditure for the purposes
44 designated until the close of the succeeding fiscal
45 year. However, unless such moneys are encumbered or
46 obligated on or before September 30, 2014, the moneys
47 shall revert.

48 4. For field operations:

49 \$ 31,296,232

50 5. For general administration:

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1 \$ 3,744,000

2 6. For state child care assistance:

3 \$ 25,732,687

4 The funds appropriated in this subsection are
5 transferred to the child care and development block
6 grant appropriation made by the Eighty-fifth General
7 Assembly, 2013 Session, for the federal fiscal year
8 beginning October 1, 2013, and ending September 30,
9 2014. Of this amount, \$200,000 shall be used for
10 provision of educational opportunities to registered
11 child care home providers in order to improve services
12 and programs offered by this category of providers and
13 to increase the number of providers. The department
14 may contract with institutions of higher education or
15 child care resource and referral centers to provide the

16 educational opportunities. Allowable administrative
17 costs under the contracts shall not exceed 5 percent.
18 The application for a grant shall not exceed two pages
19 in length.

20 7. For distribution to counties or regions for
21 services for persons with mental illness or an
22 intellectual disability:

23 \$ 4,894,052

24 8. For child and family services:

25 \$ 32,084,430

26 9. For child abuse prevention grants:

27 \$ 125,000

28 10. For pregnancy prevention grants on the
29 condition that family planning services are funded:

30 \$ 1,930,067

31 Pregnancy prevention grants shall be awarded to
32 programs in existence on or before July 1, 2013, if the
33 programs have demonstrated positive outcomes. Grants
34 shall be awarded to pregnancy prevention programs
35 which are developed after July 1, 2013, if the programs
36 are based on existing models that have demonstrated
37 positive outcomes. Grants shall comply with the
38 requirements provided in 1997 Iowa Acts, chapter
39 208, section 14, subsections 1 and 2, including the
40 requirement that grant programs must emphasize sexual
41 abstinence. Priority in the awarding of grants shall
42 be given to programs that serve areas of the state
43 which demonstrate the highest percentage of unplanned
44 pregnancies of females of childbearing age within the
45 geographic area to be served by the grant.

46 11. For technology needs and other resources

47 necessary to meet federal welfare reform reporting,
48 tracking, and case management requirements:

49 \$ 1,037,186

50 12. For the family investment program share of

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1 the costs to develop and maintain a new, integrated
2 eligibility determination system:

3 \$ 5,050,451

4 13. a. Notwithstanding any provision to the
5 contrary, including but not limited to requirements
6 in section 8.41 or provisions in 2012 or 2013 Iowa
7 Acts regarding the receipt and appropriation of
8 federal block grants, federal funds from the temporary
9 assistance for needy families block grant received by
10 the state not otherwise appropriated in this section
11 and remaining available for the fiscal year beginning
12 July 1, 2013, are appropriated to the department of
13 human services to the extent as may be necessary to
14 be used in the following priority order: the family

15 investment program, for state child care assistance
 16 program payments for individuals enrolled in the
 17 family investment program who are employed, and
 18 for the family investment program share of costs to
 19 develop and maintain a new, integrated eligibility
 20 determination system. The federal funds appropriated
 21 in this paragraph "a" shall be expended only after
 22 all other funds appropriated in subsection 1 for
 23 the assistance under the family investment program,
 24 in subsection 6 for child care assistance, or in
 25 subsection 12 for the family investment program share
 26 of the costs to develop and maintain a new, integrated
 27 eligibility determination system, as applicable, have
 28 been expended.

29 b. The department shall, on a quarterly basis,
 30 advise the legislative services agency and department
 31 of management of the amount of funds appropriated in
 32 this subsection that was expended in the prior quarter.

33 14. Of the amounts appropriated in this section,
 34 \$12,962,008 for the fiscal year beginning July 1, 2013,
 35 is transferred to the appropriation of the federal
 36 social services block grant made to the department of
 37 human services for that fiscal year.

38 15. For continuation of the program providing
 39 categorical eligibility for the food assistance program
 40 as specified for the program in the section of this
 41 division relating to the family investment program
 42 account:

43 \$ 25,000

44 16. The department may transfer funds allocated
 45 in this section to the appropriations made in this
 46 division of this Act for the same fiscal year for
 47 general administration and field operations for
 48 resources necessary to implement and operate the
 49 services referred to in this section and those funded
 50 in the appropriation made in this division of this Act

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1 for the same fiscal year for the family investment
 2 program from the general fund of the state.

3 **Sec. 6. FAMILY INVESTMENT PROGRAM ACCOUNT.**

4 1. Moneys credited to the family investment program
 5 (FIP) account for the fiscal year beginning July
 6 1, 2013, and ending June 30, 2014, shall be used to
 7 provide assistance in accordance with chapter 239B.

8 2. The department may use a portion of the moneys
 9 credited to the FIP account under this section as
 10 necessary for salaries, support, maintenance, and
 11 miscellaneous purposes.

12 3. The department may transfer funds allocated
 13 in this section to the appropriations made in this

14 division of this Act for the same fiscal year for
15 general administration and field operations for
16 resources necessary to implement and operate the
17 services referred to in this section and those funded
18 in the appropriation made in this division of this Act
19 for the same fiscal year for the family investment
20 program from the general fund of the state.

21 4. Moneys appropriated in this division of this Act
22 and credited to the FIP account for the fiscal year
23 beginning July 1, 2013, and ending June 30, 2014, are
24 allocated as follows:

25 a. To be retained by the department of human
26 services to be used for coordinating with the
27 department of human rights to more effectively serve
28 participants in the FIP program and other shared
29 clients and to meet federal reporting requirements
30 under the federal temporary assistance for needy
31 families block grant:

32 \$ 20,000

33 b. To the department of human rights for staffing,
34 administration, and implementation of the family
35 development and self-sufficiency grant program in
36 accordance with section 216A.107:

37 \$ 5,542,834

38 (1) Of the funds allocated for the family
39 development and self-sufficiency grant program in this
40 lettered paragraph, not more than 5 percent of the
41 funds shall be used for the administration of the grant
42 program.

43 (2) The department of human rights may continue to
44 implement the family development and self-sufficiency
45 grant program statewide during fiscal year 2013-2014.

46 c. For the diversion subaccount of the FIP account:

47 \$ 1,698,400

48 A portion of the moneys allocated for the subaccount
49 may be used for field operations salaries, data
50 management system development, and implementation

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1 costs and support deemed necessary by the director
2 of human services in order to administer the FIP
3 diversion program. To the extent moneys allocated
4 in this lettered paragraph are not deemed by the
5 department to be necessary to support diversion
6 activities, such moneys may be used for other efforts
7 intended to increase engagement by family investment
8 program participants in work, education, or training
9 activities.

10 d. For the food assistance employment and training
11 program:

12 \$ 66,588

13 (1) The department shall amend the federal
 14 supplemental nutrition assistance program (SNAP)
 15 employment and training state plan in order to maximize
 16 to the fullest extent permitted by federal law the
 17 use of the 50-50 match provisions for the claiming
 18 of allowable federal matching funds from the United
 19 States department of agriculture pursuant to the
 20 federal SNAP employment and training program for
 21 providing education, employment, and training services
 22 for eligible food assistance program participants,
 23 including but not limited to related dependent care and
 24 transportation expenses.

25 (2) The department shall continue the categorical
 26 federal food assistance program eligibility at 160
 27 percent of the federal poverty level and continue to
 28 eliminate the asset test from eligibility requirements,
 29 consistent with federal food assistance program
 30 requirements. The department shall include as many
 31 food assistance households as is allowed by federal
 32 law. The eligibility provisions shall conform to all
 33 federal requirements including requirements addressing
 34 individuals who are incarcerated or otherwise
 35 ineligible.

36 e. For the JOBS program:

37 \$ 19,690,816

38 5. Of the child support collections assigned under
 39 FIP, an amount equal to the federal share of support
 40 collections shall be credited to the child support
 41 recovery appropriation made in this division of this
 42 Act. Of the remainder of the assigned child support
 43 collections received by the child support recovery
 44 unit, a portion shall be credited to the FIP account,
 45 a portion may be used to increase recoveries, and a
 46 portion may be used to sustain cash flow in the child
 47 support payments account. If as a consequence of the
 48 appropriations and allocations made in this section
 49 the resulting amounts are insufficient to sustain
 50 cash assistance payments and meet federal maintenance

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1 of effort requirements, the department shall seek
 2 supplemental funding. If child support collections
 3 assigned under FIP are greater than estimated or are
 4 otherwise determined not to be required for maintenance
 5 of effort, the state share of either amount may be
 6 transferred to or retained in the child support payment
 7 account.

8 6. The department may adopt emergency rules for the
 9 family investment, JOBS, food assistance, and medical
 10 assistance programs if necessary to comply with federal
 11 requirements.

12 Sec. 7. FAMILY INVESTMENT PROGRAM GENERAL

13 FUND. There is appropriated from the general fund of
14 the state to the department of human services for the
15 fiscal year beginning July 1, 2013, and ending June 30,
16 2014, the following amount, or so much thereof as is
17 necessary, to be used for the purpose designated:

18 To be credited to the family investment program
19 (FIP) account and used for family investment program
20 assistance under chapter 239B:

21 \$ 47,897,214

22 1. Of the funds appropriated in this section,
23 \$7,824,377 is allocated for the JOBS program.

24 2. Of the funds appropriated in this section,
25 \$2,663,854 is allocated for the family development and
26 self-sufficiency grant program.

27 3. Notwithstanding section 8.39, for the fiscal
28 year beginning July 1, 2013, if necessary to meet
29 federal maintenance of effort requirements or to
30 transfer federal temporary assistance for needy
31 families block grant funding to be used for purposes
32 of the federal social services block grant or to meet
33 cash flow needs resulting from delays in receiving
34 federal funding or to implement, in accordance with
35 this division of this Act, activities currently funded
36 with juvenile court services, county, or community
37 moneys and state moneys used in combination with such
38 moneys, the department of human services may transfer
39 funds within or between any of the appropriations made
40 in this division of this Act and appropriations in law
41 for the federal social services block grant to the
42 department for the following purposes, provided that
43 the combined amount of state and federal temporary
44 assistance for needy families block grant funding for
45 each appropriation remains the same before and after
46 the transfer:

- 47 a. For the family investment program.
- 48 b. For child care assistance.
- 49 c. For child and family services.
- 50 d. For field operations.

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- 1 e. For general administration.
- 2 f. For distribution to counties or regions
- 3 for services to persons with mental illness or an
- 4 intellectual disability.

5 This subsection shall not be construed to prohibit
6 the use of existing state transfer authority for other
7 purposes. The department shall report any transfers
8 made pursuant to this subsection to the legislative
9 services agency.

10 4. Of the funds appropriated in this section,

11 \$195,678 shall be used for continuation of a grant to
12 an Iowa-based nonprofit organization with a history
13 of providing tax preparation assistance to low-income
14 Iowans in order to expand the usage of the earned
15 income tax credit. The purpose of the grant is to
16 supply this assistance to underserved areas of the
17 state.

18 5. The department may transfer funds appropriated
19 in this section to the appropriations made in this
20 division of this Act for general administration and
21 field operations as necessary to administer this
22 section and the overall family investment program.

23 Sec. 8. CHILD SUPPORT RECOVERY. There is
24 appropriated from the general fund of the state to
25 the department of human services for the fiscal year
26 beginning July 1, 2013, and ending June 30, 2014, the
27 following amount, or so much thereof as is necessary,
28 to be used for the purposes designated:

29 For child support recovery, including salaries,
30 support, maintenance, and miscellaneous purposes, and
31 for not more than the following full-time equivalent
32 positions:

33 \$ 14,173,770
34 FTEs 464.00

35 1. The department shall expend up to \$24,329,
36 including federal financial participation, for the
37 fiscal year beginning July 1, 2013, for a child support
38 public awareness campaign. The department and the
39 office of the attorney general shall cooperate in
40 continuation of the campaign. The public awareness
41 campaign shall emphasize, through a variety of media
42 activities, the importance of maximum involvement of
43 both parents in the lives of their children as well as
44 the importance of payment of child support obligations.

45 2. Federal access and visitation grant moneys shall
46 be issued directly to private not-for-profit agencies
47 that provide services designed to increase compliance
48 with the child access provisions of court orders,
49 including but not limited to neutral visitation sites
50 and mediation services.

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1 3. The appropriation made to the department for
2 child support recovery may be used throughout the
3 fiscal year in the manner necessary for purposes of
4 cash flow management, and for cash flow management
5 purposes the department may temporarily draw more
6 than the amount appropriated, provided the amount
7 appropriated is not exceeded at the close of the fiscal
8 year.

9 4. With the exception of the funding amount

10 specified, the requirements established under 2001
 11 Iowa Acts, chapter 191, section 3, subsection 5,
 12 paragraph "c", subparagraph (3), shall be applicable
 13 to parental obligation pilot projects for the fiscal
 14 year beginning July 1, 2013, and ending June 30,
 15 2014. Notwithstanding 441 IAC 100.8, providing for
 16 termination of rules relating to the pilot projects,
 17 the rules shall remain in effect until June 30, 2014.

18 Sec. 9. HEALTH CARE TRUST FUND — MEDICAL
 19 ASSISTANCE — FY 2013-2014. Any funds remaining in the
 20 health care trust fund created in section 453A.35A for
 21 the fiscal year beginning July 1, 2013, and ending June
 22 30, 2014, are appropriated to the department of human
 23 services to supplement the medical assistance program
 24 appropriations made in this division of this Act, for
 25 medical assistance reimbursement and associated costs,
 26 including program administration and costs associated
 27 with program implementation.

28 Sec. 10. MEDICAID FRAUD FUND — MEDICAL ASSISTANCE
 29 — FY 2013-2014. Any funds remaining in the Medicaid
 30 fraud fund created in section 249A.7 for the fiscal
 31 year beginning July 1, 2013, and ending June 30, 2014,
 32 are appropriated to the department of human services to
 33 supplement the medical assistance appropriations made
 34 in this division of this Act, for medical assistance
 35 reimbursement and associated costs, including program
 36 administration and costs associated with program
 37 implementation.

38 Sec. 11. MEDICAL ASSISTANCE. There is appropriated
 39 from the general fund of the state to the department of
 40 human services for the fiscal year beginning July 1,
 41 2013, and ending June 30, 2014, the following amount,
 42 or so much thereof as is necessary, to be used for the
 43 purpose designated:

44 For medical assistance program reimbursement and
 45 associated costs as specifically provided in the
 46 reimbursement methodologies in effect on June 30, 2013,
 47 except as otherwise expressly authorized by law:

- 48 \$1,126,161,962
- 49 1. a. Funds appropriated in this section that
- 50 are distributed to a hospital, as defined in section

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1 135B.1, or to a person, as defined in section 4.1, who
 2 receives funding from the IowaCare account created in
 3 section 249J.24, shall not be used for the willful
 4 termination of human life.

5 b. With the exception of the distributions in
 6 paragraph "a", funds appropriated under this section
 7 shall not be distributed to any person, as defined
 8 in section 4.1, who participates in the willful

9 termination of human life.

10 2. The department shall utilize not more than
11 \$60,000 of the funds appropriated in this section
12 to continue the AIDS/HIV health insurance premium
13 payment program as established in 1992 Iowa Acts,
14 Second Extraordinary Session, chapter 1001, section
15 409, subsection 6. Of the funds allocated in this
16 subsection, not more than \$5,000 may be expended for
17 administrative purposes.

18 3. Of the funds appropriated in this Act to the
19 department of public health for addictive disorders,
20 \$950,000 for the fiscal year beginning July 1, 2013, is
21 transferred to the department of human services for an
22 integrated substance abuse managed care system. The
23 department shall not assume management of the substance
24 abuse system in place of the managed care contractor
25 unless such a change in approach is specifically
26 authorized in law. The departments of human services
27 and public health shall work together to maintain the
28 level of mental health and substance-related disorder
29 treatment services provided by the managed care
30 contractor through the Iowa plan for behavioral health.
31 Each department shall take the steps necessary to
32 continue the federal waivers as necessary to maintain
33 the level of services.

34 4. a. The department shall aggressively pursue
35 options for providing medical assistance or other
36 assistance to individuals with special needs who become
37 ineligible to continue receiving services under the
38 early and periodic screening, diagnostic, and treatment
39 program under the medical assistance program due
40 to becoming 21 years of age who have been approved
41 for additional assistance through the department's
42 exception to policy provisions, but who have health
43 care needs in excess of the funding available through
44 the exception to policy provisions.

45 b. Of the funds appropriated in this section,
46 \$100,000 shall be used for participation in one or more
47 pilot projects operated by a private provider to allow
48 the individual or individuals to receive service in the
49 community in accordance with principles established in
50 *Olmstead v. L.C.*, 527 U.S. 581 (1999), for the purpose

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1 of providing medical assistance or other assistance to
2 individuals with special needs who become ineligible
3 to continue receiving services under the early and
4 periodic screening, diagnosis, and treatment program
5 under the medical assistance program due to becoming
6 21 years of age who have been approved for additional
7 assistance through the department's exception to policy

8 provisions, but who have health care needs in excess
9 of the funding available through the exception to the
10 policy provisions.

11 5. Of the funds appropriated in this section, up to
12 \$3,050,082 may be transferred to the field operations
13 or general administration appropriations in this Act
14 for operational costs associated with Part D of the
15 federal Medicare Prescription Drug Improvement and
16 Modernization Act of 2003, Pub. L. No. 108-173.

17 6. Of the funds appropriated in this section, up
18 to \$442,100 may be transferred to the appropriation
19 in this division of this Act for medical contracts
20 to be used for clinical assessment services and prior
21 authorization of services.

22 7. A portion of the funds appropriated in this
23 section may be transferred to the appropriations in
24 this division of this Act for general administration,
25 medical contracts, the children's health insurance
26 program, or field operations to be used for the
27 state match cost to comply with the payment error
28 rate measurement (PERM) program for both the medical
29 assistance and children's health insurance programs
30 as developed by the centers for Medicare and Medicaid
31 services of the United States department of health and
32 human services to comply with the federal Improper
33 Payments Information Act of 2002, Pub. L. No. 107-300.

34 8. It is the intent of the general assembly
35 that the department continue to implement the
36 recommendations of the assuring better child health
37 and development initiative II (ABCDII) clinical panel
38 to the Iowa early and periodic screening, diagnostic,
39 and treatment services healthy mental development
40 collaborative board regarding changes to billing
41 procedures, codes, and eligible service providers.

42 9. Of the funds appropriated in this section,
43 a sufficient amount is allocated to supplement
44 the incomes of residents of nursing facilities,
45 intermediate care facilities for persons with mental
46 illness, and intermediate care facilities for persons
47 with an intellectual disability, with incomes of less
48 than \$50 in the amount necessary for the residents to
49 receive a personal needs allowance of \$50 per month
50 pursuant to section 249A.30A.

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1 10. Of the funds appropriated in this section, the
2 following amounts are transferred to the appropriations
3 made in this division of this Act for the state mental
4 health institutes:

- 5 a. Cherokee mental health institute \$ 9,098,425
- 6 b. Clarinda mental health institute \$ 1,977,305

7 c. Independence mental health
8 institute \$ 9,045,894
9 d. Mount Pleasant mental health institute
10 \$ 5,752,587
11 11. a. Of the funds appropriated in this section,
12 \$7,969,074 is allocated for the state match for a
13 disproportionate share hospital payment of \$19,133,430
14 to hospitals that meet both of the conditions specified
15 in subparagraphs (1) and (2). In addition, the
16 hospitals that meet the conditions specified shall
17 either certify public expenditures or transfer to
18 the medical assistance program an amount equal to
19 provide the nonfederal share for a disproportionate
20 share hospital payment of \$7,500,000. The hospitals
21 that meet the conditions specified shall receive and
22 retain 100 percent of the total disproportionate share
23 hospital payment of \$26,633,430.
24 (1) The hospital qualifies for disproportionate
25 share and graduate medical education payments.
26 (2) The hospital is an Iowa state-owned hospital
27 with more than 500 beds and eight or more distinct
28 residency specialty or subspecialty programs recognized
29 by the American college of graduate medical education.
30 b. Distribution of the disproportionate share
31 payments shall be made on a monthly basis. The total
32 amount of disproportionate share payments including
33 graduate medical education, enhanced disproportionate
34 share, and Iowa state-owned teaching hospital payments
35 shall not exceed the amount of the state's allotment
36 under Pub. L. No. 102-234. In addition, the total
37 amount of all disproportionate share payments shall not
38 exceed the hospital-specific disproportionate share
39 limits under Pub. L. No. 103-66.
40 12. The university of Iowa hospitals and clinics
41 shall either certify public expenditures or transfer to
42 the medical assistance appropriation an amount equal
43 to provide the nonfederal share for increased medical
44 assistance payments for inpatient and outpatient
45 hospital services of \$9,900,000. The university of
46 Iowa hospitals and clinics shall receive and retain 100
47 percent of the total increase in medical assistance
48 payments.
49 13. Of the funds appropriated in this section,
50 up to \$11,921,225 may be transferred to the IowaCare

1 account created in section 249J.24.
2 14. One hundred percent of the nonfederal share of
3 payments to area education agencies that are medical
4 assistance providers for medical assistance-covered
5 services provided to medical assistance-covered

6 children, shall be made from the appropriation made in
7 this section.

8 15. Any new or renewed contract entered into by the
9 department with a third party to administer behavioral
10 health services under the medical assistance program
11 shall provide that any interest earned on payments
12 from the state during the state fiscal year shall be
13 remitted to the department and treated as recoveries to
14 offset the costs of the medical assistance program.

15 16. The department shall continue to implement the
16 provisions in 2007 Iowa Acts, chapter 218, section
17 124 and section 126, as amended by 2008 Iowa Acts,
18 chapter 1188, section 55, relating to eligibility for
19 certain persons with disabilities under the medical
20 assistance program in accordance with the federal
21 Family Opportunity Act.

22 17. A portion of the funds appropriated in this
23 section may be transferred to the appropriation in this
24 division of this Act for medical contracts to be used
25 for administrative activities associated with the money
26 follows the person demonstration project.

27 18. Of the funds appropriated in this section,
28 \$349,011 shall be used for the administration of the
29 health insurance premium payment program, including
30 salaries, support, maintenance, and miscellaneous
31 purposes.

32 19. a. The department shall implement the
33 following cost containment strategies for the medical
34 assistance program and shall adopt emergency rules for
35 such implementation:

36 (1) Notwithstanding any provision of law to the
37 contrary, the department shall integrate medical
38 assistance program habilitation services into the Iowa
39 plan contract for the fiscal year beginning July 1,
40 2013.

41 (2) The department shall require prior
42 authorization for provision of any home health services
43 for adults in excess of one hundred visits per year.

44 (3) The department shall prohibit coverage for
45 elective, nonmedically necessary cesarean sections.

46 (4) The department shall require prior
47 authorization based on specified criteria before
48 providing reimbursement for hospital swing bed
49 placements and continued stays.

50 (5) The department shall align payment

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1 methodologies and rates between medical and nonmedical
2 transportation services through the transportation
3 brokerage provider.

4 (6) The department shall require that all fees for

5 employee records checks shall be paid by the medical
6 assistance home and community-based waiver services
7 consumer-directed attendant care or consumer choices
8 option provider, with the exception of one initial
9 state records check per employee which shall be paid by
10 the Iowa Medicaid enterprise.

11 (7) The department shall require transition of the
12 provision by individual providers of personal care
13 under the consumer-directed attendant care option to
14 agency-provided personal care services and shall retain
15 the consumer choice option for those individuals able
16 and desiring to self-direct services.

17 (8) The department shall require that persons with
18 an intellectual disability receiving services under
19 the medical assistance program receive a functional
20 assessment utilizing the supports intensity scale tool.
21 The department shall contract with an independent
22 entity to perform the functional assessments. The
23 department shall implement a tiered resource allocation
24 methodology for service plans under the medical
25 assistance home and community-based services waiver for
26 persons with an intellectual disability.

27 (9) The department shall develop a new
28 reimbursement methodology for medical assistance
29 targeted case management that applies appropriate cost
30 limits.

31 (10) The department shall implement an integrated
32 health home approach under the medical assistance
33 program for persons with chronic mental illness. The
34 approach shall integrate the functions of medical
35 assistance targeted case management.

36 (11) The department shall expand the categories of
37 diabetic supplies for which a rebate may be received.

38 (12) The department shall limit initial
39 authorizations for institutional-based care to 30 days
40 for members following discharge from a hospital if the
41 member previously lived in a community-based setting.

42 b. The department shall not implement the cost
43 containment strategy to require a primary care referral
44 for the provision of chiropractic services.

45 c. The department may increase the amounts
46 allocated for salaries, support, maintenance, and
47 miscellaneous purposes associated with the medical
48 assistance program, as necessary, to implement the cost
49 containment strategies. The department shall report
50 any such increase to the legislative services agency

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1 and the department of management.

2 d. If the savings to the medical assistance program
3 exceed the cost for the fiscal year, the department may

4 transfer any savings generated for the fiscal year due
5 to medical assistance program cost containment efforts
6 to the appropriation made in this division of this Act
7 for medical contracts or general administration to
8 defray the increased contract costs associated with
9 implementing such efforts.

10 e. The department shall report the implementation
11 of any cost containment strategies under this
12 subsection to the individuals specified in this
13 division of this Act for submission of reports on a
14 quarterly basis.

15 20. a. Of the funds appropriated in this section,
16 \$900,000 shall be used to implement the children's
17 mental health home project proposed by the department
18 of human services and reported to the general
19 assembly's mental health and disability services study
20 committee in December 2011. Of this amount, up to
21 \$50,000 may be transferred by the department to the
22 appropriation made in this division of this Act to
23 the department for the same fiscal year for general
24 administration to be used for associated administrative
25 expenses and for not more than one full-time equivalent
26 position, in addition to those authorized for the
27 same fiscal year, to be assigned to implementing the
28 project.

29 b. Of the funds appropriated in this section, up to
30 \$400,000 may be transferred by the department to the
31 appropriation made to the department in this division
32 of this Act for the same fiscal year for general
33 administration to support the redesign of mental
34 health and disability services and the state balancing
35 incentive payments program planning and implementation
36 activities. The funds may be used for contracts or for
37 personnel in addition to the amounts appropriated for
38 and the positions authorized for general administration
39 for the same fiscal year.

40 c. Of the funds appropriated in this section, up
41 to \$3,000,000 may be transferred by the department
42 to the appropriations made to the department in this
43 division of this Act for the same fiscal year for
44 general administration or medical contracts to be
45 used to support the development and implementation of
46 standardized assessment tools for persons with mental
47 illness, an intellectual disability, a developmental
48 disability, or a brain injury.

49 d. For the fiscal year beginning July 1, 2013, and
50 ending June 30, 2014, the replacement generation tax

3 4, paragraph "d", and section 437A.15, subsection
4 3, paragraph "f", shall instead be credited to and
5 supplement the appropriation made in this section and
6 used for the allocations made in this subsection.

7 e. The moneys reimbursed and credited to the risk
8 pool in the property tax relief fund pursuant to 2012
9 Iowa Acts, chapter 1128, section 6, subsection 5, as
10 amended by 2012 Iowa Acts, chapter 1133, section 67,
11 are appropriated to the department of human services
12 for the fiscal year beginning July 1, 2013, and
13 ending June 30, 2014, to be used to supplement the
14 appropriation made in this section for the medical
15 assistance program.

16 21. Of the funds appropriated in this section,
17 \$250,000 shall be used for lodging expenses associated
18 with care provided at the university of Iowa hospitals
19 and clinics under chapter 249J for patients with
20 cancer whose travel distance is 30 miles or more
21 from the university of Iowa hospitals and clinics.
22 The department of human services shall establish the
23 maximum number of overnight stays and the maximum rate
24 reimbursed for overnight lodging, which may be based on
25 the state employee rate established by the department
26 of administrative services. The funds allocated in
27 this subsection shall not be used as nonfederal share
28 matching funds.

29 22. The department shall continue to administer the
30 state balancing incentive payments program as specified
31 in 2012 Iowa Acts, chapter 1133, section 14.

32 23. Of the funds appropriated in this section,
33 \$2,000,000 shall be used for the autism support program
34 created in chapter 225D, as enacted in this Act,
35 beginning January 1, 2014.

36 Sec. 12. MEDICAL CONTRACTS. There is appropriated
37 from the general fund of the state to the department of
38 human services for the fiscal year beginning July 1,
39 2013, and ending June 30, 2014, the following amount,
40 or so much thereof as is necessary, to be used for the
41 purpose designated:

42 For medical contracts:
43 \$ 8,520,749

44 1. The department of inspections and appeals
45 shall provide all state matching funds for survey and
46 certification activities performed by the department
47 of inspections and appeals. The department of human
48 services is solely responsible for distributing the
49 federal matching funds for such activities.

50 2. Of the funds appropriated in this section,

1 \$50,000 shall be used for continuation of home and

2 community-based services waiver quality assurance
3 programs, including the review and streamlining of
4 processes and policies related to oversight and quality
5 management to meet state and federal requirements.

6 3. Of the amount appropriated in this section, up
7 to \$200,000 may be transferred to the appropriation for
8 general administration in this division of this Act to
9 be used for additional full-time equivalent positions
10 in the development of key health initiatives such as
11 cost containment, development and oversight of managed
12 care programs, and development of health strategies
13 targeted toward improved quality and reduced costs in
14 the Medicaid program.

15 4. Of the funds appropriated in this section,
16 \$64,398 shall be used for provision of the IowaCare
17 program nurse helpline for the expansion population as
18 provided in section 249J.6.

19 5. Of the funds appropriated in this section,
20 \$80,000 shall be used for costs related to audits,
21 performance evaluations, and studies required pursuant
22 to chapter 249J.

23 6. Of the funds appropriated in this section,
24 \$194,654 shall be used for administrative costs
25 associated with chapter 249J.

26 7. Of the funds appropriated in this section,
27 \$1,000,000 shall be used for planning and development,
28 in cooperation with the department of public health,
29 of a phased-in program to provide a dental home for
30 children in accordance with section 249J.14.

31 8. Of the funds appropriated in this section,
32 \$270,000 shall be used for payment to the publicly
33 owned acute care teaching hospital located in a
34 county with a population of over 350,000 that is a
35 participating provider pursuant to chapter 249J.
36 Disbursements under this subsection shall be made
37 monthly. The hospital shall submit a report following
38 the close of the fiscal year regarding use of the funds
39 allocated in this subsection to the persons specified
40 in this Act to receive reports.

41 9. Of the funds appropriated in this section,
42 \$75,000 shall be used for continued implementation of a
43 uniform cost report.

44 Sec. 13. STATE SUPPLEMENTARY ASSISTANCE.

45 1. There is appropriated from the general fund of
46 the state to the department of human services for the
47 fiscal year beginning July 1, 2013, and ending June 30,
48 2014, the following amount, or so much thereof as is
49 necessary, to be used for the purpose designated:
50 For the state supplementary assistance program:

1 \$ 16,512,174

2 2. The department shall increase the personal needs
3 allowance for residents of residential care facilities
4 by the same percentage and at the same time as federal
5 supplemental security income and federal social
6 security benefits are increased due to a recognized
7 increase in the cost of living. The department may
8 adopt emergency rules to implement this subsection.

9 3. If during the fiscal year beginning July 1,
10 2013, the department projects that state supplementary
11 assistance expenditures for a calendar year will not
12 meet the federal pass-through requirement specified
13 in Tit. XVI of the federal Social Security Act,
14 section 1618, as codified in 42 U.S.C. § 1382g,
15 the department may take actions including but not
16 limited to increasing the personal needs allowance
17 for residential care facility residents and making
18 programmatic adjustments or upward adjustments of the
19 residential care facility or in-home health-related
20 care reimbursement rates prescribed in this division of
21 this Act to ensure that federal requirements are met.
22 In addition, the department may make other programmatic
23 and rate adjustments necessary to remain within the
24 amount appropriated in this section while ensuring
25 compliance with federal requirements. The department
26 may adopt emergency rules to implement the provisions
27 of this subsection.

28 Sec. 14. CHILDREN'S HEALTH INSURANCE PROGRAM.

29 1. There is appropriated from the general fund of
30 the state to the department of human services for the
31 fiscal year beginning July 1, 2013, and ending June 30,
32 2014, the following amount, or so much thereof as is
33 necessary, to be used for the purpose designated:

34 For maintenance of the healthy and well kids in Iowa
35 (hawk-i) program pursuant to chapter 514I, including
36 supplemental dental services, for receipt of federal
37 financial participation under Tit. XXI of the federal
38 Social Security Act, which creates the children's
39 health insurance program:

40 \$ 36,806,102

41 2. Of the funds appropriated in this section,
42 \$141,450 is allocated for continuation of the contract
43 for outreach with the department of public health.

44 Sec. 15. CHILD CARE ASSISTANCE. There is
45 appropriated from the general fund of the state to
46 the department of human services for the fiscal year
47 beginning July 1, 2013, and ending June 30, 2014, the
48 following amount, or so much thereof as is necessary,
49 to be used for the purpose designated:

50 For child care programs:

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1 \$ 59,264,342
2 1. Of the funds appropriated in this section,
3 \$51,409,737 shall be used for state child care
4 assistance in accordance with section 237A.13.
5 2. Nothing in this section shall be construed or
6 is intended as or shall imply a grant of entitlement
7 for services to persons who are eligible for assistance
8 due to an income level consistent with the waiting
9 list requirements of section 237A.13. Any state
10 obligation to provide services pursuant to this section
11 is limited to the extent of the funds appropriated in
12 this section.
13 3. Of the funds appropriated in this section,
14 \$432,453 is allocated for the statewide program for
15 child care resource and referral services under section
16 237A.26. A list of the registered and licensed child
17 care facilities operating in the area served by a
18 child care resource and referral service shall be made
19 available to the families receiving state child care
20 assistance in that area.
21 4. Of the funds appropriated in this section,
22 \$936,974 is allocated for child care quality
23 improvement initiatives including but not limited to
24 the voluntary quality rating system in accordance with
25 section 237A.30.
26 5. Of the funds appropriated in this section,
27 \$135,178 shall be used to conduct fingerprint-based
28 national criminal history record checks of home-based
29 child care providers pursuant to section 237A.5,
30 subsection 2, through the United States department of
31 justice, federal bureau of investigation.
32 6. Of the funds appropriated in this section,
33 \$6,350,000 shall be credited to the school ready
34 children grants account in the early childhood Iowa
35 fund. The moneys credited to the account pursuant
36 to this subsection shall be distributed by the early
37 childhood Iowa board by applying the formula for
38 distribution of moneys from the account.
39 7. The department may use any of the funds
40 appropriated in this section as a match to obtain
41 federal funds for use in expanding child care
42 assistance and related programs. For the purpose of
43 expenditures of state and federal child care funding,
44 funds shall be considered obligated at the time
45 expenditures are projected or are allocated to the
46 department's service areas. Projections shall be based
47 on current and projected caseload growth, current and
48 projected provider rates, staffing requirements for
49 eligibility determination and management of program
50 requirements including data systems management,

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1 staffing requirements for administration of the
2 program, contractual and grant obligations and any
3 transfers to other state agencies, and obligations for
4 decategorization or innovation projects.

5 8. A portion of the state match for the federal
6 child care and development block grant shall be
7 provided as necessary to meet federal matching
8 funds requirements through the state general fund
9 appropriation made for child development grants and
10 other programs for at-risk children in section 279.51.

11 9. If a uniform reduction ordered by the governor
12 under section 8.31 or other operation of law,
13 transfer, or federal funding reduction reduces the
14 appropriation made in this section for the fiscal year,
15 the percentage reduction in the amount paid out to or
16 on behalf of the families participating in the state
17 child care assistance program shall be equal to or
18 less than the percentage reduction made for any other
19 purpose payable from the appropriation made in this
20 section and the federal funding relating to it. The
21 percentage reduction to the other allocations made in
22 this section shall be the same as the uniform reduction
23 ordered by the governor or the percentage change of the
24 federal funding reduction, as applicable. If there is
25 an unanticipated increase in federal funding provided
26 for state child care assistance, the entire amount
27 of the increase shall be used for state child care
28 assistance payments. If the appropriations made for
29 purposes of the state child care assistance program for
30 the fiscal year are determined to be insufficient, it
31 is the intent of the general assembly to appropriate
32 sufficient funding for the fiscal year in order to
33 avoid establishment of waiting list requirements.

34 10. Notwithstanding section 8.33, moneys advanced
35 for purposes of the programs developed by early
36 childhood Iowa areas, advanced for purposes of
37 wraparound child care, or received from the federal
38 appropriations made for the purposes of this section
39 that remain unencumbered or unobligated at the close
40 of the fiscal year shall not revert to any fund but
41 shall remain available for expenditure for the purposes
42 designated until the close of the succeeding fiscal
43 year.

44 Sec. 16. JUVENILE INSTITUTIONS. There is
45 appropriated from the general fund of the state to
46 the department of human services for the fiscal year
47 beginning July 1, 2013, and ending June 30, 2014, the
48 following amounts, or so much thereof as is necessary,
49 to be used for the purposes designated:

50 1. For operation of the Iowa juvenile home at

1 Toledo and for salaries, support, maintenance, and
 2 miscellaneous purposes, and for not more than the
 3 following full-time equivalent positions:
 4 \$ 8,859,355
 5 FTEs 114.00

6 2. For operation of the state training school at
 7 Eldora and for salaries, support, maintenance, and
 8 miscellaneous purposes, and for not more than the
 9 following full-time equivalent positions:
 10 \$ 11,256,969
 11 FTEs 164.30

12 Of the funds appropriated in this subsection,
 13 \$91,150 shall be used for distribution to licensed
 14 classroom teachers at this and other institutions under
 15 the control of the department of human services based
 16 upon the average student yearly enrollment at each
 17 institution as determined by the department.

18 3. A portion of the moneys appropriated in this
 19 section shall be used by the state training school and
 20 by the Iowa juvenile home for grants for adolescent
 21 pregnancy prevention activities at the institutions in
 22 the fiscal year beginning July 1, 2013.

23 Sec. 17. CHILD AND FAMILY SERVICES.

24 1. There is appropriated from the general fund of
 25 the state to the department of human services for the
 26 fiscal year beginning July 1, 2013, and ending June 30,
 27 2014, the following amount, or so much thereof as is
 28 necessary, to be used for the purpose designated:

29 For child and family services:
 30 \$ 81,274,946

31 2. Up to \$5,200,000 of the amount of federal
 32 temporary assistance for needy families block grant
 33 funding appropriated in this division of this Act for
 34 child and family services shall be made available for
 35 purposes of juvenile delinquent graduated sanction
 36 services.

37 3. The department may transfer funds appropriated
 38 in this section as necessary to pay the nonfederal
 39 costs of services reimbursed under the medical
 40 assistance program, state child care assistance
 41 program, or the family investment program which are
 42 provided to children who would otherwise receive
 43 services paid under the appropriation in this section.
 44 The department may transfer funds appropriated in this
 45 section to the appropriations made in this division
 46 of this Act for general administration and for field
 47 operations for resources necessary to implement and
 48 operate the services funded in this section.

49 4. a. Of the funds appropriated in this section,
 50 up to \$30,837,098 is allocated as the statewide

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1 expenditure target under section 232.143 for group
2 foster care maintenance and services. If the
3 department projects that such expenditures for the
4 fiscal year will be less than the target amount
5 allocated in this lettered paragraph, the department
6 may reallocate the excess to provide additional
7 funding for shelter care or the child welfare emergency
8 services addressed with the allocation for shelter
9 care.

10 b. If at any time after September 30, 2013,
11 annualization of a service area's current expenditures
12 indicates a service area is at risk of exceeding its
13 group foster care expenditure target under section
14 232.143 by more than 5 percent, the department and
15 juvenile court services shall examine all group
16 foster care placements in that service area in order
17 to identify those which might be appropriate for
18 termination. In addition, any aftercare services
19 believed to be needed for the children whose
20 placements may be terminated shall be identified. The
21 department and juvenile court services shall initiate
22 action to set dispositional review hearings for the
23 placements identified. In such a dispositional review
24 hearing, the juvenile court shall determine whether
25 needed aftercare services are available and whether
26 termination of the placement is in the best interest of
27 the child and the community.

28 5. In accordance with the provisions of section
29 232.188, the department shall continue the child
30 welfare and juvenile justice funding initiative during
31 fiscal year 2013-2014. Of the funds appropriated in
32 this section, \$1,717,753 is allocated specifically
33 for expenditure for fiscal year 2013-2014 through the
34 decategorization service funding pools and governance
35 boards established pursuant to section 232.188.

36 6. A portion of the funds appropriated in this
37 section may be used for emergency family assistance
38 to provide other resources required for a family
39 participating in a family preservation or reunification
40 project or successor project to stay together or to be
41 reunified.

42 7. Notwithstanding section 234.35 or any other
43 provision of law to the contrary, state funding for
44 shelter care and the child welfare emergency services
45 contracting implemented to provide for or prevent the
46 need for shelter care shall be limited to \$6,431,868.

47 8. Federal funds received by the state during
48 the fiscal year beginning July 1, 2013, as the
49 result of the expenditure of state funds appropriated
50 during a previous state fiscal year for a service or

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1 activity funded under this section are appropriated
2 to the department to be used as additional funding
3 for services and purposes provided for under this
4 section. Notwithstanding section 8.33, moneys
5 received in accordance with this subsection that remain
6 unencumbered or unobligated at the close of the fiscal
7 year shall not revert to any fund but shall remain
8 available for the purposes designated until the close
9 of the succeeding fiscal year.

10 9. a. Of the funds appropriated in this section,
11 up to \$2,062,488 is allocated for the payment of
12 the expenses of court-ordered services provided to
13 juveniles who are under the supervision of juvenile
14 court services, which expenses are a charge upon the
15 state pursuant to section 232.141, subsection 4. Of
16 the amount allocated in this lettered paragraph,
17 up to \$1,556,287 shall be made available to provide
18 school-based supervision of children adjudicated under
19 chapter 232, of which not more than \$15,000 may be used
20 for the purpose of training. A portion of the cost of
21 each school-based liaison officer shall be paid by the
22 school district or other funding source as approved by
23 the chief juvenile court officer.

24 b. Of the funds appropriated in this section, up to
25 \$748,985 is allocated for the payment of the expenses
26 of court-ordered services provided to children who are
27 under the supervision of the department, which expenses
28 are a charge upon the state pursuant to section
29 232.141, subsection 4.

30 c. Notwithstanding section 232.141 or any other
31 provision of law to the contrary, the amounts allocated
32 in this subsection shall be distributed to the
33 judicial districts as determined by the state court
34 administrator and to the department's service areas as
35 determined by the administrator of the department's
36 division of child and family services. The state court
37 administrator and the division administrator shall make
38 the determination of the distribution amounts on or
39 before June 15, 2013.

40 d. Notwithstanding chapter 232 or any other
41 provision of law to the contrary, a district or
42 juvenile court shall not order any service which is
43 a charge upon the state pursuant to section 232.141
44 if there are insufficient court-ordered services
45 funds available in the district court or departmental
46 service area distribution amounts to pay for the
47 service. The chief juvenile court officer and the
48 departmental service area manager shall encourage use
49 of the funds allocated in this subsection such that
50 there are sufficient funds to pay for all court-related

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1 services during the entire year. The chief juvenile
2 court officers and departmental service area managers
3 shall attempt to anticipate potential surpluses and
4 shortfalls in the distribution amounts and shall
5 cooperatively request the state court administrator
6 or division administrator to transfer funds between
7 the judicial districts' or departmental service areas'
8 distribution amounts as prudent.

9 e. Notwithstanding any provision of law to the
10 contrary, a district or juvenile court shall not order
11 a county to pay for any service provided to a juvenile
12 pursuant to an order entered under chapter 232 which
13 is a charge upon the state under section 232.141,
14 subsection 4.

15 f. Of the funds allocated in this subsection, not
16 more than \$83,000 may be used by the judicial branch
17 for administration of the requirements under this
18 subsection.

19 g. Of the funds allocated in this subsection,
20 \$17,000 shall be used by the department of human
21 services to support the interstate commission for
22 juveniles in accordance with the interstate compact for
23 juveniles as provided in section 232.173.

24 10. Of the funds appropriated in this section,
25 \$6,022,602 is allocated for juvenile delinquent
26 graduated sanctions services. Any state funds saved as
27 a result of efforts by juvenile court services to earn
28 federal Tit. IV-E match for juvenile court services
29 administration may be used for the juvenile delinquent
30 graduated sanctions services.

31 11. Of the funds appropriated in this section,
32 \$1,288,285 is transferred to the department of public
33 health to be used for the child protection center
34 grant program in accordance with section 135.118. The
35 grant amounts under the program shall be equalized so
36 that each center receives a uniform amount of at least
37 \$245,000.

38 12. If the department receives federal approval
39 to implement a waiver under Tit. IV-E of the federal
40 Social Security Act to enable providers to serve
41 children who remain in the children's families and
42 communities, for purposes of eligibility under the
43 medical assistance program, children who participate in
44 the waiver shall be considered to be placed in foster
45 care.

46 13. Of the funds appropriated in this section,
47 \$3,092,375 is allocated for the preparation for adult
48 living program pursuant to section 234.46.

49 14. Of the funds appropriated in this section,
50 \$520,150 shall be used for juvenile drug courts.

1 The amount allocated in this subsection shall be
 2 distributed as follows:
 3 To the judicial branch for salaries to assist with
 4 the operation of juvenile drug court programs operated
 5 in the following jurisdictions:

- 6 a. Marshall county:
 7 \$ 62,708
- 8 b. Woodbury county:
 9 \$ 125,682
- 10 c. Polk county:
 11 \$ 195,892
- 12 d. The third judicial district:
 13 \$ 67,934
- 14 e. The eighth judicial district:
 15 \$ 67,934

16 15. Of the funds appropriated in this section,
 17 \$227,337 shall be used for the public purpose of
 18 continuing a grant to a nonprofit human services
 19 organization providing services to individuals and
 20 families in multiple locations in southwest Iowa and
 21 Nebraska for support of a project providing immediate,
 22 sensitive support and forensic interviews, medical
 23 exams, needs assessments, and referrals for victims of
 24 child abuse and their nonoffending family members.

25 16. Of the funds appropriated in this section,
 26 \$200,590 is allocated for the foster care youth council
 27 approach of providing a support network to children
 28 placed in foster care.

29 17. Of the funds appropriated in this section,
 30 \$202,000 is allocated for use pursuant to section
 31 235A.1 for continuation of the initiative to address
 32 child sexual abuse implemented pursuant to 2007 Iowa
 33 Acts, chapter 218, section 18, subsection 21.

34 18. Of the funds appropriated in this section,
 35 \$630,240 is allocated for the community partnership for
 36 child protection sites.

37 19. Of the funds appropriated in this section,
 38 \$371,250 is allocated for the department's minority
 39 youth and family projects under the redesign of the
 40 child welfare system.

41 20. Of the funds appropriated in this section,
 42 \$1,436,595 is allocated for funding of the community
 43 circle of care collaboration for children and youth in
 44 northeast Iowa.

45 21. Of the funds appropriated in this section, at
 46 least \$147,158 shall be used for the child welfare
 47 training academy.

48 22. Of the funds appropriated in this section,
 49 \$25,000 shall be used for the public purpose of
 50 continuation of a grant to a child welfare services

1 provider headquartered in a county with a population
 2 between 205,000 and 215,000 in the latest certified
 3 federal census that provides multiple services
 4 including but not limited to a psychiatric medical
 5 institution for children, shelter, residential
 6 treatment, after school programs, school-based
 7 programming, and an Asperger's syndrome program, to
 8 be used for support services for children with autism
 9 spectrum disorder and their families.

10 23. Of the funds appropriated in this section,
 11 \$25,000 shall be used for the public purpose of
 12 continuing a grant to a hospital-based provider
 13 headquartered in a county with a population between
 14 90,000 and 95,000 in the latest certified federal
 15 census that provides multiple services including but
 16 not limited to diagnostic, therapeutic, and behavioral
 17 services to individuals with autism spectrum disorder
 18 across the lifespan. The grant recipient shall utilize
 19 the funds to continue the pilot project to determine
 20 the necessary support services for children with autism
 21 spectrum disorder and their families to be included in
 22 the children's disabilities services system. The grant
 23 recipient shall submit findings and recommendations
 24 based upon the results of the pilot project to the
 25 individuals specified in this division of this Act for
 26 submission of reports by December 31, 2013.

27 24. Of the funds appropriated in this section,
 28 \$327,947 shall be used for continuation of the central
 29 Iowa system of care program grant through June 30,
 30 2014.

31 25. Of the funds appropriated in this section,
 32 \$160,000 shall be used for the public purpose of the
 33 continuation of a system of care grant implemented in
 34 Cerro Gordo and Linn counties.

35 26. Of the funds appropriated in this section,
 36 at least \$25,000 shall be used to continue and to
 37 expand the foster care respite pilot program in which
 38 postsecondary students in social work and other human
 39 services-related programs receive experience by
 40 assisting family foster care providers with respite and
 41 other support.

42 Sec. 18. ADOPTION SUBSIDY.

43 1. There is appropriated from the general fund of
 44 the state to the department of human services for the
 45 fiscal year beginning July 1, 2013, and ending June 30,
 46 2014, the following amount, or so much thereof as is
 47 necessary, to be used for the purpose designated:

48 For adoption subsidy payments and services:
 49 \$ 39,156,832

50 2. The department may transfer funds appropriated

1 in this section to the appropriation made in this
2 division of this Act for general administration for
3 costs paid from the appropriation relating to adoption
4 subsidy.

5 3. Federal funds received by the state during the
6 fiscal year beginning July 1, 2013, as the result of
7 the expenditure of state funds during a previous state
8 fiscal year for a service or activity funded under
9 this section are appropriated to the department to
10 be used as additional funding for the services and
11 activities funded under this section. Notwithstanding
12 section 8.33, moneys received in accordance with this
13 subsection that remain unencumbered or unobligated at
14 the close of the fiscal year shall not revert to any
15 fund but shall remain available for expenditure for the
16 purposes designated until the close of the succeeding
17 fiscal year.

18 Sec. 19. JUVENILE DETENTION HOME FUND. Moneys
19 deposited in the juvenile detention home fund
20 created in section 232.142 during the fiscal year
21 beginning July 1, 2013, and ending June 30, 2014, are
22 appropriated to the department of human services for
23 the fiscal year beginning July 1, 2013, and ending
24 June 30, 2014, for distribution of an amount equal
25 to a percentage of the costs of the establishment,
26 improvement, operation, and maintenance of county or
27 multicounty juvenile detention homes in the fiscal
28 year beginning July 1, 2012. Moneys appropriated for
29 distribution in accordance with this section shall be
30 allocated among eligible detention homes, prorated on
31 the basis of an eligible detention home's proportion
32 of the costs of all eligible detention homes in the
33 fiscal year beginning July 1, 2012. The percentage
34 figure shall be determined by the department based on
35 the amount available for distribution for the fund.
36 Notwithstanding section 232.142, subsection 3, the
37 financial aid payable by the state under that provision
38 for the fiscal year beginning July 1, 2013, shall be
39 limited to the amount appropriated for the purposes of
40 this section.

41 Sec. 20. FAMILY SUPPORT SUBSIDY PROGRAM.

42 1. There is appropriated from the general fund of
43 the state to the department of human services for the
44 fiscal year beginning July 1, 2013, and ending June 30,
45 2014, the following amount, or so much thereof as is
46 necessary, to be used for the purpose designated:
47 For the family support subsidy program subject
48 to the enrollment restrictions in section 225C.37,
49 subsection 3:

50 \$ 994,955

1 2. The department shall use at least \$385,500 of
2 the moneys appropriated in this section for the family
3 support center component of the comprehensive family
4 support program under section 225C.47. Not more than
5 \$25,000 of the amount allocated in this subsection
6 shall be used for administrative costs.

7 3. If at any time during the fiscal year, the
8 amount of funding available for the family support
9 subsidy program is reduced from the amount initially
10 used to establish the figure for the number of family
11 members for whom a subsidy is to be provided at any one
12 time during the fiscal year, notwithstanding section
13 225C.38, subsection 2, the department shall revise the
14 figure as necessary to conform to the amount of funding
15 available.

16 Sec. 21. CONNER DECREE. There is appropriated from
17 the general fund of the state to the department of
18 human services for the fiscal year beginning July 1,
19 2013, and ending June 30, 2014, the following amount,
20 or so much thereof as is necessary, to be used for the
21 purpose designated:

22 For building community capacity through the
23 coordination and provision of training opportunities
24 in accordance with the consent decree of Conner v.
25 Branstad, No. 4-86-CV-30871(S.D. Iowa, July 14, 1994):
26 \$ 33,622

27 Sec. 22. MENTAL HEALTH INSTITUTES. There is
28 appropriated from the general fund of the state to
29 the department of human services for the fiscal year
30 beginning July 1, 2013, and ending June 30, 2014, the
31 following amounts, or so much thereof as is necessary,
32 to be used for the purposes designated:

33 1. For the state mental health institute at
34 Cherokee for salaries, support, maintenance, and
35 miscellaneous purposes, and for not more than the
36 following full-time equivalent positions:
37 \$ 5,975,057
38 FTEs 168.50

39 If recommended by the superintendent, the department
40 may sell or transfer ownership of unused facilities at
41 the state mental health institute to the city in which
42 the institute is located.

43 2. For the state mental health institute at
44 Clarinda for salaries, support, maintenance, and
45 miscellaneous purposes, and for not more than the
46 following full-time equivalent positions:
47 \$ 6,772,460
48 FTEs 86.10

49 3. For the state mental health institute at
50 Independence for salaries, support, maintenance, and

1 miscellaneous purposes, and for not more than the
2 following full-time equivalent positions:

3 \$ 10,339,371
4 FTEs 233.00

5 4. For the state mental health institute at Mount
6 Pleasant for salaries, support, maintenance, and
7 miscellaneous purposes, and for not more than the
8 following full-time equivalent positions:

9 \$ 1,387,278
10 FTEs 97.92

11 Sec. 23. STATE RESOURCE CENTERS.

12 1. There is appropriated from the general fund of
13 the state to the department of human services for the
14 fiscal year beginning July 1, 2013, and ending June 30,
15 2014, the following amounts, or so much thereof as is
16 necessary, to be used for the purposes designated:

17 a. For the state resource center at Glenwood for
18 salaries, support, maintenance, and miscellaneous
19 purposes:

20 \$ 20,046,519

21 b. For the state resource center at Woodward for
22 salaries, support, maintenance, and miscellaneous
23 purposes:

24 \$ 13,809,566

25 2. The department may continue to bill for state
26 resource center services utilizing a scope of services
27 approach used for private providers of ICFID services,
28 in a manner which does not shift costs between the
29 medical assistance program, counties, or other sources
30 of funding for the state resource centers.

31 3. The state resource centers may expand the
32 time-limited assessment and respite services during the
33 fiscal year.

34 4. If the department's administration and the
35 department of management concur with a finding by a
36 state resource center's superintendent that projected
37 revenues can reasonably be expected to pay the salary
38 and support costs for a new employee position, or
39 that such costs for adding a particular number of new
40 positions for the fiscal year would be less than the
41 overtime costs if new positions would not be added, the
42 superintendent may add the new position or positions.
43 If the vacant positions available to a resource center
44 do not include the position classification desired to
45 be filled, the state resource center's superintendent
46 may reclassify any vacant position as necessary to
47 fill the desired position. The superintendents of the
48 state resource centers may, by mutual agreement, pool
49 vacant positions and position classifications during
50 the course of the fiscal year in order to assist one

1 another in filling necessary positions.
 2 5. If existing capacity limitations are reached
 3 in operating units, a waiting list is in effect
 4 for a service or a special need for which a payment
 5 source or other funding is available for the service
 6 or to address the special need, and facilities for
 7 the service or to address the special need can be
 8 provided within the available payment source or other
 9 funding, the superintendent of a state resource center
 10 may authorize opening not more than two units or
 11 other facilities and begin implementing the service
 12 or addressing the special need during fiscal year
 13 2013-2014.

14 Sec. 24. SEXUALLY VIOLENT PREDATORS.

15 1. There is appropriated from the general fund of
 16 the state to the department of human services for the
 17 fiscal year beginning July 1, 2013, and ending June 30,
 18 2014, the following amount, or so much thereof as is
 19 necessary, to be used for the purpose designated:

20 For costs associated with the commitment and
 21 treatment of sexually violent predators in the unit
 22 located at the state mental health institute at
 23 Cherokee, including costs of legal services and
 24 other associated costs, including salaries, support,
 25 maintenance, and miscellaneous purposes, and for not
 26 more than the following full-time equivalent positions:
 27 \$ 10,961,969
 28 FTEs 124.50

29 2. Unless specifically prohibited by law, if the
 30 amount charged provides for recoupment of at least
 31 the entire amount of direct and indirect costs, the
 32 department of human services may contract with other
 33 states to provide care and treatment of persons placed
 34 by the other states at the unit for sexually violent
 35 predators at Cherokee. The moneys received under such
 36 a contract shall be considered to be repayment receipts
 37 and used for the purposes of the appropriation made in
 38 this section.

39 Sec. 25. FIELD OPERATIONS. There is appropriated
 40 from the general fund of the state to the department of
 41 human services for the fiscal year beginning July 1,
 42 2013, and ending June 30, 2014, the following amount,
 43 or so much thereof as is necessary, to be used for the
 44 purposes designated:

45 For field operations, including salaries, support,
 46 maintenance, and miscellaneous purposes, and for not
 47 more than the following full-time equivalent positions:
 48 \$ 62,731,674
 49 FTEs 1,781.00

50 Priority in filling full-time equivalent positions

1 shall be given to those positions related to child
2 protection services and eligibility determination for
3 low-income families.

4 Sec. 26. GENERAL ADMINISTRATION. There is
5 appropriated from the general fund of the state to
6 the department of human services for the fiscal year
7 beginning July 1, 2013, and ending June 30, 2014, the
8 following amount, or so much thereof as is necessary,
9 to be used for the purpose designated:

10 For general administration, including salaries,
11 support, maintenance, and miscellaneous purposes, and
12 for not more than the following full-time equivalent
13 positions:

14 \$ 15,300,045
15 FTEs 307.00

16 1. Of the funds appropriated in this section,
17 \$63,543 is allocated for the prevention of disabilities
18 policy council established in section 225B.3. Of the
19 amount allocated in this subsection, \$25,000 shall be
20 passed through to the council for the costs involved
21 with holding a summit meeting of the multiple entities
22 providing services to persons with disabilities. The
23 focus of the summit meeting shall be to review existing
24 disability prevention activities in order to identify
25 cost effective public policy options for reaching the
26 greatest number of children and adults in order to
27 eliminate the risk of disabilities. The review shall
28 also address options for health care services available
29 to youth transitioning to the adult system of health
30 care. The council shall report to the individuals
31 identified in this Act for submission of reports within
32 30 calendar days of completing the summit meeting
33 concerning the review, policy options identified, and
34 recommendations made.

35 2. The department shall report at least monthly
36 to the legislative services agency concerning the
37 department's operational and program expenditures.

38 3. Of the funds appropriated in this section,
39 \$50,000 is transferred to the Iowa finance authority
40 to be used for administrative support of the council
41 on homelessness established in section 16.100A and for
42 the council to fulfill its duties in addressing and
43 reducing homelessness in the state.

44 Sec. 27. VOLUNTEERS. There is appropriated from
45 the general fund of the state to the department of
46 human services for the fiscal year beginning July 1,
47 2013, and ending June 30, 2014, the following amount,
48 or so much thereof as is necessary, to be used for the
49 purpose designated:

50 For development and coordination of volunteer

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1 services:

2 \$ 84,660

3 Sec. 28. MEDICAL ASSISTANCE, STATE SUPPLEMENTARY
4 ASSISTANCE, AND SOCIAL SERVICE PROVIDERS REIMBURSED
5 UNDER THE DEPARTMENT OF HUMAN SERVICES.

6 1. a. (1) For the fiscal year beginning July 1,
7 2013, the total state funding amount for the nursing
8 facility budget shall not exceed \$267,712,511.

9 (2) For the fiscal year beginning July 1, 2013,
10 the department shall rebase case-mix nursing facility
11 rates effective July 1, 2013. However, total nursing
12 facility budget expenditures, including both case-mix
13 and noncase-mix shall not exceed the amount specified
14 in subparagraph (1). When calculating case-mix per
15 diem cost and the patient-day-weighted medians used in
16 rate-setting for nursing facilities effective July 1,
17 2013, the inflation factor applied from the midpoint
18 of the cost report period to the first day of the
19 state fiscal year rate period shall be adjusted to
20 maintain state funding within the amount specified in
21 subparagraph (1).

22 (3) The department, in cooperation with nursing
23 facility representatives, shall review projections for
24 state funding expenditures for reimbursement of nursing
25 facilities on a quarterly basis and the department
26 shall determine if an adjustment to the medical
27 assistance reimbursement rate is necessary in order to
28 provide reimbursement within the state funding amount
29 for the fiscal year. Notwithstanding 2001 Iowa Acts,
30 chapter 192, section 4, subsection 2, paragraph "c",
31 and subsection 3, paragraph "a", subparagraph (2), if
32 the state funding expenditures for the nursing facility
33 budget for the fiscal year is projected to exceed the
34 amount specified in subparagraph (1), the department
35 shall adjust the reimbursement for nursing facilities
36 reimbursed under the case-mix reimbursement system to
37 maintain expenditures of the nursing facility budget
38 within the specified amount for the fiscal year.

39 (4) For the fiscal year beginning July 1, 2013,
40 special population nursing facilities shall be
41 reimbursed in accordance with the methodology in effect
42 on June 30, 2013.

43 b. (1) For the fiscal year beginning July 1, 2013,
44 the department shall establish the pharmacy dispensing
45 fee reimbursement at \$10.17 per prescription. The
46 actual dispensing fee shall be determined by a cost
47 of dispensing survey performed by the department and
48 required to be completed by all medical assistance
49 program participating pharmacies every two years
50 beginning in FY 2014-2015.

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1 (2) The department shall utilize an average
2 acquisition cost reimbursement methodology for all
3 drugs covered under the medical assistance program in
4 accordance with 2012 Iowa Acts, chapter 1133, section
5 33.

6 c. (1) For the fiscal year beginning July 1, 2013,
7 reimbursement rates for outpatient hospital services
8 shall remain at the rates in effect on June 30, 2013.

9 (2) For the fiscal year beginning July 1, 2013,
10 reimbursement rates for inpatient hospital services
11 shall remain at the rates in effect on June 30, 2013.

12 (3) For the fiscal year beginning July 1, 2013,
13 the graduate medical education and disproportionate
14 share hospital fund shall remain at the amount in
15 effect on June 30, 2013, except that the portion of
16 the fund attributable to graduate medical education
17 shall be reduced in an amount that reflects the
18 elimination of graduate medical education payments made
19 to out-of-state hospitals.

20 (4) In order to ensure the efficient use of limited
21 state funds in procuring health care services for
22 low-income Iowans, funds appropriated in this Act for
23 hospital services shall not be used for activities
24 which would be excluded from a determination of
25 reasonable costs under the federal Medicare program
26 pursuant to 42 U.S.C. § 1395X(v)(1)(N).

27 d. For the fiscal year beginning July 1, 2013,
28 reimbursement rates for rural health clinics, hospices,
29 and acute mental hospitals shall be increased in
30 accordance with increases under the federal Medicare
31 program or as supported by their Medicare audited
32 costs.

33 e. For the fiscal year beginning July 1, 2013,
34 independent laboratories and rehabilitation agencies
35 shall be reimbursed using the same methodology in
36 effect on June 30, 2013.

37 f. For the fiscal year beginning July 1, 2013,
38 reimbursement rates for home health agencies shall
39 remain at the rates in effect on June 30, 2013, not to
40 exceed a home health agency's actual allowable cost.

41 g. For the fiscal year beginning July 1, 2013,
42 federally qualified health centers shall receive
43 cost-based reimbursement for 100 percent of the
44 reasonable costs for the provision of services to
45 recipients of medical assistance.

46 h. For the fiscal year beginning July 1, 2013, the
47 reimbursement rates for dental services shall remain at
48 the rates in effect on June 30, 2013.

49 i. (1) For the fiscal year beginning July 1,
50 2013, state-owned psychiatric medical institutions

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1 for children shall receive cost-based reimbursement
2 for 100 percent of the actual and allowable costs for
3 the provision of services to recipients of medical
4 assistance.

5 (2) For the nonstate-owned psychiatric medical
6 institutions for children, reimbursement rates shall be
7 based on the reimbursement methodology developed by the
8 department as required for federal compliance.

9 (3) As a condition of participation in the medical
10 assistance program, enrolled providers shall accept the
11 medical assistance reimbursement rate for any covered
12 goods or services provided to recipients of medical
13 assistance who are children under the custody of a
14 psychiatric medical institution for children.

15 j. For the fiscal year beginning July 1,
16 2013, unless otherwise specified in this Act,
17 all noninstitutional medical assistance provider
18 reimbursement rates shall remain at the rates in effect
19 on June 30, 2013, except for area education agencies,
20 local education agencies, infant and toddler services
21 providers, and those providers whose rates are required
22 to be determined pursuant to section 249A.20.

23 k. Notwithstanding any provision to the contrary,
24 for the fiscal year beginning July 1, 2013, the
25 reimbursement rate for anesthesiologists shall remain
26 at the rate in effect on June 30, 2013.

27 l. For the fiscal year beginning July 1, 2013, the
28 average reimbursement rate for health care providers
29 eligible for use of the federal Medicare resource-based
30 relative value scale reimbursement methodology under
31 section 249A.20 shall remain at the rate in effect on
32 June 30, 2013; however, this rate shall not exceed the
33 maximum level authorized by the federal government.

34 m. For the fiscal year beginning July 1, 2013, the
35 reimbursement rate for residential care facilities
36 shall not be less than the minimum payment level as
37 established by the federal government to meet the
38 federally mandated maintenance of effort requirement.
39 The flat reimbursement rate for facilities electing not
40 to file annual cost reports shall not be less than the
41 minimum payment level as established by the federal
42 government to meet the federally mandated maintenance
43 of effort requirement.

44 n. For the fiscal year beginning July 1, 2013,
45 inpatient mental health services provided at hospitals
46 shall remain at the rates in effect on June 30,
47 2013, subject to Medicaid program upper payment
48 limit rules; community mental health centers and
49 providers of mental health services to county residents
50 pursuant to a waiver approved under section 225C.7,

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1 subsection 3, shall be reimbursed at 100 percent of
2 the reasonable costs for the provision of services to
3 recipients of medical assistance; and psychiatrists
4 shall be reimbursed at the medical assistance program
5 fee-for-service rate.

6 o. For the fiscal year beginning July 1, 2013, the
7 reimbursement rate for consumer-directed attendant care
8 shall remain at the rates in effect on June 30, 2013.

9 p. For the fiscal year beginning July 1, 2013, the
10 reimbursement rate for providers of family planning
11 services that are eligible to receive a 90 percent
12 federal match shall remain at the rates in effect on
13 June 30, 2013.

14 q. For the fiscal year beginning July 1, 2013, the
15 upper limits on reimbursement rates for providers of
16 home and community-based services waiver services shall
17 be the limits in effect on June 30, 2013, pursuant
18 to 441 IAC 79.1(2), based on federal Medicare rates,
19 federal veterans administration rates, or the dollar
20 amount specified in rule, regardless of the providers'
21 previous Medicaid program rate.

22 2. For the fiscal year beginning July 1, 2013, the
23 reimbursement rate for providers reimbursed under the
24 in-home-related care program shall not be less than the
25 minimum payment level as established by the federal
26 government to meet the federally mandated maintenance
27 of effort requirement.

28 3. Unless otherwise directed in this section, when
29 the department's reimbursement methodology for any
30 provider reimbursed in accordance with this section
31 includes an inflation factor, this factor shall not
32 exceed the amount by which the consumer price index for
33 all urban consumers increased during the calendar year
34 ending December 31, 2002.

35 4. For the fiscal year beginning July 1, 2013,
36 the foster family basic daily maintenance rate and
37 the maximum adoption subsidy rate for children ages 0
38 through 5 years shall be \$15.98, the rate for children
39 ages 6 through 11 years shall be \$16.62, the rate for
40 children ages 12 through 15 years shall be \$18.19,
41 and the rate for children and young adults ages 16
42 and older shall be \$18.43. The maximum supervised
43 apartment living foster care reimbursement rate shall
44 be \$25.00 per day. For youth ages 18 to 21 who have
45 exited foster care, the maximum preparation for adult
46 living program maintenance rate shall be \$574.00 per
47 month. The payment for adoption subsidy nonrecurring
48 expenses shall be limited to \$500 and the disallowance
49 of additional amounts for court costs and other related
50 legal expenses implemented pursuant to 2010 Iowa Acts,

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1 chapter 1031, section 408 shall be continued.
2 5. For the fiscal year beginning July 1, 2013,
3 the maximum reimbursement rates under the supervised
4 apartment living program and for social services
5 providers under contract shall remain at the rates
6 in effect on June 30, 2013, or the provider's actual
7 and allowable cost plus inflation for each service,
8 whichever is less. However, if a new service or
9 service provider is added after June 30, 2013, the
10 initial reimbursement rate for the service or provider
11 shall be based upon a weighted average of provider
12 rates for similar services.

13 6. For the fiscal year beginning July 1, 2013,
14 the reimbursement rates for family-centered service
15 providers, family foster care service providers, group
16 foster care service providers, and the resource family
17 recruitment and retention contractor shall remain at
18 the rates in effect on June 30, 2013.

19 7. The group foster care reimbursement rates
20 paid for placement of children out of state shall
21 be calculated according to the same rate-setting
22 principles as those used for in-state providers,
23 unless the director of human services or the director's
24 designee determines that appropriate care cannot be
25 provided within the state. The payment of the daily
26 rate shall be based on the number of days in the
27 calendar month in which service is provided.

28 8. a. For the fiscal year beginning July 1, 2013,
29 the reimbursement rate paid for shelter care and
30 the child welfare emergency services implemented to
31 provide or prevent the need for shelter care shall be
32 established by contract.

33 b. For the fiscal year beginning July 1, 2013,
34 the combined service and maintenance components of
35 the reimbursement rate paid for shelter care services
36 shall be based on the financial and statistical report
37 submitted to the department. The maximum reimbursement
38 rate shall be \$92.36 per day. The department shall
39 reimburse a shelter care provider at the provider's
40 actual and allowable unit cost, plus inflation, not to
41 exceed the maximum reimbursement rate.

42 c. For the fiscal year beginning July 1, 2013,
43 the amount of the statewide average of the actual and
44 allowable rates for reimbursement of juvenile shelter
45 care homes that is utilized for the limitation on
46 recovery of unpaid costs shall remain at the amount in
47 effect for this purpose in the fiscal year beginning
48 July 1, 2012.

49 9. For the fiscal year beginning July 1, 2013,
50 the department shall calculate reimbursement rates

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1 for intermediate care facilities for persons with
2 intellectual disabilities at the 80th percentile.
3 Beginning July 1, 2013, the rate calculation
4 methodology shall utilize the consumer price index
5 inflation factor applicable to the fiscal year
6 beginning July 1, 2013.

7 10. For the fiscal year beginning July 1, 2013,
8 for child care providers reimbursed under the state
9 child care assistance program, the department shall
10 set provider reimbursement rates based on the rate
11 reimbursement survey completed in December 2004.
12 Effective July 1, 2013, the child care provider
13 reimbursement rates shall remain at the rates in effect
14 on June 30, 2013. The department shall set rates in a
15 manner so as to provide incentives for a nonregistered
16 provider to become registered by applying any increase
17 only to registered and licensed providers.

18 11. The department may adopt emergency rules to
19 implement this section.

20 Sec. 29. EMERGENCY RULES.

21 1. If specifically authorized by a provision
22 of this division of this Act for the fiscal year
23 beginning July 1, 2013, the department of human
24 services or the mental health, and disability services
25 commission may adopt administrative rules under section
26 17A.4, subsection 3, and section 17A.5, subsection
27 2, paragraph "b", to implement the provisions and
28 the rules shall become effective immediately upon
29 filing or on a later effective date specified in the
30 rules, unless the effective date is delayed by the
31 administrative rules review committee. Any rules
32 adopted in accordance with this section shall not
33 take effect before the rules are reviewed by the
34 administrative rules review committee. The delay
35 authority provided to the administrative rules review
36 committee under section 17A.4, subsection 7, and
37 section 17A.8, subsection 9, shall be applicable to a
38 delay imposed under this section, notwithstanding a
39 provision in those sections making them inapplicable
40 to section 17A.5, subsection 2, paragraph "b". Any
41 rules adopted in accordance with the provisions of this
42 section shall also be published as notice of intended
43 action as provided in section 17A.4.

44 2. If during the fiscal year beginning July 1,
45 2013, the department of human services is adopting
46 rules in accordance with this section or as otherwise
47 directed or authorized by state law, and the rules will
48 result in an expenditure increase beyond the amount
49 anticipated in the budget process or if the expenditure
50 was not addressed in the budget process for the

1 fiscal year, the department shall notify the persons
 2 designated by this division of this Act for submission
 3 of reports, the chairpersons and ranking members of
 4 the committees on appropriations, and the department
 5 of management concerning the rules and the expenditure
 6 increase. The notification shall be provided at least
 7 30 calendar days prior to the date notice of the rules
 8 is submitted to the administrative rules coordinator
 9 and the administrative code editor.

10 Sec. 30. REPORTS. Any reports or other information
 11 required to be compiled and submitted under this Act
 12 during the fiscal year beginning July 1, 2013, shall
 13 be submitted to the chairpersons and ranking members
 14 of the joint appropriations subcommittee on health and
 15 human services, the legislative services agency, and
 16 the legislative caucus staffs on or before the dates
 17 specified for submission of the reports or information.

18 DIVISION V

19 HEALTH CARE ACCOUNTS AND FUNDS — FY 2013-2014

20 Sec. 31. PHARMACEUTICAL SETTLEMENT ACCOUNT. There
 21 is appropriated from the pharmaceutical settlement
 22 account created in section 249A.33 to the department of
 23 human services for the fiscal year beginning July 1,
 24 2013, and ending June 30, 2014, the following amount,
 25 or so much thereof as is necessary, to be used for the
 26 purpose designated:

27 Notwithstanding any provision of law to the
 28 contrary, to supplement the appropriations made in this
 29 Act for medical contracts under the medical assistance
 30 program for the fiscal year beginning July 1, 2013, and
 31 ending June 30, 2014:

32 \$ 6,650,000

33 Sec. 32. APPROPRIATIONS FROM IOWACARE ACCOUNT.

34 1. There is appropriated from the IowaCare account
 35 created in section 249J.24 to the state board of
 36 regents for distribution to the university of Iowa
 37 hospitals and clinics for the fiscal year beginning
 38 July 1, 2013, and ending June 30, 2014, for the program
 39 period beginning July 1, 2013, and ending December 31,
 40 2013, the following amount, or so much thereof as is
 41 necessary, to be used for the purposes designated:

42 For salaries, support, maintenance, equipment, and
 43 miscellaneous purposes, for the provision of medical
 44 and surgical treatment of indigent patients, for
 45 provision of services to members of the expansion
 46 population pursuant to chapter 249J, and for medical
 47 education:

48 \$ 13,642,292

49 a. Funds appropriated in this section shall not be
 50 used for the willful termination of human life.

1 b. Notwithstanding any provision of law to the
 2 contrary, the amount appropriated in this subsection
 3 shall be distributed based on claims submitted,
 4 adjudicated, and paid by the Iowa Medicaid enterprise.

5 c. The university of Iowa hospitals and clinics
 6 shall certify public expenditures in an amount equal
 7 to provide the nonfederal share on total expenditures
 8 not to exceed \$10,000,000.

9 2. There is appropriated from the IowaCare account
 10 created in section 249J.24 to the state board of
 11 regents for distribution to the university of Iowa
 12 hospitals and clinics for the fiscal year beginning
 13 July 1, 2013, and ending June 30, 2014, for the program
 14 period beginning July 1, 2013, and ending December 31,
 15 2013, the following amount, or so much thereof as is
 16 necessary, to be used for the purposes designated:

17 For salaries, support, maintenance, equipment, and
 18 miscellaneous purposes, for the provision of medical
 19 and surgical treatment of indigent patients, for
 20 provision of services to members of the expansion
 21 population pursuant to chapter 249J, and for medical
 22 education:
 23 \$ 26,284,600

24 Notwithstanding any provision of law to the
 25 contrary, the amount appropriated in this subsection
 26 shall be distributed based on claims submitted,
 27 adjudicated, and paid by the Iowa Medicaid enterprise.

28 3. There is appropriated from the IowaCare
 29 account created in section 249J.24 to the state
 30 board of regents for distribution to university of
 31 Iowa physicians for the fiscal year beginning July
 32 1, 2013, and ending June 30, 2014, for the program
 33 period beginning July 1, 2013, and ending December 31,
 34 2013, the following amount, or so much thereof as is
 35 necessary to be used for the purposes designated:

36 For salaries, support, maintenance, equipment, and
 37 miscellaneous purposes for the provision of medical and
 38 surgical treatment of indigent patients, for provision
 39 of services to members of the expansion population
 40 pursuant to chapter 249J, and for medical education:
 41 \$ 9,903,183

42 Notwithstanding any provision of law to the
 43 contrary, the amount appropriated in this subsection
 44 shall be distributed based on claims submitted,
 45 adjudicated, and paid by the Iowa Medicaid enterprise.
 46 Once the entire amount appropriated in this subsection
 47 has been distributed, claims shall continue to
 48 be submitted and adjudicated by the Iowa Medicaid
 49 enterprise; however, no payment shall be made based
 50 upon such claims.

1 4. There is appropriated from the IowaCare account
 2 created in section 249J.24 to the department of
 3 human services for the fiscal year beginning July
 4 1, 2013, and ending June 30, 2014, for the program
 5 period beginning July 1, 2013, and ending December 31,
 6 2013, the following amount, or so much thereof as is
 7 necessary, to be used for the purposes designated:

8 For distribution to a publicly owned acute care
 9 teaching hospital located in a county with a population
 10 over 350,000 for the provision of medical and surgical
 11 treatment of indigent patients, for provision of
 12 services to members of the expansion population
 13 pursuant to chapter 249J, and for medical education:

14 \$ 33,750,000

15 a. Notwithstanding any provision of law to the
 16 contrary, the amount appropriated in this subsection
 17 shall be distributed based on claims submitted,
 18 adjudicated, and paid by the Iowa Medicaid enterprise
 19 plus a monthly disproportionate share hospital payment.
 20 Any amount appropriated in this subsection in excess
 21 of \$32,000,000 shall be distributed only if the sum of
 22 the expansion population claims adjudicated and paid
 23 by the Iowa Medicaid enterprise plus the estimated
 24 disproportionate share hospital payments exceeds
 25 \$32,000,000. The amount paid in excess of \$32,000,000
 26 shall not adjust the original monthly payment amount
 27 but shall be distributed monthly based on actual
 28 claims adjudicated and paid by the Iowa Medicaid
 29 enterprise plus the estimated disproportionate share
 30 hospital amount. Any amount appropriated in this
 31 subsection in excess of \$32,000,000 shall be allocated
 32 only if federal funds are available to match the
 33 amount allocated. Pursuant to paragraph "b", of the
 34 amount appropriated in this subsection, not more than
 35 \$2,000,000 shall be distributed for prescription drugs,
 36 podiatry services, optometric services, and durable
 37 medical equipment.

38 b. Notwithstanding any provision of law to the
 39 contrary, the hospital identified in this subsection
 40 shall be reimbursed for outpatient prescription
 41 drugs, podiatry services, optometric services, and
 42 durable medical equipment provided to members of the
 43 expansion population pursuant to all applicable medical
 44 assistance program rules, in an amount not to exceed
 45 \$2,000,000.

46 c. Notwithstanding the total amount of proceeds
 47 distributed pursuant to section 249J.24, subsection 4,
 48 paragraph "a", unnumbered paragraph 1, for the fiscal
 49 year beginning July 1, 2013, and ending June 30, 2014,
 50 the county treasurer of a county with a population

1 of over 350,000 in which a publicly owned acute care
 2 teaching hospital is located shall distribute the
 3 proceeds collected pursuant to section 347.7 between
 4 July 1, 2013, and December 31, 2013, in a total amount
 5 of \$19,000,000, which would otherwise be distributed
 6 to the county hospital, to the treasurer of state for
 7 deposit in the IowaCare account.

8 d. Notwithstanding the amount collected and
 9 distributed for deposit in the IowaCare account
 10 pursuant to section 249J.24, subsection 4, paragraph
 11 "a", subparagraph (1), the first \$19,000,000 in
 12 proceeds collected pursuant to section 347.7 between
 13 July 1, 2013, and December 31, 2013, shall be
 14 distributed to the treasurer of state for deposit in
 15 the IowaCare account and collections during this time
 16 period in excess of \$19,000,000 shall be distributed
 17 to the acute care teaching hospital identified in
 18 this subsection. Of the collections in excess of
 19 the \$19,000,000 received by the acute care teaching
 20 hospital under this paragraph "d", \$2,000,000 shall be
 21 distributed by the acute care teaching hospital to the
 22 treasurer of state for deposit in the IowaCare account
 23 in the month of January 2014, following the July 1
 24 through December 31, 2013, period.

25 5. There is appropriated from the IowaCare account
 26 created in section 249J.24 to the department of
 27 human services for the fiscal year beginning July
 28 1, 2013, and ending June 30, 2014, for the program
 29 period beginning July 1, 2013, and ending December 31,
 30 2013, the following amount, or so much thereof as is
 31 necessary to be used for the purpose designated:

32 For payment to the regional provider network
 33 specified by the department pursuant to section 249J.7
 34 for provision of covered services to members of the
 35 expansion population pursuant to chapter 249J:
 36 \$ 2,993,183

37 Notwithstanding any provision of law to the
 38 contrary, the amount appropriated in this subsection
 39 shall be distributed based on claims submitted,
 40 adjudicated, and paid by the Iowa Medicaid enterprise.
 41 Once the entire amount appropriated in this subsection
 42 has been distributed, claims shall continue to
 43 be submitted and adjudicated by the Iowa Medicaid
 44 enterprise; however, no payment shall be made based
 45 upon such claims.

46 6. There is appropriated from the IowaCare account
 47 created in section 249J.24 to the department of
 48 human services for the fiscal year beginning July
 49 1, 2013, and ending June 30, 2014, for the program
 50 period beginning July 1, 2013, and ending December 31,

1 2013, the following amount, or so much thereof as is
2 necessary, to be used for the purposes designated:

3 For a care coordination pool to pay the expansion
4 population providers consisting of the university of
5 Iowa hospitals and clinics, the publicly owned acute
6 care teaching hospital as specified in section 249J.7,
7 and current medical assistance program providers that
8 are not expansion population network providers pursuant
9 to section 249J.7, for services covered by the full
10 benefit medical assistance program but not under the
11 IowaCare program pursuant to section 249J.6, that are
12 provided to expansion population members:

13 \$ 1,500,000

14 a. Notwithstanding sections 249J.6 and 249J.7,
15 the amount appropriated in this subsection is
16 intended to provide payment for medically necessary
17 services provided to expansion population members for
18 continuation of care provided by the university of
19 Iowa hospitals and clinics or the publicly owned acute
20 care teaching hospital as specified in section 249J.7.
21 Payment may only be made for services that are not
22 otherwise covered under section 249J.6, and which are
23 follow-up services to covered services provided by the
24 hospitals specified in this paragraph "a".

25 b. The funds appropriated in this subsection are
26 intended to provide limited payment for continuity
27 of care services for an expansion population member,
28 and are intended to cover the costs of services
29 to expansion population members, regardless of
30 the member's county of residence or medical home
31 assignment, if the care is related to specialty or
32 hospital services provided by the hospitals specified
33 in paragraph "a".

34 c. The funds appropriated in this subsection are
35 not intended to provide for expanded coverage under
36 the IowaCare program, and shall not be used to cover
37 emergency transportation services.

38 d. The department shall adopt administrative
39 rules pursuant to chapter 17A to establish a prior
40 authorization process and to identify covered services
41 for reimbursement under this subsection.

42 7. There is appropriated from the IowaCare account
43 created in section 249J.24 to the department of
44 human services for the fiscal year beginning July
45 1, 2013, and ending June 30, 2014, for the program
46 period beginning July 1, 2013, and ending December 31,
47 2013, the following amount, or so much thereof as is
48 necessary, for the purposes designated:

49 For transfer to the medical contracts appropriation
50 in this division of this Act to be used for

1 administrative costs associated with chapter 249J
 2 including eligibility determinations:
 3 \$ 371,552
 4 8. For the fiscal year beginning July 1, 2013, and
 5 ending June 30, 2014, for the program period beginning
 6 July 1, 2013, and ending December 31, 2013, the
 7 state board of regents shall transfer \$637,789 to the
 8 IowaCare account created in section 249J.24, to provide
 9 the nonfederal share for distribution to university
 10 of Iowa physicians under the IowaCare program. The
 11 university of Iowa hospitals and clinics shall receive
 12 and retain 100 percent of the total increase in
 13 IowaCare program payments.

14 Sec. 33. APPROPRIATIONS FROM NONPARTICIPATING
 15 PROVIDER REIMBURSEMENT FUND — DEPARTMENT OF HUMAN
 16 SERVICES. Notwithstanding any provision to the
 17 contrary, and subject to the availability of funds,
 18 there is appropriated from the nonparticipating
 19 provider reimbursement fund created in section 249J.24A
 20 to the department of human services for the fiscal year
 21 beginning July 1, 2013, and ending June 30, 2014, for
 22 the program period beginning July 1, 2013, and ending
 23 December 31, 2013, the following amount, or so much
 24 thereof as is necessary, for the purposes designated:
 25 To reimburse nonparticipating providers in
 26 accordance with section 249J.24A:
 27 \$ 1,000,000

28 Sec. 34. QUALITY ASSURANCE TRUST FUND — DEPARTMENT
 29 OF HUMAN SERVICES. Notwithstanding any provision to
 30 the contrary and subject to the availability of funds,
 31 there is appropriated from the quality assurance trust
 32 fund created in section 249L.4 to the department of
 33 human services for the fiscal year beginning July 1,
 34 2013, and ending June 30, 2014, the following amounts,
 35 or so much thereof as is necessary, for the purposes
 36 designated:
 37 To supplement the appropriation made in this Act
 38 from the general fund of the state to the department
 39 of human services for medical assistance for the same
 40 fiscal year:
 41 \$ 28,788,917

42 Sec. 35. HOSPITAL HEALTH CARE ACCESS TRUST FUND
 43 — DEPARTMENT OF HUMAN SERVICES. Notwithstanding
 44 any provision to the contrary and subject to the
 45 availability of funds, there is appropriated from
 46 the hospital health care access trust fund created in
 47 section 249M.4 to the department of human services for
 48 the fiscal year beginning July 1, 2013, and ending June
 49 30, 2014, the following amounts, or so much thereof as
 50 is necessary, for the purposes designated:

1 1. To supplement the appropriation made in this Act
2 from the general fund of the state to the department
3 of human services for medical assistance for the same
4 fiscal year:

5 \$ 34,288,000

6 2. For deposit in the nonparticipating provider
7 reimbursement fund created in section 249J.24A to be
8 used for the purposes of the fund:

9 \$ 412,000

10 Sec. 36. MEDICAL ASSISTANCE PROGRAM — NONREVERSION

11 FOR FY 2013-2014. Notwithstanding section 8.33,
12 if moneys appropriated for purposes of the medical
13 assistance program for the fiscal year beginning
14 July 1, 2013, and ending June 30, 2014, from the
15 general fund of the state, the quality assurance
16 trust fund and the hospital health care access trust
17 fund, are in excess of actual expenditures for the
18 medical assistance program and remain unencumbered or
19 unobligated at the close of the fiscal year, the excess
20 moneys shall not revert but shall remain available for
21 expenditure for the purposes of the medical assistance
22 program until the close of the succeeding fiscal year.

23 DIVISION VI

24 PRIOR YEAR APPROPRIATIONS

25 RESPITE

26 Sec. 37. 2011 Iowa Acts, chapter 129, section 128,
27 as amended by 2012 Iowa Acts, chapter 1133, section 22,
28 subsection 26, is amended to read as follows:

29 26. Of the funds appropriated in this section,
30 at least \$25,000 shall be used to continue and to
31 expand the foster care respite pilot program in which
32 postsecondary students in social work and other human
33 services-related programs receive experience by
34 assisting family foster care providers with respite and
35 other support. Notwithstanding section 8.33, moneys
36 allocated in this subsection that remain unencumbered
37 or unobligated at the close of the fiscal year shall
38 not revert but shall remain available for expenditure
39 for the purposes designated until the close of the
40 succeeding fiscal year.

41 MEDICAL ASSISTANCE — GENERAL FUND

42 Sec. 38. 2011 Iowa Acts, chapter 129, section 122,
43 unnumbered paragraph 2, is amended to read as follows:

44 For medical assistance program reimbursement and
45 associated costs as specifically provided in the
46 reimbursement methodologies in effect on June 30,
47 2012, except as otherwise expressly authorized by
48 law, ~~and consistent with options under federal law and~~
49 ~~regulations:~~

50 ~~\$914,993,421~~

1 975,993,421
 2 Sec. 39. 2011 Iowa Acts, chapter 129, section 122,
 3 subsection 1, is amended by striking the subsection and
 4 inserting in lieu thereof the following:

5 1. a. Funds appropriated in this section that
 6 are distributed to a hospital, as defined in section
 7 135B.1, or to a person, as defined in section 4.1, who
 8 receives funding from the IowaCare account created in
 9 section 249J.24, shall not be used for the willful
 10 termination of human life.

11 b. With the exception of the distributions in
 12 paragraph "a", funds appropriated under this section
 13 shall not be distributed to any person, as defined
 14 in section 4.1, who participates in the willful
 15 termination of human life.

16 ADOPTION SUBSIDY — GENERAL FUND

17 Sec. 40. 2011 Iowa Acts, chapter 129, section 129,
 18 as amended by 2012 Iowa Acts, chapter 1133, section 23,
 19 subsection 1, is amended to read as follows:

20 1. There is appropriated from the general fund of
 21 the state to the department of human services for the
 22 fiscal year beginning July 1, 2012, and ending June 30,
 23 2013, the following amount, or so much thereof as is
 24 necessary, to be used for the purpose designated:

25 For adoption subsidy payments and services:
 26 \$ ~~36,788,576~~
 27 37,743,429

28 NURSING FACILITY REIMBURSEMENT

29 Sec. 41. 2011 Iowa Acts, chapter 129, section 141,
 30 subsection 1, paragraph a, subparagraph (1), as amended
 31 by 2012 Iowa Acts, chapter 1133, section 32, is amended
 32 to read as follows:

33 (1) For the fiscal year beginning July 1, 2012, the
 34 total state funding amount for the nursing facility
 35 budget shall not exceed ~~\$237,226,901~~ \$239,226,901.

36 Sec. 42. 2012 Iowa Acts, chapter 1133, section 55,
 37 is amended to read as follows:

38 SEC. 55. REPLACEMENT GENERATION TAX REVENUES —
 39 LEVY RATES FOR FY 2011-2012 AND FY 2012-2013.

40 1. a. For the fiscal year beginning July 1, 2011,
 41 and ending June 30, 2012, and for the fiscal year
 42 beginning July 1, 2012, and ending June 30, 2013, the
 43 replacement generation tax revenues required to be
 44 deposited in the property tax relief fund pursuant
 45 to section 437A.8, subsection 4, paragraph "d", and
 46 section 437A.15, subsection 3, paragraph "f", shall
 47 instead be credited to the mental health and disability
 48 services redesign fund created in this division of this
 49 Act.

50 b. If this section of this division of this Act is

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1 enacted after the department of management has reduced
2 county certified budgets and revised rates of taxation
3 pursuant to section 426B.2, subsection 3, paragraph
4 "b", to reflect anticipated replacement generation tax
5 revenues, and the enactment date is during the period
6 beginning May 1, 2012, and ending June 30, 2012, the
7 reductions and revisions shall be rescinded and the
8 department of management shall expeditiously report
9 that fact to the county auditors.

10 2. Except as otherwise provided in subsection 1
11 for department of management reductions of certified
12 budgets and revisions of tax rates and rescinding
13 of those reductions and revisions, the budgets and
14 tax rates certified for a county services fund under
15 section 331.424A, for the fiscal year beginning July 1,
16 2012, shall remain in effect, notwithstanding section
17 426B.3, subsection 1, the property tax relief fund
18 payment and other services fund financing changes
19 made in this division of this Act, or other statutory
20 amendments affecting county services funds for the
21 fiscal year to the contrary.

22 Sec. 43. EFFECTIVE UPON ENACTMENT. This division
23 of this Act, being deemed of immediate importance,
24 takes effect upon enactment.

25 Sec. 44. RETROACTIVE APPLICABILITY. The following
26 provision of this Act applies retroactively to July 1,
27 2011:

28 1. The section amending 2012 Iowa Acts, chapter
29 1133, section 55.

30 DIVISION VII

31 AGING

32 Sec. 45. Section 231.33, subsection 21, Code 2013,
33 if enacted by 2013 Iowa Acts, Senate File 184, section
34 22, is amended to read as follows:

35 21. Comply with all applicable requirements of the
36 Iowa public employees' retirement system established
37 pursuant to chapter 97B. Notwithstanding any provision
38 to the contrary, an employee of an area agency on aging
39 that was enrolled in an alternative qualified plan
40 prior to July 1, 2012, may continue participation in
41 that alternative qualified plan in lieu of mandatory
42 participation in the Iowa public employees' retirement
43 system.

44 Sec. 46. Section 231.42, subsection 7, paragraph a,
45 Code 2013, is amended to read as follows:

46 a. An officer, owner, director, or employee of a
47 long-term care facility, assisted living program, or
48 elder group home who intentionally prevents, interferes
49 with, or attempts to impede the work of the state or a
50 local long-term care resident's advocate is subject to

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1 a penalty imposed by the director of not more than one
2 thousand five hundred dollars for each violation. If
3 the director imposes a penalty for a violation under
4 this paragraph, no other state agency shall impose
5 a penalty for the same interference violation. Any
6 moneys collected pursuant to this subsection shall be
7 deposited in the general fund of the state and are
8 appropriated to the office of long-term care resident's
9 advocate to be used for administration and the duties
10 of the office.

11 Sec. 47. EFFECTIVE UPON ENACTMENT. The section
12 of this division of this Act amending section 231.33,
13 subsection 21, if enacted by 2013 Iowa Acts, Senate
14 File 184, being deemed of immediate importance, takes
15 effect upon enactment.

16 Sec. 48. RETROACTIVE APPLICABILITY. The section
17 of this division of this Act amending section 231.33,
18 subsection 21, if enacted by 2013 Iowa Acts, Senate
19 File 184, applies retroactively to July 1, 2012.

20 DIVISION VIII

21 EMS TASK FORCE

22 Sec. 49. EMERGENCY MEDICAL SERVICES TASK FORCE AND
23 REPORT.

- 24 1. The department of public health shall establish
25 a task force to ensure the future availability of
26 quality emergency medical services for the state.
- 27 2. The members of the task force shall be appointed
28 by the director of the department of public health, or
29 the director's designee, as follows:
- 30 a. A manager of a rural volunteer emergency medical
31 transport service.
- 32 b. A manager of a rural paid emergency medical
33 transport service.
- 34 c. A manager of an urban emergency medical
35 transport service.
- 36 d. A manager of a nontransport emergency medical
37 service.
- 38 e. A representative of a fire department-based
39 emergency medical service.
- 40 f. A representative of a hospital-based emergency
41 medical service.
- 42 g. A representative of a private, for-profit
43 emergency medical transport service.
- 44 h. A representative of a not-for-profit emergency
45 medical transport service.
- 46 i. A representative of the Iowa emergency medical
47 services association board of directors.
- 48 j. A representative of an emergency medical
49 services training agency.
- 50 k. An urban emergency department physician.

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- 1 l. A rural emergency department physician.
2 m. A representative of the Iowa emergency nurses
3 association.
4 n. A representative of the Iowa alliance in home
5 care.
6 o. A representative of an emergency medical service
7 air ambulance.
8 p. A representative of the Iowa hospital
9 association.
10 q. A representative of the private insurance
11 industry.
12 r. A representative of the Iowa Medicaid enterprise
13 division of the department of human services.
14 s. A representative of city government.
15 t. A representative of county government.
16 u. A representative of the nursing facility
17 industry.
18 v. A representative of the Iowa behavioral health
19 association.
20 w. A consumer of emergency medical services.
21 x. An advanced registered nurse practitioner.
22 3. The task force shall discuss the current
23 state of emergency medical services in Iowa and make
24 recommendations for enhancement of Iowa's emergency
25 medical services system. The recommendations shall
26 address issues facing volunteer and paid rural
27 emergency medical services, cost projections including
28 administration costs for all recommendations, the
29 Medicaid reimbursement fee schedule for ambulance
30 services, and the nature and scope of any recommended
31 changes in regulations governing emergency medical
32 services.
33 4. The task force shall, by April 30, 2014, submit
34 a final report of its findings and recommendations to
35 the governor, the general assembly, the department
36 of public health, and the emergency medical services
37 advisory council. The emergency medical services
38 advisory council shall review the report and make
39 recommendations related to implementation of the
40 report's recommendations to the director of the
41 department of public health.

DIVISION IX

HOSPITAL PROVIDER TAX

44 Sec. 50. Section 249M.5, Code 2013, is amended to
45 read as follows:

46 249M.5 Future repeal.

47 This chapter is repealed June 30, ~~2013~~ 2016.

48 Sec. 51. EFFECTIVE UPON ENACTMENT. The section of
49 this division of this Act relating to the future repeal
50 of the hospital health care access assessment program

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1 chapter, being deemed of immediate importance, takes
2 effect upon enactment.

3 DIVISION X
4 ILL AND HANDICAPPED WAIVER NAME CHANGE
5 Sec. 52. Section 423.3, subsection 18, paragraph
6 f, subparagraph (1), Code 2013, is amended to read as
7 follows:

8 (1) ~~Ill and handicapped~~ Health and disability
9 waiver service providers, described in 441 IAC 77.30.

10 DIVISION XI
11 AUTISM SUPPORT PROGRAM
12 Sec. 53. NEW SECTION. 225D.1 Definitions.
13 As used in this chapter unless the context otherwise
14 requires:

15 1. "Applied behavioral analysis" means the design,
16 implementation, and evaluation of environmental
17 modifications, using behavioral stimuli and
18 consequences, to produce socially significant
19 improvement in human behavior or to prevent loss of
20 attained skill or function, including the use of direct
21 observation, measurement, and functional analysis of
22 the relations between environment and behavior.

23 2. "Autism" means autism spectrum disorders as
24 defined in section 514C.28.

25 3. "Autism service provider" means a person
26 providing applied behavioral analysis, who meets all
27 of the following criteria:

28 a. Is certified as a behavior analyst by the
29 behavior analyst certification board or is a health
30 professional licensed under chapter 147.

31 b. Is approved as a member of the provider network
32 by the department.

33 4. "Autism support fund" or "fund" means the autism
34 support fund created in section 225D.2.

35 5. "Clinically relevant" means medically necessary
36 and resulting in the development, maintenance, or
37 restoration, to the maximum extent practicable, of the
38 functioning of an individual.

39 6. "Department" means the department of human
40 services.

41 7. "Diagnostic assessment of autism" means medically
42 necessary assessment, evaluations, or tests performed
43 by a licensed child psychiatrist, developmental
44 pediatrician, or clinical psychologist.

45 8. "Eligible individual" means a child less than
46 nine years of age who has been diagnosed with autism
47 based on a diagnostic assessment of autism, is not
48 otherwise eligible for coverage for applied behavioral
49 analysis treatment under the medical assistance
50 program, section 514C.28, or private insurance

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1 coverage, and whose household income does not exceed
2 four hundred percent of the federal poverty level.

3 9. "Federal poverty level" means the most recently
4 revised poverty income guidelines published by the
5 United States department of health and human services.

6 10. "Household income" means household income as
7 determined using the modified adjusted gross income
8 methodology pursuant to section 2002 of the federal
9 Patient Protection and Affordable Care Act, Pub. L. No.
10 111-148.

11 11. "Medical assistance" or "Medicaid" means
12 assistance provided under the medical assistance
13 program pursuant to chapter 249A.

14 12. "Regional autism assistance program" means the
15 regional autism assistance program created in section
16 256.35.

17 13. "Treatment plan" means a plan for the treatment
18 of autism developed by a licensed physician or licensed
19 psychologist pursuant to a comprehensive evaluation or
20 reevaluation performed in consultation with the patient
21 and the patient's representative.

22 Sec. 54. NEW SECTION. 225D.2 Autism support
23 program — fund.

24 1. The department shall implement an autism support
25 program beginning January 1, 2014, to provide payment
26 for the provision of applied behavioral analysis
27 treatment for eligible individuals. The department
28 shall adopt rules, including standards and guidelines
29 pursuant to chapter 17A to implement and administer
30 the program. In adopting the rules, standards, and
31 guidelines for the program, the department shall
32 consult with and incorporate the recommendations
33 of an expert panel convened by the regional autism
34 assistance program to provide expert opinion on
35 clinically relevant practices and guidance on program
36 implementation and administration. The expert panel
37 shall consist of families of individuals with autism;
38 educational, medical, and human services specialists,
39 professionals, and providers; and others with interest
40 in or expertise related to autism. The program shall
41 be implemented and administered in a manner so that
42 payment for services is available throughout the state,
43 including in rural and under-resourced areas.

44 2. At a minimum, the rules, standards, and
45 guidelines for the program shall address all of the
46 following:

47 a. A maximum annual benefit amount for an eligible
48 individual of thirty-six thousand dollars.

49 b. A maximum of twenty-four months of applied
50 behavioral analysis treatment.

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1 c. Notwithstanding the age limitation for an
2 eligible individual, a provision that if an eligible
3 individual reaches nine years of age prior to
4 completion of the maximum applied behavioral analysis
5 treatment period specified in paragraph "b", the
6 individual may complete such treatment in accordance
7 with the individual's treatment plan, not to exceed the
8 maximum treatment period.

9 d. A graduated schedule for cost-sharing by an
10 eligible individual based on a percentage of the total
11 benefit amount expended for the eligible individual,
12 annually. Cost-sharing shall be applicable to eligible
13 individuals with household incomes at or above two
14 hundred percent of the federal poverty level in
15 incrementally increased amounts up to a maximum of ten
16 percent. The rules shall provide a financial hardship
17 exemption from payment of the cost-sharing based on
18 criteria established by rule of the department.

19 e. Application, approval, compliance, and appeal
20 processes for eligible individuals as necessary to
21 operate and manage the program.

22 f. Enrollment, renewal, and reimbursement of claims
23 provisions for autism service providers participating
24 in the program.

25 g. A requirement of family engagement and
26 participation as part of the eligible individual's
27 treatment plan.

28 h. A requirement that the autism service provider
29 coordinate interventions with the school in which the
30 eligible individual is enrolled.

31 i. A requirement that the administrator of the
32 program utilize the regional autism assistance
33 program to coordinate interventions between eligible
34 individuals and their families receiving support
35 through the autism support program with appropriate
36 medical, educational, and treatment providers,
37 including integrated health homes. The regional
38 autism assistance program shall provide for family
39 navigation and coordination and integration of services
40 through the statewide system of regional child health
41 specialty clinics, utilizing the community child
42 health team model. As necessitated by the availability
43 of resources in the community where services are
44 delivered, telehealth may be used in delivering and
45 coordinating interventions with appropriate providers.
46 To the extent available and accessible to an eligible
47 individual, the eligible individual shall be enrolled
48 in an integrated health home that is an approved
49 provider enrolled in the medical assistance program.
50 Health home services that are covered services under

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1 the medical assistance program shall be reimbursed
2 under the autism support program at rates consistent
3 with those established under the medical assistance
4 program.

5 j. Requirements related to review of treatment
6 plans, which may require review once every six months,
7 subject to utilization review requirements established
8 by rule. A more or less frequent review may be agreed
9 upon by the eligible individual and the licensed
10 physician or licensed psychologist developing the
11 treatment plan.

12 k. Recognition of the results of a diagnostic
13 assessment of autism as valid for a period of not less
14 than twelve months, unless a licensed physician or
15 licensed psychologist determines that a more frequent
16 assessment is necessary.

17 3. Moneys in the autism support fund created under
18 subsection 5 shall be expended only for eligible
19 individuals who are not eligible for coverage for
20 applied behavioral analysis treatment under the
21 medical assistance program, section 514C.28, or
22 private insurance. Payment for applied behavioral
23 analysis treatment through the fund shall be limited
24 to only applied behavioral analysis treatment that is
25 clinically relevant and only to the extent approved
26 under the guidelines established by rule of the
27 department.

28 4. This section shall not be construed as granting
29 an entitlement for any program, service, or other
30 support for eligible individuals. Any state obligation
31 to provide a program, service, or other support
32 pursuant to this section is limited to the extent
33 of the funds appropriated for the purposes of the
34 program. The department may establish a waiting list
35 or terminate participation of eligible individuals if
36 the department determines that moneys in the autism
37 support fund are insufficient to cover future claims
38 for reimbursement beyond ninety days.

39 5. a. An autism support fund is created in the
40 state treasury under the authority of the department.
41 Moneys appropriated to and all other moneys specified
42 for deposit in the fund shall be deposited in the fund
43 and used for the purposes of the program.

44 b. The fund shall be separate from the general
45 fund of the state and shall not be considered part
46 of the general fund of the state. The moneys in the
47 fund shall not be considered revenue of the state, but
48 rather shall be funds of the autism support program.
49 The moneys deposited in the fund are not subject
50 to section 8.33 and shall not be transferred, used,

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1 obligated, appropriated, or otherwise encumbered,
2 except to provide for the purposes of this section.
3 Notwithstanding section 12C.7, subsection 2, interest
4 or earnings on moneys deposited in the fund shall be
5 credited to the fund.

6 c. The department shall adopt rules pursuant to
7 chapter 17A to administer the fund and reimbursements
8 made from the fund.

9 d. Moneys in the fund are appropriated to the
10 department and shall be used by the department for the
11 purposes of the autism support program. The department
12 shall be the administrator of the fund for auditing
13 purposes.

14 e. The department shall submit an annual report to
15 the governor and the general assembly no later than
16 January 1 of each year that includes but is not limited
17 to all of the following:

18 (1) The total number of applications received under
19 the program for the immediately preceding fiscal year.

20 (2) The number of applications approved and the
21 total amount of funding expended for reimbursements
22 under the program in the immediately preceding fiscal
23 year.

24 (3) The cost of administering the program in the
25 immediately preceding fiscal year.

26 (4) The number of eligible individuals on a waiting
27 list, if any, and the amount of funding necessary to
28 reduce the existing waiting list.

29 (5) Recommendations for any changes to the program.

30 Sec. 55. IMPLEMENTATION.

31 1. The department of human services shall implement
32 the autism support program beginning January 1, 2014,
33 subject to available funding.

34 2. Notwithstanding section 8.47 or any other
35 provision of law to the contrary, the department may
36 utilize a sole-source contract and utilize the managed
37 care entity under contract with the department to
38 manage behavioral health services under the medical
39 assistance program to administer the program. Total
40 administrative costs of the program shall not exceed
41 ten percent of the funds expended through the program,
42 annually.

43 Sec. 56. EFFECTIVE UPON ENACTMENT. This division
44 of this Act, being deemed of immediate importance,
45 takes effect upon enactment.

46 DIVISION XII

47 DEPARTMENT OF HUMAN SERVICES — CHILD, ADULT, AND
48 FAMILY SERVICES

49 Sec. 57. Section 225C.38, subsection 1, paragraph
50 c, Code 2013, is amended to read as follows:

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1 c. Except as provided in section 225C.41, a family
2 support subsidy for a fiscal year shall be in an amount
3 determined by the department ~~in consultation with the~~
4 ~~comprehensive family support council created in section~~
5 ~~225C.48~~. The parent or legal guardian receiving a
6 family support subsidy may elect to receive a payment
7 amount which is less than the amount determined in
8 accordance with this paragraph.

9 Sec. 58. Section 225C.42, subsection 1, Code 2013,
10 is amended to read as follows:

11 1. The department shall conduct an annual
12 evaluation of the family support subsidy program ~~in~~
13 ~~conjunction with the comprehensive family support~~
14 ~~council~~ and shall submit the evaluation report with
15 recommendations to the governor and general assembly.
16 The report shall be submitted on or before October
17 30 and provide an evaluation of the latest completed
18 fiscal year.

19 Sec. 59. Section 225C.47, subsection 5, unnumbered
20 paragraph 1, Code 2013, is amended to read as follows:

21 The department shall design the program ~~in~~
22 ~~consultation with the comprehensive family support~~
23 ~~council created in section 225C.48~~. The department
24 shall adopt rules to implement the program which
25 provide for all of the following:

26 Sec. 60. Section 225C.49, subsection 4, Code 2013,
27 is amended to read as follows:

28 4. The department shall designate one individual
29 whose sole duties are to provide central coordination
30 of the programs under sections 225C.36 and 225C.47 and
31 ~~to work with the comprehensive family support council~~
32 to oversee development and implementation of the
33 programs.

34 Sec. 61. Section 239B.5, Code 2013, is amended by
35 adding the following new subsection:

36 NEW SUBSECTION. 4. a. The department shall
37 implement policies and procedures as necessary to
38 comply with provisions of the federal Middle Class
39 Tax Relief and Job Creation Act of 2012, Pub. L. No.
40 112-96, to prevent assistance provided under this
41 chapter from being used in any electronic benefit
42 transfer transaction in any liquor store; any casino,
43 gambling casino, or gaming establishment; or any
44 retail establishment which provides adult-oriented
45 entertainment in which performers disrobe or perform in
46 an unclothed state for entertainment. For purposes of
47 this paragraph, the definitions found in the federal
48 Middle Class Tax Relief and Job Creation Act and
49 related rules and statutes apply.

50 b. Unless otherwise precluded by federal law

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1 or regulation, policies and procedures implemented
2 under this subsection shall at a minimum impose the
3 prohibition described in paragraph "a" as a condition
4 for continued eligibility for assistance under this
5 chapter.

6 c. The department may implement additional measures
7 as may be necessary to comply with federal regulations
8 in implementing paragraph "a".

9 d. The department shall adopt rules as necessary to
10 implement this subsection.

11 Sec. 62. Section 239B.14, subsection 1, Code 2013,
12 is amended to read as follows:

13 1. a. An individual who obtains, or attempts to
14 obtain, or aids or abets an individual to obtain, by
15 means of a willfully false statement or representation,
16 by knowingly failing to disclose a material fact, or by
17 impersonation, or any fraudulent device, any assistance
18 or other benefits under this chapter to which the
19 individual is not entitled, commits a fraudulent
20 practice.

21 b. An individual who accesses benefits provided
22 under this chapter in violation of any prohibition
23 imposed by the department pursuant to section 239B.5,
24 subsection 4, commits a fraudulent practice.

25 Sec. 63. Section 249A.3, subsection 1, Code 2013,
26 is amended by adding the following new paragraph:
27 NEW PARAGRAPH. v. Beginning January 1, 2014, is an
28 individual who meets all of the following requirements:

29 (1) Is under twenty-six years of age.

30 (2) Was in foster care under the responsibility
31 of the state on the date of attaining eighteen years
32 of age or such higher age to which foster care is
33 provided.

34 (3) Was enrolled in the medical assistance program
35 under this chapter while in such foster care.

36 Sec. 64. Section 249A.3, subsection 2, paragraph
37 a, subparagraph (9), Code 2013, is amended by striking
38 the subparagraph.

39 Sec. 65. Section 249J.26, subsection 2, Code 2013,
40 is amended to read as follows:

41 2. This chapter is repealed ~~October~~ December 31,
42 2013.

43 Sec. 66. Section 514I.4, subsection 5, paragraph a,
44 Code 2013, is amended by striking the paragraph.

45 Sec. 67. Section 514I.5, subsection 7, paragraph f,
46 Code 2013, is amended to read as follows:

47 f. Review, in consultation with the department,
48 and take necessary steps to improve interaction
49 between the program and other public and private
50 programs which provide services to the population of

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1 eligible children. ~~The board, in consultation with the~~
2 ~~department, shall also develop and implement a plan to~~
3 ~~improve the medical assistance program in coordination~~
4 ~~with the hawk-i program, including but not limited~~
5 ~~to a provision to coordinate eligibility between the~~
6 ~~medical assistance program and the hawk-i program, and~~
7 ~~to provide for common processes and procedures under~~
8 ~~both programs to reduce duplication and bureaucracy.~~

9 Sec. 68. Section 514I.5, subsection 8, paragraphs
10 b and f, Code 2013, are amended by striking the
11 paragraphs.

12 Sec. 69. Section 514I.7, subsection 2, paragraphs a
13 and g, Code 2013, are amended to read as follows:

14 a. Determine ~~individual~~ eligibility for program
15 enrollment based upon review of completed applications
16 ~~and supporting documentation as prescribed by federal~~
17 ~~law and regulation, using policies and procedures~~
18 ~~adopted by rule of the department pursuant to chapter~~
19 ~~17A. The administrative contractor shall not enroll a~~
20 ~~child who has group health coverage, unless expressly~~
21 ~~authorized by such rules.~~

22 g. ~~Create and Utilize the department's eligibility~~
23 ~~system to maintain eligibility files that are~~
24 ~~compatible with the data system of the department~~
25 ~~with pertinent eligibility determination and ongoing~~
26 ~~enrollment information~~ including, but not limited
27 to, data regarding beneficiaries, enrollment dates,
28 disenrollments, and annual financial redeterminations.

29 Sec. 70. Section 514I.7, subsection 2, paragraphs
30 c, d, e, f, and k, Code 2013, are amended by striking
31 the paragraphs.

32 Sec. 71. Section 514I.8, subsection 1, Code 2013,
33 is amended to read as follows:

34 1. a. Effective July 1, 1998, and notwithstanding
35 any medical assistance program eligibility criteria
36 to the contrary, medical assistance shall be provided
37 to, or on behalf of, an eligible child under the age
38 of nineteen whose family income does not exceed one
39 hundred thirty-three percent of the federal poverty
40 level, as defined by the most recently revised poverty
41 income guidelines published by the United States
42 department of health and human services.

43 ~~b.~~ b. Additionally, effective ~~Effective~~ July 1,
44 2000, and notwithstanding any medical assistance
45 program eligibility criteria to the contrary, medical
46 assistance shall be provided to, or on behalf of, an
47 eligible infant whose family income does not exceed
48 two hundred percent of the federal poverty level, as
49 defined by the most recently revised poverty income
50 guidelines published by the United States department of

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1 health and human services.

2 c. Effective July 1, 2009, and notwithstanding any
3 medical assistance program eligibility criteria to the
4 contrary, medical assistance shall be provided to, or
5 on behalf of, a pregnant woman or an eligible child who
6 is an infant and whose family income is at or below
7 three hundred percent of the federal poverty level, as
8 defined by the most recently revised poverty income
9 guidelines published by the United States department of
10 health and human services.

11 Sec. 72. Section 514I.8, subsection 2, paragraph c,
12 Code 2013, is amended to read as follows:

13 c. Is a member of a family whose income does not
14 exceed three hundred percent of the federal poverty
15 level, as defined in 42 U.S.C. § 9902(2), including any
16 revision required by such section, and in accordance
17 with the federal Children's Health Insurance Program
18 Reauthorization Act of 2009, Pub. L. No. 111-3. The
19 modified adjusted gross income methodology prescribed
20 in section 2101 of the federal Patient Protection and
21 Affordable Care Act, Pub. L. No. 111-148, to determine
22 family income under this paragraph.

23 Sec. 73. Section 514I.8, subsections 3 and 4, Code
24 2013, are amended to read as follows:

25 3. In accordance with the rules adopted by the
26 board, a child may be determined to be presumptively
27 eligible for the program pending a final eligibility
28 determination. Following final determination of
29 eligibility ~~by the administrative contractor~~, a child
30 shall be eligible for a twelve-month period. At the
31 end of the twelve-month period, ~~the administrative~~
32 ~~contractor shall conduct~~ a review of the circumstances
33 of the eligible child's family shall be conducted
34 to establish eligibility and cost sharing for the
35 subsequent twelve-month period.

36 4. Once an eligible child is enrolled in a plan,
37 ~~the eligible child shall remain enrolled in the plan~~
38 ~~unless a determination is made, according to criteria~~
39 ~~established by the board, that the eligible child~~
40 ~~should be allowed to enroll in another qualified child~~
41 ~~health plan or should be disenrolled. An enrollee may~~
42 request to change plans within ninety days of initial
43 enrollment for any reason and at any time for cause,
44 as defined in 42 C.F.R. § 438.56(d)(2). Otherwise, an
45 enrollee may change plan enrollment once a year on the
46 enrollee's anniversary date.

47 Sec. 74. Section 514I.8, subsections 5 and 6, Code
48 2013, are amended by striking the subsections.

49 Sec. 75. Section 514I.9, Code 2013, is amended to
50 read as follows:

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1 514I.9 Program benefits.

2 1. ~~Until June 30, 1999, the benefits provided under~~
 3 ~~the program shall be those benefits established by rule~~
 4 ~~of the board and in compliance with Tit. XXI of the~~
 5 ~~federal Social Security Act.~~

6 ~~2. On or before June 30, 1999, the hawk-i board~~
 7 ~~shall adopt rules to amend the benefits package based~~
 8 ~~upon review of the results of the initial benefits~~
 9 ~~package used.~~

10 3. ~~Subsequent to June 30, 1999, the The hawk-i~~
 11 ~~board shall review the benefits package annually and~~
 12 ~~shall determine additions to or deletions from the~~
 13 ~~benefits package offered. The hawk-i board shall~~
 14 ~~submit the recommendations to the general assembly for~~
 15 ~~any amendment to the benefits package.~~

16 4. ~~2.~~ Benefits, in addition to those required
 17 by rule, may be provided to eligible children by a
 18 participating insurer if the benefits are provided at
 19 no additional cost to the state.

20 Sec. 76. REPEAL. Section 225C.48, Code 2013, is
 21 repealed.

22 Sec. 77. EFFECTIVE DATE. The following provision
 23 or provisions of this Act take effect December 31,
 24 2013:

25 1. The section of this Act amending section 249A.3,
 26 subsection 2, paragraph "a", subparagraph (9).

DIVISION XIII

MEDICAID COST CONTAINMENT

29 Sec. 78. 2011 Iowa Acts, chapter 129, section
 30 122, subsection 26, as enacted by 2012 Iowa Acts,
 31 chapter 1133, section 12, is amended by striking the
 32 subsection.

DIVISION XIV

CIGARETTE AND TOBACCO TAX PROCEEDS — HEALTH CARE TRUST 35 FUND

36 Sec. 79. Section 453A.35, Code 2013, is amended to
 37 read as follows:

38 453A.35 ~~Tax and fees~~ Proceeds paid to general fund
 39 — standing appropriation to health care trust fund.

40 1. a. With the exception of revenues credited to
 41 the health care trust fund pursuant to paragraph "b",
 42 the proceeds derived from the sale of stamps and the
 43 payment of ~~taxes, fees,~~ and penalties provided for
 44 under this chapter, and the permit fees received from
 45 all permits issued by the department, shall be credited
 46 to the general fund of the state.

47 b. ~~Of the The revenues generated from the tax on~~
 48 ~~cigarettes pursuant to section 453A.6, subsection 1,~~
 49 ~~and from the tax on tobacco products as specified in~~
 50 ~~section 453A.43, subsections 1, 2, 3, and 4, the first~~

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1 ~~one hundred six million sixteen thousand four hundred~~
 2 ~~dollars~~ shall be credited to the health care trust fund
 3 created in section 453A.35A.

4 2. All permit fees provided for in this chapter and
 5 collected by cities in the issuance of permits granted
 6 by the cities shall be paid to the treasurer of the
 7 city where the permit is effective, or to another city
 8 officer as designated by the council, and credited to
 9 the general fund of the city. Permit fees so collected
 10 by counties shall be paid to the county treasurer.

11 DIVISION XV

12 IOWACARE — ACCOUNT FOR HEALTH CARE TRANSFORMATION

13 Sec. 80. Section 249J.8, subsection 1, paragraph k,
 14 Code 2013, is amended to read as follows:

15 k. Premiums collected under this subsection shall
 16 be deposited in the ~~premiums subaccount of the IowaCare~~
 17 ~~account for health care transformation~~ created pursuant
 18 to section ~~249J.23~~ 249J.24.

19 Sec. 81. Section 249J.23, subsection 1, Code 2013,
 20 is amended to read as follows:

21 1. An account for health care transformation is
 22 created in the state treasury under the authority of
 23 the department. Moneys received from sources including
 24 but not limited to appropriations from the general
 25 fund of the state, grants, and contributions shall be
 26 deposited in the account. ~~The account shall include~~
 27 ~~a separate premiums subaccount. Revenue generated~~
 28 ~~through payment of premiums by expansion population~~
 29 ~~members as required pursuant to section 249J.8 shall be~~
 30 ~~deposited in the separate premiums subaccount within~~
 31 ~~the account.~~

32 Sec. 82. Section 249J.24, subsection 1, Code 2013,
 33 is amended to read as follows:

34 1. An IowaCare account is created in the state
 35 treasury under the authority of the department of human
 36 services. Moneys appropriated from the general fund of
 37 the state to the account, moneys received as federal
 38 financial participation funds under the expansion
 39 population provisions of this chapter and credited to
 40 the account, moneys received for disproportionate share
 41 hospitals and credited to the account, moneys received
 42 for graduate medical education and credited to the
 43 account, proceeds distributed from the county treasurer
 44 as specified in subsection 4, revenue generated through
 45 payment of premiums pursuant to section 249J.8, and
 46 moneys from any other source credited to the account
 47 shall be deposited in the account. Moneys deposited
 48 in or credited to the account shall be used only as
 49 provided in appropriations or distributions from the
 50 account for the purposes specified in the appropriation

1 or distribution. Moneys in the account shall be
 2 appropriated to the university of Iowa hospitals and
 3 clinics and to a publicly owned acute care teaching
 4 hospital located in a county with a population over
 5 three hundred fifty thousand for the purposes provided
 6 in the federal law making the funds available or as
 7 specified in the state appropriation and shall be
 8 distributed as determined by the department.

9 DIVISION XVI

10 DEPARTMENT ON AGING — FY 2014-2015

11 Sec. 83. DEPARTMENT ON AGING. There is
 12 appropriated from the general fund of the state to
 13 the department on aging for the fiscal year beginning
 14 July 1, 2014, and ending June 30, 2015, the following
 15 amount, or so much thereof as is necessary, to be used
 16 for the purposes designated:

17 For aging programs for the department on aging and
 18 area agencies on aging to provide citizens of Iowa who
 19 are 60 years of age and older with case management for
 20 frail elders, Iowa's aging and disabilities resource
 21 center, and other services which may include but are
 22 not limited to adult day services, respite care, chore
 23 services, information and assistance, and material aid,
 24 for information and options counseling for persons with
 25 disabilities who are 18 years of age or older, and
 26 for salaries, support, administration, maintenance,
 27 and miscellaneous purposes, and for not more than the
 28 following full-time equivalent positions:

29 \$ 5,221,043
 30 FTEs 35.00

31 1. Funds appropriated in this section may be used
 32 to supplement federal funds under federal regulations.
 33 To receive funds appropriated in this section, a local
 34 area agency on aging shall match the funds with moneys
 35 from other sources according to rules adopted by the
 36 department. Funds appropriated in this section may be
 37 used for elderly services not specifically enumerated
 38 in this section only if approved by an area agency on
 39 aging for provision of the service within the area.

40 2. Of the funds appropriated in this section,
 41 \$139,973 is transferred to the economic development
 42 authority for the Iowa commission on volunteer services
 43 to be used for the retired and senior volunteer
 44 program.

45 3. a. The department on aging shall establish and
 46 enforce procedures relating to expenditure of state and
 47 federal funds by area agencies on aging that require
 48 compliance with both state and federal laws, rules, and
 49 regulations, including but not limited to all of the
 50 following:

1 (1) Requiring that expenditures are incurred only
2 for goods or services received or performed prior to
3 the end of the fiscal period designated for use of the
4 funds.

5 (2) Prohibiting prepayment for goods or services
6 not received or performed prior to the end of the
7 fiscal period designated for use of the funds.

8 (3) Prohibiting the prepayment for goods or
9 services not defined specifically by good or service,
10 time period, or recipient.

11 (4) Prohibiting the establishment of accounts from
12 which future goods or services which are not defined
13 specifically by good or service, time period, or
14 recipient, may be purchased.

15 b. The procedures shall provide that if any funds
16 are expended in a manner that is not in compliance with
17 the procedures and applicable federal and state laws,
18 rules, and regulations, and are subsequently subject
19 to repayment, the area agency on aging expending such
20 funds in contravention of such procedures, laws, rules
21 and regulations, not the state, shall be liable for
22 such repayment.

23 4. Of the funds appropriated in this section,
24 \$50,000 shall be used to provide for a local long-term
25 care resident's advocate to administer the certified
26 volunteer long-term care resident's advocate program
27 pursuant to section 231.45.

28 DIVISION XVII

29 DEPARTMENT OF PUBLIC HEALTH — FY 2014-2015

30 Sec. 84. DEPARTMENT OF PUBLIC HEALTH. There is
31 appropriated from the general fund of the state to
32 the department of public health for the fiscal year
33 beginning July 1, 2014, and ending June 30, 2015, the
34 following amounts, or so much thereof as is necessary,
35 to be used for the purposes designated:

36 1. ADDICTIVE DISORDERS

37 For reducing the prevalence of use of tobacco,
38 alcohol, and other drugs, and treating individuals
39 affected by addictive behaviors, including gambling,
40 and for not more than the following full-time
41 equivalent positions:

42	\$ 11,931,845
43	FTEs 13.00

44 a. (1) Of the funds appropriated in this
45 subsection, \$1,824,181 shall be used for the tobacco
46 use prevention and control initiative, including
47 efforts at the state and local levels, as provided
48 in chapter 142A. The commission on tobacco use
49 prevention and control established pursuant to section
50 142A.3 shall advise the director of public health in

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1 prioritizing funding needs and the allocation of moneys
2 appropriated for the programs and activities of the
3 initiative under this subparagraph (1) and shall make
4 recommendations to the director in the development of
5 budget requests relating to the initiative.

6 (2) (a) Of the funds allocated in this paragraph
7 "a", \$226,534 is transferred to the alcoholic beverages
8 division of the department of commerce for enforcement
9 of tobacco laws, regulations, and ordinances and to
10 engage in tobacco control activities approved by the
11 division of tobacco use prevention and control as
12 specified in the memorandum of understanding entered
13 into between the divisions.

14 (b) For the fiscal year beginning July 1, 2014, and
15 ending June 30, 2015, the terms of the memorandum of
16 understanding, entered into between the division of
17 tobacco use prevention and control of the department
18 of public health and the alcoholic beverages division
19 of the department of commerce, governing compliance
20 checks conducted to ensure licensed retail tobacco
21 outlet conformity with tobacco laws, regulations, and
22 ordinances relating to persons under eighteen years of
23 age, shall restrict the number of such checks to one
24 check per retail outlet, and one additional check for
25 any retail outlet found to be in violation during the
26 first check.

27 b. Of the funds appropriated in this subsection,
28 \$10,107,665 shall be used for problem gambling and
29 substance-related disorder prevention, treatment, and
30 recovery services, including a 24-hour helpline, public
31 information resources, professional training, and
32 program evaluation.

33 (1) Of the funds allocated in this paragraph "b",
34 \$8,551,858 shall be used for substance-related disorder
35 prevention and treatment.

36 (a) Of the funds allocated in this subparagraph
37 (1), \$449,650 shall be used for the public purpose of
38 a grant program to provide substance-related disorder
39 prevention programming for children.

40 (i) Of the funds allocated in this subparagraph
41 division (a), \$213,770 shall be used for grant funding
42 for organizations that provide programming for
43 children by utilizing mentors. Programs approved for
44 such grants shall be certified or will be certified
45 within six months of receiving the grant award by the
46 Iowa commission on volunteer services as utilizing
47 the standards for effective practice for mentoring
48 programs.

49 (ii) Of the funds allocated in this subparagraph
50 division (a), \$213,420 shall be used for grant

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1 funding for organizations that provide programming
2 that includes youth development and leadership. The
3 programs shall also be recognized as being programs
4 that are scientifically based with evidence of their
5 effectiveness in reducing substance-related disorders
6 in children.

7 (iii) The department of public health shall utilize
8 a request for proposals process to implement the grant
9 program.

10 (iv) All grant recipients shall participate in a
11 program evaluation as a requirement for receiving grant
12 funds.

13 (v) Of the funds allocated in this subparagraph
14 division (a), up to \$22,461 may be used to administer
15 substance-related disorder prevention grants and for
16 program evaluations.

17 (b) Of the funds allocated in this subparagraph
18 (1), \$136,302 shall be used for culturally competent
19 substance-related disorder treatment pilot projects.

20 (i) The department shall utilize the amount
21 allocated in this subparagraph division (b) for at
22 least three pilot projects to provide culturally
23 competent substance-related disorder treatment in
24 various areas of the state. Each pilot project shall
25 target a particular ethnic minority population. The
26 populations targeted shall include but are not limited
27 to African American, Asian, and Latino.

28 (ii) The pilot project requirements shall provide
29 for documentation or other means to ensure access
30 to the cultural competence approach used by a pilot
31 project so that such approach can be replicated and
32 improved upon in successor programs.

33 (2) Of the funds allocated in this paragraph "b",
34 up to \$1,555,807 may be used for problem gambling
35 prevention, treatment, and recovery services.

36 (a) Of the funds allocated in this subparagraph
37 (2), \$1,286,881 shall be used for problem gambling
38 prevention and treatment.

39 (b) Of the funds allocated in this subparagraph
40 (2), up to \$218,926 may be used for a 24-hour helpline,
41 public information resources, professional training,
42 and program evaluation.

43 (c) Of the funds allocated in this subparagraph
44 (2), up to \$50,000 may be used for the licensing of
45 problem gambling treatment programs.

46 (3) It is the intent of the general assembly that
47 from the moneys allocated in this paragraph "b",
48 persons with a dual diagnosis of substance-related
49 disorder and gambling addiction shall be given priority
50 in treatment services.

1 c. Notwithstanding any provision of law to the
 2 contrary, to standardize the availability, delivery,
 3 cost of delivery, and accountability of problem
 4 gambling and substance-related disorder treatment
 5 services statewide, the department shall continue
 6 implementation of a process to create a system for
 7 delivery of treatment services in accordance with the
 8 requirements specified in 2008 Iowa Acts, chapter
 9 1187, section 3, subsection 4. To ensure the system
 10 provides a continuum of treatment services that best
 11 meets the needs of Iowans, the problem gambling and
 12 substance-related disorder treatment services in any
 13 area may be provided either by a single agency or by
 14 separate agencies submitting a joint proposal.

15 (1) The system for delivery of substance-related
 16 disorder and problem gambling treatment shall include
 17 problem gambling prevention.

18 (2) The system for delivery of substance-related
 19 disorder and problem gambling treatment shall include
 20 substance-related disorder prevention by July 1, 2015.

21 (3) Of the funds allocated in paragraph "b", the
 22 department may use up to \$50,000 for administrative
 23 costs to continue developing and implementing the
 24 process in accordance with this paragraph "c".

25 d. The requirement of section 123.53, subsection
 26 5, is met by the appropriations and allocations made
 27 in this Act for purposes of substance-related disorder
 28 treatment and addictive disorders for the fiscal year
 29 beginning July 1, 2014.

30 e. The department of public health shall work with
 31 all other departments that fund substance-related
 32 disorder prevention and treatment services and all
 33 such departments shall, to the extent necessary,
 34 collectively meet the state maintenance of effort
 35 requirements for expenditures for substance-related
 36 disorder services as required under the federal
 37 substance-related disorder prevention and treatment
 38 block grant.

39 2. HEALTHY CHILDREN AND FAMILIES

40 For promoting the optimum health status for
 41 children, adolescents from birth through 21 years of
 42 age, and families, and for not more than the following
 43 full-time equivalent positions:

44 \$ 1,326,780
 45 FTEs 10.00

46 a. Of the funds appropriated in this subsection,
 47 not more than \$367,421 shall be used for the healthy
 48 opportunities to experience success-healthy families
 49 Iowa (HOPES-HFI) program established pursuant to
 50 section 135.106. The funding shall be distributed to

1 renew the grants that were provided to the grantees
2 that operated the program during the fiscal year ending
3 June 30, 2014.

4 b. In order to implement the legislative intent
5 stated in sections 135.106 and 256L.9, that priority
6 for home visitation program funding be given to
7 programs using evidence-based or promising models
8 for home visitation, it is the intent of the general
9 assembly to phase-in the funding priority in accordance
10 with 2012 Iowa Acts, chapter 129, section 2, subsection
11 2, paragraph 0b.

12 c. Of the funds appropriated in this subsection,
13 \$163,944 shall be used to continue to address the
14 healthy mental development of children from birth
15 through five years of age through local evidence-based
16 strategies that engage both the public and private
17 sectors in promoting healthy development, prevention,
18 and treatment for children.

19 d. Of the funds appropriated in this subsection,
20 \$15,799 shall be distributed to a statewide dental
21 carrier to provide funds to continue the donated dental
22 services program patterned after the projects developed
23 by the lifeline network to provide dental services to
24 indigent elderly and disabled individuals.

25 e. Of the funds appropriated in this subsection,
26 \$55,998 shall be used for childhood obesity prevention.

27 f. Of the funds appropriated in this subsection,
28 \$81,384 shall be used to provide audiological services
29 and hearing aids for children. The department may
30 enter into a contract to administer this paragraph.

31 g. Of the funds appropriated in this subsection,
32 \$12,500 is transferred to the university of Iowa
33 college of dentistry for provision of primary dental
34 services to children. State funds shall be matched
35 on a dollar-for-dollar basis. The university of Iowa
36 college of dentistry shall coordinate efforts with the
37 department of public health, bureau of oral health,
38 to provide dental care to underserved populations
39 throughout the state.

40 h. Of the funds appropriated in this subsection,
41 \$25,000 shall be used to address youth suicide
42 prevention.

43 3. CHRONIC CONDITIONS

44 For serving individuals identified as having chronic
45 conditions or special health care needs, and for not
46 more than the following full-time equivalent positions:

47 \$ 2,077,715
48 FTEs 4.00

49 a. Of the funds appropriated in this subsection,
50 \$79,966 shall be used for grants to individual patients

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1 who have phenylketonuria (PKU) to assist with the costs
2 of necessary special foods.

3 b. Of the funds appropriated in this subsection,
4 \$240,822 is allocated for continuation of the contracts
5 for resource facilitator services in accordance with
6 section 135.22B, subsection 9, and for brain injury
7 training services and recruiting of service providers
8 to increase the capacity within this state to address
9 the needs of individuals with brain injuries and such
10 individuals' families.

11 c. Of the funds appropriated in this subsection,
12 \$273,991 shall be used as additional funding to
13 leverage federal funding through the federal Ryan
14 White Care Act, Tit. II, AIDS drug assistance program
15 supplemental drug treatment grants.

16 d. Of the funds appropriated in this subsection,
17 \$24,912 shall be used for the public purpose of
18 providing a grant to an existing national-affiliated
19 organization to provide education, client-centered
20 programs, and client and family support for people
21 living with epilepsy and their families.

22 e. Of the funds appropriated in this subsection,
23 \$392,557 shall be used for child health specialty
24 clinics.

25 f. Of the funds appropriated in this subsection,
26 \$100,000 shall be used by the regional autism
27 assistance program established pursuant to section
28 256.35, and administered by the child health specialty
29 clinic located at the university of Iowa hospitals
30 and clinics. The funds shall be used to enhance
31 interagency collaboration and coordination of
32 educational, medical, and other human services for
33 persons with autism, their families, and providers of
34 services, including delivering regionalized services of
35 care coordination, family navigation, and integration
36 of services through the statewide system of regional
37 child health specialty clinics and fulfilling other
38 requirements as specified in chapter 225D, creating the
39 autism support program, as enacted in this Act. The
40 university of Iowa shall not receive funds allocated
41 under this paragraph for indirect costs associated with
42 the regional autism assistance program.

43 g. Of the funds appropriated in this subsection,
44 \$235,497 shall be used for the comprehensive cancer
45 control program to reduce the burden of cancer in
46 Iowa through prevention, early detection, effective
47 treatment, and ensuring quality of life. Of the funds
48 allocated in this lettered paragraph, \$75,000 shall
49 be used to support a melanoma research symposium,
50 a melanoma biorepository and registry, basic and

1 translational melanoma research, and clinical trials.
 2 h. Of the funds appropriated in this subsection,
 3 \$63,225 shall be used for cervical and colon cancer
 4 screening, and \$250,000 shall be used to enhance the
 5 capacity of the cervical cancer screening program to
 6 include provision of recommended prevention and early
 7 detection measures to a broader range of low-income
 8 women.

9 i. Of the funds appropriated in this subsection,
 10 \$263,348 shall be used for the center for congenital
 11 and inherited disorders.

12 j. Of the funds appropriated in this subsection,
 13 \$64,706 shall be used for the prescription drug
 14 donation repository program created in chapter 135M.

15 4. COMMUNITY CAPACITY

16 For strengthening the health care delivery system at
 17 the local level, and for not more than the following
 18 full-time equivalent positions:

19	\$ 2,342,577
20	FTEs 14.00

21 a. Of the funds appropriated in this subsection,
 22 \$49,707 is allocated for a child vision screening
 23 program implemented through the university of Iowa
 24 hospitals and clinics in collaboration with early
 25 childhood Iowa areas. The program shall submit a
 26 report to the individuals identified in this Act
 27 for submission of reports regarding the use of funds
 28 allocated under this paragraph "a". The report shall
 29 include the objectives and results for the year of
 30 the program's implementation including the target
 31 population and how the funds allocated assisted the
 32 program in meeting the objectives; the number, age, and
 33 location within the state of individuals served; the
 34 type of services provided to the individuals served;
 35 the distribution of funds based on service provided;
 36 and the continuing needs of the program.

37 b. Of the funds appropriated in this subsection,
 38 \$55,328 is allocated for continuation of an initiative
 39 implemented at the university of Iowa and \$49,952 is
 40 allocated for continuation of an initiative at the
 41 state mental health institute at Cherokee to expand
 42 and improve the workforce engaged in mental health
 43 treatment and services. The initiatives shall receive
 44 input from the university of Iowa, the department of
 45 human services, the department of public health, and
 46 the mental health and disability services commission to
 47 address the focus of the initiatives.

48 c. Of the funds appropriated in this subsection,
 49 \$582,314 shall be used for essential public health
 50 services that promote healthy aging throughout the

1 lifespan, contracted through a formula for local boards
2 of health, to enhance health promotion and disease
3 prevention services.

4 d. Of the funds appropriated in this section,
5 \$49,643 shall be deposited in the governmental public
6 health system fund created in section 135A.8 to be used
7 for the purposes of the fund.

8 e. Of the funds appropriated in this subsection,
9 \$52,724 shall be used for the mental health
10 professional shortage area program implemented pursuant
11 to section 135.180.

12 f. Of the funds appropriated in this subsection,
13 \$25,000 shall be used for a grant to a statewide
14 association of psychologists that is affiliated
15 with the American psychological association to be
16 used for continuation of a program to rotate intern
17 psychologists in placements in urban and rural mental
18 health professional shortage areas, as defined in
19 section 135.180.

20 g. Of the funds appropriated in this subsection,
21 the following amounts shall be allocated to the Iowa
22 collaborative safety net provider network established
23 pursuant to section 135.153 to be used for the purposes
24 designated. The following amounts allocated under
25 this lettered paragraph shall be distributed to
26 the specified provider and shall not be reduced for
27 administrative or other costs prior to distribution:

28 (1) For distribution to the Iowa primary care
29 association to be used to establish a grant program
30 for training sexual assault response team (SART)
31 members, including representatives of law enforcement,
32 victim advocates, prosecutors, and certified medical
33 personnel:

34 \$ 25,000

35 (2) For distribution to federally qualified health
36 centers for necessary infrastructure, statewide
37 coordination, provider recruitment, service delivery,
38 and provision of assistance to patients in determining
39 an appropriate medical home:

40 \$ 37,500

41 (3) For distribution to the local boards of health
42 that provide direct services for pilot programs in
43 three counties to assist patients in determining an
44 appropriate medical home:

45 \$ 38,577

46 (4) For distribution to maternal and child health
47 centers for pilot programs in three counties to assist
48 patients in determining an appropriate medical home:

49 \$ 47,563

50 (5) For distribution to free clinics for necessary

1 infrastructure, statewide coordination, provider
2 recruitment, service delivery, and provision of
3 assistance to patients in determining an appropriate
4 medical home:

5 \$ 136,661

6 (6) For distribution to rural health clinics for
7 necessary infrastructure, statewide coordination,
8 provider recruitment, service delivery, and provision
9 of assistance to patients in determining an appropriate
10 medical home:

11 \$ 70,772

12 (7) For continuation of the safety net provider
13 patient access to specialty health care initiative as
14 described in 2007 Iowa Acts, chapter 218, section 109:
15 \$ 154,237

16 (8) For continuation of the pharmaceutical
17 infrastructure for safety net providers as described in
18 2007 Iowa Acts, chapter 218, section 108:

19 \$ 159,208

20 The Iowa collaborative safety net provider network
21 may continue to distribute funds allocated pursuant to
22 this lettered paragraph through existing contracts or
23 renewal of existing contracts.

24 h. Of the funds appropriated in this subsection,
25 \$111,013 is transferred to the department of
26 workforce development to continue to implement the
27 recommendations in the final report submitted to the
28 governor and the general assembly in March 2012, by
29 the direct care worker advisory council established
30 pursuant to 2008 Iowa Acts, chapter 1188, section 69.

31 i. Of the funds appropriated in this subsection,
32 the department may use up to \$29,088 for up to one
33 full-time equivalent position to administer the
34 volunteer health care provider program pursuant to
35 section 135.24.

36 j. Of the funds appropriated in this subsection,
37 \$24,854 shall be used for a matching dental education
38 loan repayment program to be allocated to a dental
39 nonprofit health service corporation to develop the
40 criteria and implement the loan repayment program.

41 k. Of the funds appropriated in this subsection,
42 \$52,912 is transferred to the college student aid
43 commission for deposit in the rural Iowa primary care
44 trust fund created in section 261.113 to be used for
45 the purposes of the fund.

46 l. Of the funds appropriated in this subsection,
47 \$25,000 shall be used for the purposes of the Iowa
48 donor registry as specified in section 142C.18.

49 m. Of the funds appropriated in this subsection,
50 \$50,000 shall be used for continuation of a grant to a

1 nationally affiliated volunteer eye organization that
 2 has an established program for children and adults
 3 and that is solely dedicated to preserving sight and
 4 preventing blindness through education, nationally
 5 certified vision screening and training, and community
 6 and patient service programs. The organization shall
 7 submit a report to the individuals identified in this
 8 Act for submission of reports regarding the use of
 9 funds allocated under this paragraph "m". The report
 10 shall include the objectives and results for the year
 11 of the program's implementation including the target
 12 population and how the funds allocated assisted the
 13 program in meeting the objectives; the number, age, and
 14 location within the state of individuals served; the
 15 type of services provided to the individuals served;
 16 the distribution of funds based on service provided;
 17 and the continuing needs of the program.

18 n. Of the funds appropriated in this section,
 19 \$25,000 shall be distributed to a statewide nonprofit
 20 organization to be used for the public purpose of
 21 supporting a partnership between medical providers and
 22 parents through community health centers to promote
 23 reading and encourage literacy skills so children enter
 24 school prepared for success in reading.

25 o. A portion of the funds appropriated in this
 26 subsection that are not allocated, used, obligated,
 27 or otherwise encumbered may be used to administer the
 28 vision screening program created pursuant to section
 29 135.39D, as enacted by 2013 Iowa Acts, Senate File 419.

30 5. HEALTHY AGING

31 To provide public health services that reduce risks
 32 and invest in promoting and protecting good health over
 33 the course of a lifetime with a priority given to older
 34 Iowans and vulnerable populations:

35 \$ 3,648,571

36 a. Of the funds appropriated in this subsection,
 37 \$1,004,594 shall be used for local public health
 38 nursing services.

39 b. Of the funds appropriated in this subsection,
 40 \$2,643,978 shall be used for home care aide services.

41 6. ENVIRONMENTAL HAZARDS

42 For reducing the public's exposure to hazards in the
 43 environment, primarily chemical hazards, and for not
 44 more than the following full-time equivalent positions:

45 \$ 401,935

46 FTEs 4.00

47 Of the funds appropriated in this subsection,
 48 \$268,875 shall be used for childhood lead poisoning
 49 provisions.

50 7. INFECTIOUS DISEASES

1 For reducing the incidence and prevalence of
 2 communicable diseases, and for not more than the
 3 following full-time equivalent positions:
 4 \$ 667,578
 5 FTEs 4.00

6 8. PUBLIC PROTECTION

7 For protecting the health and safety of the
 8 public through establishing standards and enforcing
 9 regulations, and for not more than the following
 10 full-time equivalent positions:

11 \$ 1,601,886
 12 FTEs 131.00

13 a. Of the funds appropriated in this subsection,
 14 not more than \$227,350 shall be credited to the
 15 emergency medical services fund created in section
 16 135.25. Moneys in the emergency medical services fund
 17 are appropriated to the department to be used for the
 18 purposes of the fund.

19 b. Of the funds appropriated in this subsection,
 20 \$101,516 shall be used for sexual violence prevention
 21 programming through a statewide organization
 22 representing programs serving victims of sexual
 23 violence through the department's sexual violence
 24 prevention program. The amount allocated in this
 25 lettered paragraph shall not be used to supplant
 26 funding administered for other sexual violence
 27 prevention or victims assistance programs.

28 c. Of the funds appropriated in this subsection,
 29 not more than \$261,876 shall be used for the state
 30 poison control center.

31 9. RESOURCE MANAGEMENT

32 For establishing and sustaining the overall
 33 ability of the department to deliver services to the
 34 public, and for not more than the following full-time
 35 equivalent positions:

36 \$ 402,027
 37 FTEs 5.00

38 The university of Iowa hospitals and clinics under
 39 the control of the state board of regents shall not
 40 receive indirect costs from the funds appropriated in
 41 this section. The university of Iowa hospitals and
 42 clinics billings to the department shall be on at least
 43 a quarterly basis.

44 DIVISION XVIII

45 DEPARTMENT OF VETERANS AFFAIRS — FY 2014-2015

46 Sec. 85. DEPARTMENT OF VETERANS AFFAIRS. There
 47 is appropriated from the general fund of the state to
 48 the department of veterans affairs for the fiscal year
 49 beginning July 1, 2014, and ending June 30, 2015, the
 50 following amounts, or so much thereof as is necessary,

1 to be used for the purposes designated:
2 1. DEPARTMENT OF VETERANS AFFAIRS ADMINISTRATION
3 For salaries, support, maintenance, and
4 miscellaneous purposes, including the war orphans
5 educational assistance fund created in section 35.8,
6 or a successor funding provision for war orphans
7 educational assistance, if enacted, and for not more
8 than the following full-time equivalent positions:
9 \$ 546,754
10 FTEs 13.00
11 2. IOWA VETERANS HOME
12 For salaries, support, maintenance, and
13 miscellaneous purposes:
14 \$ 3,762,857
15 a. The Iowa veterans home billings involving the
16 department of human services shall be submitted to the
17 department on at least a monthly basis.
18 b. If there is a change in the employer of
19 employees providing services at the Iowa veterans home
20 under a collective bargaining agreement, such employees
21 and the agreement shall be continued by the successor
22 employer as though there had not been a change in
23 employer.
24 c. Within available resources and in conformance
25 with associated state and federal program eligibility
26 requirements, the Iowa veterans home may implement
27 measures to provide financial assistance to or
28 on behalf of veterans or their spouses who are
29 participating in the community reentry program.
30 d. The Iowa veterans home expenditure report
31 shall be submitted monthly to the legislative services
32 agency.
33 4. HOME OWNERSHIP ASSISTANCE PROGRAM
34 For transfer to the Iowa finance authority for the
35 continuation of the home ownership assistance program
36 for persons who are or were eligible members of the
37 armed forces of the United States, pursuant to section
38 16.54:
39 \$ 800,000
40 Sec. 86. LIMITATION OF COUNTY
41 COMMISSIONS OF VETERAN AFFAIRS FUND STANDING
42 APPROPRIATIONS. Notwithstanding the standing
43 appropriation in the following designated section for
44 the fiscal year beginning July 1, 2014, and ending June
45 30, 2015, the amounts appropriated from the general
46 fund of the state pursuant to that section for the
47 following designated purposes shall not exceed the
48 following amount:
49 For the county commissions of veteran affairs fund
50 under section 35A.16:

1 \$ 495,000

2 DIVISION XIX

3 DEPARTMENT OF HUMAN SERVICES — FY 2014-2015

4 Sec. 87. TEMPORARY ASSISTANCE FOR NEEDY FAMILIES

5 BLOCK GRANT. There is appropriated from the fund

6 created in section 8.41 to the department of human

7 services for the fiscal year beginning July 1, 2014,

8 and ending June 30, 2015, from moneys received under

9 the federal temporary assistance for needy families

10 (TANF) block grant pursuant to the federal Personal

11 Responsibility and Work Opportunity Reconciliation

12 Act of 1996, Pub. L. No. 104-193, and successor

13 legislation, the following amounts, or so much

14 thereof as is necessary, to be used for the purposes

15 designated:

16 1. To be credited to the family investment program

17 account and used for assistance under the family

18 investment program under chapter 239B:

19 \$ 9,058,474

20 2. To be credited to the family investment program

21 account and used for the job opportunities and

22 basic skills (JOBS) program and implementing family

23 investment agreements in accordance with chapter 239B:

24 \$ 5,733,220

25 3. To be used for the family development and

26 self-sufficiency grant program in accordance with

27 section 216A.107:

28 \$ 1,449,490

29 Notwithstanding section 8.33, moneys appropriated in

30 this subsection that remain unencumbered or unobligated

31 at the close of the fiscal year shall not revert but

32 shall remain available for expenditure for the purposes

33 designated until the close of the succeeding fiscal

34 year. However, unless such moneys are encumbered or

35 obligated on or before September 30, 2015, the moneys

36 shall revert.

37 4. For field operations:

38 \$ 15,648,116

39 5. For general administration:

40 \$ 1,872,000

41 6. For state child care assistance:

42 \$ 12,866,344

43 The funds appropriated in this subsection are

44 transferred to the child care and development block

45 grant appropriation made by the Eighty-fifth General

46 Assembly, 2013 Session, for the federal fiscal year

47 beginning October 1, 2014, and ending September 30,

48 2015. Of this amount, \$100,000 shall be used for

49 provision of educational opportunities to registered

50 child care home providers in order to improve services

1 and programs offered by this category of providers and
 2 to increase the number of providers. The department
 3 may contract with institutions of higher education or
 4 child care resource and referral centers to provide the
 5 educational opportunities. Allowable administrative
 6 costs under the contracts shall not exceed 5 percent.
 7 The application for a grant shall not exceed two pages
 8 in length.

9 7. For distribution to counties or regions for
 10 services for persons with mental illness or an
 11 intellectual disability:

12 \$ 2,447,026

13 8. For child and family services:

14 \$ 16,042,215

15 9. For child abuse prevention grants:

16 \$ 64,500

17 10. For pregnancy prevention grants on the
 18 condition that family planning services are funded:

19 \$ 965,034

20 Pregnancy prevention grants shall be awarded to
 21 programs in existence on or before July 1, 2014, if the
 22 programs have demonstrated positive outcomes. Grants
 23 shall be awarded to pregnancy prevention programs
 24 which are developed after July 1, 2014, if the programs
 25 are based on existing models that have demonstrated
 26 positive outcomes. Grants shall comply with the
 27 requirements provided in 1997 Iowa Acts, chapter
 28 208, section 14, subsections 1 and 2, including the
 29 requirement that grant programs must emphasize sexual
 30 abstinence. Priority in the awarding of grants shall
 31 be given to programs that serve areas of the state
 32 which demonstrate the highest percentage of unplanned
 33 pregnancies of females of childbearing age within the
 34 geographic area to be served by the grant.

35 11. For technology needs and other resources
 36 necessary to meet federal welfare reform reporting,
 37 tracking, and case management requirements:

38 \$ 518,593

39 12. For the family investment program share of
 40 the costs to develop and maintain a new, integrated
 41 eligibility determination system:

42 \$ 2,525,226

43 13. a. Notwithstanding any provision to the
 44 contrary, including but not limited to requirements
 45 in section 8.41 or provisions in 2013 or 2014 Iowa
 46 Acts regarding the receipt and appropriation of
 47 federal block grants, federal funds from the temporary
 48 assistance for needy families block grant received by
 49 the state not otherwise appropriated in this section
 50 and remaining available for the fiscal year beginning

1 July 1, 2013, are appropriated to the department of
 2 human services to the extent as may be necessary to
 3 be used in the following priority order: the family
 4 investment program, for state child care assistance
 5 program payments for individuals enrolled in the
 6 family investment program who are employed, and
 7 for the family investment program share of costs to
 8 develop and maintain a new, integrated eligibility
 9 determination system. The federal funds appropriated
 10 in this paragraph "a" shall be expended only after
 11 all other funds appropriated in subsection 1 for
 12 the assistance under the family investment program,
 13 in subsection 6 for child care assistance, or in
 14 subsection 13 for the family investment program share
 15 of the costs to develop and maintain a new, integrated
 16 eligibility determination system, as applicable, have
 17 been expended.

18 b. The department shall, on a quarterly basis,
 19 advise the legislative services agency and department
 20 of management of the amount of funds appropriated in
 21 this subsection that was expended in the prior quarter.

22 14. Of the amounts appropriated in this section,
 23 \$6,481,004 for the fiscal year beginning July 1, 2014,
 24 is transferred to the appropriation of the federal
 25 social services block grant made to the department of
 26 human services for that fiscal year.

27 15. For continuation of the program providing
 28 categorical eligibility for the food assistance program
 29 as specified for the program in the section of this
 30 division relating to the family investment program
 31 account:

32 \$ 12,500

33 16. The department may transfer funds allocated
 34 in this section to the appropriations made in this
 35 division of this Act for the same fiscal year for
 36 general administration and field operations for
 37 resources necessary to implement and operate the
 38 services referred to in this section and those funded
 39 in the appropriation made in this division of this Act
 40 for the same fiscal year for the family investment
 41 program from the general fund of the state.

42 **Sec. 88. FAMILY INVESTMENT PROGRAM ACCOUNT.**

43 1. Moneys credited to the family investment program
 44 (FIP) account for the fiscal year beginning July
 45 1, 2014, and ending June 30, 2015, shall be used to
 46 provide assistance in accordance with chapter 239B.

47 2. The department may use a portion of the moneys
 48 credited to the FIP account under this section as
 49 necessary for salaries, support, maintenance, and
 50 miscellaneous purposes.

1 3. The department may transfer funds allocated
 2 in this section to the appropriations made in this
 3 division of this Act for the same fiscal year for
 4 general administration and field operations for
 5 resources necessary to implement and operate the
 6 services referred to in this section and those funded
 7 in the appropriation made in this division of this Act
 8 for the same fiscal year for the family investment
 9 program from the general fund of the state.

10 4. Moneys appropriated in this division of this Act
 11 and credited to the FIP account for the fiscal year
 12 beginning July 1, 2014, and ending June 30, 2015, are
 13 allocated as follows:

14 a. To be retained by the department of human
 15 services to be used for coordinating with the
 16 department of human rights to more effectively serve
 17 participants in the FIP program and other shared
 18 clients and to meet federal reporting requirements
 19 under the federal temporary assistance for needy
 20 families block grant:

21 \$ 10,000

22 b. To the department of human rights for staffing,
 23 administration, and implementation of the family
 24 development and self-sufficiency grant program in
 25 accordance with section 216A.107:

26 \$ 2,771,417

27 (1) Of the funds allocated for the family
 28 development and self-sufficiency grant program in this
 29 lettered paragraph, not more than 5 percent of the
 30 funds shall be used for the administration of the grant
 31 program.

32 (2) The department of human rights may continue to
 33 implement the family development and self-sufficiency
 34 grant program statewide during fiscal year 2014-2015.

35 c. For the diversion subaccount of the FIP account:

36 \$ 849,200

37 A portion of the moneys allocated for the subaccount
 38 may be used for field operations salaries, data
 39 management system development, and implementation
 40 costs and support deemed necessary by the director
 41 of human services in order to administer the FIP
 42 diversion program. To the extent moneys allocated
 43 in this lettered paragraph are not deemed by the
 44 department to be necessary to support diversion
 45 activities, such moneys may be used for other efforts
 46 intended to increase engagement by family investment
 47 program participants in work, education, or training
 48 activities.

49 d. For the food assistance employment and training
 50 program:

1 \$ 33,294

2 (1) The department shall amend the federal
3 supplemental nutrition assistance program (SNAP)
4 employment and training state plan in order to maximize
5 to the fullest extent permitted by federal law the
6 use of the 50-50 match provisions for the claiming
7 of allowable federal matching funds from the United
8 States department of agriculture pursuant to the
9 federal SNAP employment and training program for
10 providing education, employment, and training services
11 for eligible food assistance program participants,
12 including but not limited to related dependent care and
13 transportation expenses.

14 (2) The department shall continue the categorical
15 federal food assistance program eligibility at 160
16 percent of the federal poverty level and continue to
17 eliminate the asset test from eligibility requirements,
18 consistent with federal food assistance program
19 requirements. The department shall include as many
20 food assistance households as is allowed by federal
21 law. The eligibility provisions shall conform to all
22 federal requirements including requirements addressing
23 individuals who are incarcerated or otherwise
24 ineligible.

25 e. For the JOBS program:
26 \$ 9,845,408

27 5. Of the child support collections assigned under
28 FIP, an amount equal to the federal share of support
29 collections shall be credited to the child support
30 recovery appropriation made in this division of this
31 Act. Of the remainder of the assigned child support
32 collections received by the child support recovery
33 unit, a portion shall be credited to the FIP account,
34 a portion may be used to increase recoveries, and a
35 portion may be used to sustain cash flow in the child
36 support payments account. If as a consequence of the
37 appropriations and allocations made in this section
38 the resulting amounts are insufficient to sustain
39 cash assistance payments and meet federal maintenance
40 of effort requirements, the department shall seek
41 supplemental funding. If child support collections
42 assigned under FIP are greater than estimated or are
43 otherwise determined not to be required for maintenance
44 of effort, the state share of either amount may be
45 transferred to or retained in the child support payment
46 account.

47 6. The department may adopt emergency rules for the
48 family investment, JOBS, food assistance, and medical
49 assistance programs if necessary to comply with federal
50 requirements.

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1 Sec. 89. FAMILY INVESTMENT PROGRAM GENERAL
2 FUND. There is appropriated from the general fund of
3 the state to the department of human services for the
4 fiscal year beginning July 1, 2014, and ending June 30,
5 2015, the following amount, or so much thereof as is
6 necessary, to be used for the purpose designated:
7 To be credited to the family investment program
8 (FIP) account and used for family investment program
9 assistance under chapter 239B:
10 \$ 23,948,607
11 1. Of the funds appropriated in this section,
12 \$3,912,189 is allocated for the JOBS program.
13 2. Of the funds appropriated in this section,
14 \$1,331,927 is allocated for the family development and
15 self-sufficiency grant program.
16 3. Notwithstanding section 8.39, for the fiscal
17 year beginning July 1, 2014, if necessary to meet
18 federal maintenance of effort requirements or to
19 transfer federal temporary assistance for needy
20 families block grant funding to be used for purposes
21 of the federal social services block grant or to meet
22 cash flow needs resulting from delays in receiving
23 federal funding or to implement, in accordance with
24 this division of this Act, activities currently funded
25 with juvenile court services, county, or community
26 moneys and state moneys used in combination with such
27 moneys, the department of human services may transfer
28 funds within or between any of the appropriations made
29 in this division of this Act and appropriations in law
30 for the federal social services block grant to the
31 department for the following purposes, provided that
32 the combined amount of state and federal temporary
33 assistance for needy families block grant funding for
34 each appropriation remains the same before and after
35 the transfer:
36 a. For the family investment program.
37 b. For child care assistance.
38 c. For child and family services.
39 d. For field operations.
40 e. For general administration.
41 f. For distribution to counties or regions
42 for services to persons with mental illness or an
43 intellectual disability.
44 This subsection shall not be construed to prohibit
45 the use of existing state transfer authority for other
46 purposes. The department shall report any transfers
47 made pursuant to this subsection to the legislative
48 services agency.
49 4. Of the funds appropriated in this section,
50 \$97,839 shall be used for continuation of a grant to

1 an Iowa-based nonprofit organization with a history
 2 of providing tax preparation assistance to low-income
 3 Iowans in order to expand the usage of the earned
 4 income tax credit. The purpose of the grant is to
 5 supply this assistance to underserved areas of the
 6 state.

7 5. The department may transfer funds appropriated
 8 in this section to the appropriations made in this
 9 division of this Act for general administration and
 10 field operations as necessary to administer this
 11 section and the overall family investment program.

12 Sec. 90. CHILD SUPPORT RECOVERY. There is
 13 appropriated from the general fund of the state to
 14 the department of human services for the fiscal year
 15 beginning July 1, 2014, and ending June 30, 2015, the
 16 following amount, or so much thereof as is necessary,
 17 to be used for the purposes designated:

18 For child support recovery, including salaries,
 19 support, maintenance, and miscellaneous purposes, and
 20 for not more than the following full-time equivalent
 21 positions:

22	\$ 7,086,885
23	FTEs 464.00

24 1. The department shall expend up to \$12,165,
 25 including federal financial participation, for the
 26 fiscal year beginning July 1, 2014, for a child support
 27 public awareness campaign. The department and the
 28 office of the attorney general shall cooperate in
 29 continuation of the campaign. The public awareness
 30 campaign shall emphasize, through a variety of media
 31 activities, the importance of maximum involvement of
 32 both parents in the lives of their children as well as
 33 the importance of payment of child support obligations.

34 2. Federal access and visitation grant moneys shall
 35 be issued directly to private not-for-profit agencies
 36 that provide services designed to increase compliance
 37 with the child access provisions of court orders,
 38 including but not limited to neutral visitation sites
 39 and mediation services.

40 3. The appropriation made to the department for
 41 child support recovery may be used throughout the
 42 fiscal year in the manner necessary for purposes of
 43 cash flow management, and for cash flow management
 44 purposes the department may temporarily draw more
 45 than the amount appropriated, provided the amount
 46 appropriated is not exceeded at the close of the fiscal
 47 year.

48 4. With the exception of the funding amount
 49 specified, the requirements established under 2001
 50 Iowa Acts, chapter 191, section 3, subsection 5,

1 paragraph "c", subparagraph (3), shall be applicable
2 to parental obligation pilot projects for the fiscal
3 year beginning July 1, 2014, and ending June 30,
4 2015. Notwithstanding 441 IAC 100.8, providing for
5 termination of rules relating to the pilot projects,
6 the rules shall remain in effect until June 30, 2015.

7 Sec. 91. HEALTH CARE TRUST FUND — MEDICAL
8 ASSISTANCE — FY 2014-2015. Any funds remaining in the
9 health care trust fund created in section 453A.35A for
10 the fiscal year beginning July 1, 2014, and ending June
11 30, 2015, are appropriated to the department of human
12 services to supplement the medical assistance program
13 appropriations made in this division of this Act, for
14 medical assistance reimbursement and associated costs,
15 including program administration and costs associated
16 with program implementation.

17 Sec. 92. MEDICAID FRAUD FUND — MEDICAL ASSISTANCE
18 — FY 2014-2015. Any funds remaining in the Medicaid
19 fraud fund created in section 249A.7 for the fiscal
20 year beginning July 1, 2014, and ending June 30, 2015,
21 are appropriated to the department of human services to
22 supplement the medical assistance appropriations made
23 in this division of this Act, for medical assistance
24 reimbursement and associated costs, including program
25 administration and costs associated with program
26 implementation.

27 Sec. 93. MEDICAL ASSISTANCE. There is appropriated
28 from the general fund of the state to the department of
29 human services for the fiscal year beginning July 1,
30 2014, and ending June 30, 2015, the following amount,
31 or so much thereof as is necessary, to be used for the
32 purpose designated:

33 For medical assistance program reimbursement and
34 associated costs as specifically provided in the
35 reimbursement methodologies in effect on June 30, 2014,
36 except as otherwise expressly authorized by law:
37 \$1,126,161,962

38 1. a. Funds appropriated in this section that
39 are distributed to a hospital, as defined in section
40 135B.1, or to a person, as defined in section 4.1, who
41 received funding from the IowaCare account created in
42 section 249J.24, Code 2013, shall not be used for the
43 willful termination of human life.

44 b. With the exception of the distributions in
45 paragraph "a", funds appropriated under this section
46 shall not be distributed to any person, as defined
47 in section 4.1, who participates in the willful
48 termination of human life.

49 2. The department shall utilize not more than
50 \$60,000 of the funds appropriated in this section

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1 to continue the AIDS/HIV health insurance premium
2 payment program as established in 1992 Iowa Acts,
3 Second Extraordinary Session, chapter 1001, section
4 409, subsection 6. Of the funds allocated in this
5 subsection, not more than \$5,000 may be expended for
6 administrative purposes.

7 3. Of the funds appropriated in this Act to the
8 department of public health for addictive disorders,
9 \$950,000 for the fiscal year beginning July 1, 2014, is
10 transferred to the department of human services for an
11 integrated substance abuse managed care system. The
12 department shall not assume management of the substance
13 abuse system in place of the managed care contractor
14 unless such a change in approach is specifically
15 authorized in law. The departments of human services
16 and public health shall work together to maintain the
17 level of mental health and substance-related disorder
18 treatment services provided by the managed care
19 contractor through the Iowa plan for behavioral health.
20 Each department shall take the steps necessary to
21 continue the federal waivers as necessary to maintain
22 the level of services.

23 4. a. The department shall aggressively pursue
24 options for providing medical assistance or other
25 assistance to individuals with special needs who become
26 ineligible to continue receiving services under the
27 early and periodic screening, diagnostic, and treatment
28 program under the medical assistance program due
29 to becoming 21 years of age who have been approved
30 for additional assistance through the department's
31 exception to policy provisions, but who have health
32 care needs in excess of the funding available through
33 the exception to policy provisions.

34 b. Of the funds appropriated in this section,
35 \$100,000 shall be used for participation in one or more
36 pilot projects operated by a private provider to allow
37 the individual or individuals to receive service in the
38 community in accordance with principles established in
39 *Olmstead v. L.C.*, 527 U.S. 581 (1999), for the purpose
40 of providing medical assistance or other assistance to
41 individuals with special needs who become ineligible
42 to continue receiving services under the early and
43 periodic screening, diagnosis, and treatment program
44 under the medical assistance program due to becoming
45 21 years of age who have been approved for additional
46 assistance through the department's exception to policy
47 provisions, but who have health care needs in excess
48 of the funding available through the exception to the
49 policy provisions.

50 5. Of the funds appropriated in this section, up to

1 \$3,050,082 may be transferred to the field operations
2 or general administration appropriations in this Act
3 for operational costs associated with Part D of the
4 federal Medicare Prescription Drug Improvement and
5 Modernization Act of 2003, Pub. L. No. 108-173.

6 6. Of the funds appropriated in this section, up
7 to \$442,100 may be transferred to the appropriation
8 in this division of this Act for medical contracts
9 to be used for clinical assessment services and prior
10 authorization of services.

11 7. A portion of the funds appropriated in this
12 section may be transferred to the appropriations in
13 this division of this Act for general administration,
14 medical contracts, the children's health insurance
15 program, or field operations to be used for the
16 state match cost to comply with the payment error
17 rate measurement (PERM) program for both the medical
18 assistance and children's health insurance programs
19 as developed by the centers for Medicare and Medicaid
20 services of the United States department of health and
21 human services to comply with the federal Improper
22 Payments Information Act of 2002, Pub. L. No. 107-300.

23 8. It is the intent of the general assembly
24 that the department continue to implement the
25 recommendations of the assuring better child health
26 and development initiative II (ABCDII) clinical panel
27 to the Iowa early and periodic screening, diagnostic,
28 and treatment services healthy mental development
29 collaborative board regarding changes to billing
30 procedures, codes, and eligible service providers.

31 9. Of the funds appropriated in this section,
32 a sufficient amount is allocated to supplement
33 the incomes of residents of nursing facilities,
34 intermediate care facilities for persons with mental
35 illness, and intermediate care facilities for persons
36 with an intellectual disability, with incomes of less
37 than \$50 in the amount necessary for the residents to
38 receive a personal needs allowance of \$50 per month
39 pursuant to section 249A.30A.

40 10. Of the funds appropriated in this section, the
41 following amounts are transferred to the appropriations
42 made in this division of this Act for the state mental
43 health institutes:

- 44 a. Cherokee mental health institute \$ 9,098,425
- 45 b. Clarinda mental health institute \$ 1,977,305
- 46 c. Independence mental health
- 47 institute \$ 9,045,894
- 48 d. Mount Pleasant mental health institute
- 49 \$ 5,752,587

50 11. a. Of the funds appropriated in this section,

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1 \$7,969,074 is allocated for the state match for a
2 disproportionate share hospital payment of \$19,133,430
3 to hospitals that meet both of the conditions specified
4 in subparagraphs (1) and (2). In addition, the
5 hospitals that meet the conditions specified shall
6 either certify public expenditures or transfer to
7 the medical assistance program an amount equal to
8 provide the nonfederal share for a disproportionate
9 share hospital payment of \$7,500,000. The hospitals
10 that meet the conditions specified shall receive and
11 retain 100 percent of the total disproportionate share
12 hospital payment of \$26,633,430.

13 (1) The hospital qualifies for disproportionate
14 share and graduate medical education payments.

15 (2) The hospital is an Iowa state-owned hospital
16 with more than 500 beds and eight or more distinct
17 residency specialty or subspecialty programs recognized
18 by the American college of graduate medical education.

19 b. Distribution of the disproportionate share
20 payments shall be made on a monthly basis. The total
21 amount of disproportionate share payments including
22 graduate medical education, enhanced disproportionate
23 share, and Iowa state-owned teaching hospital payments
24 shall not exceed the amount of the state's allotment
25 under Pub. L. No. 102-234. In addition, the total
26 amount of all disproportionate share payments shall not
27 exceed the hospital-specific disproportionate share
28 limits under Pub. L. No. 103-66.

29 12. The university of Iowa hospitals and clinics
30 shall either certify public expenditures or transfer to
31 the medical assistance appropriation an amount equal
32 to provide the nonfederal share for increased medical
33 assistance payments for inpatient and outpatient
34 hospital services of \$9,900,000. The university of
35 Iowa hospitals and clinics shall receive and retain 100
36 percent of the total increase in medical assistance
37 payments.

38 13. One hundred percent of the nonfederal share of
39 payments to area education agencies that are medical
40 assistance providers for medical assistance-covered
41 services provided to medical assistance-covered
42 children, shall be made from the appropriation made in
43 this section.

44 14. Any new or renewed contract entered into by the
45 department with a third party to administer behavioral
46 health services under the medical assistance program
47 shall provide that any interest earned on payments
48 from the state during the state fiscal year shall be
49 remitted to the department and treated as recoveries to
50 offset the costs of the medical assistance program.

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1 15. The department shall continue to implement the
2 provisions in 2007 Iowa Acts, chapter 218, section
3 124 and section 126, as amended by 2008 Iowa Acts,
4 chapter 1188, section 55, relating to eligibility for
5 certain persons with disabilities under the medical
6 assistance program in accordance with the federal
7 Family Opportunity Act.

8 16. A portion of the funds appropriated in this
9 section may be transferred to the appropriation in this
10 division of this Act for medical contracts to be used
11 for administrative activities associated with the money
12 follows the person demonstration project.

13 17. Of the funds appropriated in this section,
14 \$349,011 shall be used for the administration of the
15 health insurance premium payment program, including
16 salaries, support, maintenance, and miscellaneous
17 purposes.

18 18. a. The department may continue to implement
19 cost containment strategies in the fiscal year
20 beginning July 1, 2014, that were recommended by the
21 governor for the fiscal year beginning July 1, 2013, as
22 specified in this Act and may adopt emergency rules for
23 such implementation.

24 b. The department may increase the amounts
25 allocated for salaries, support, maintenance, and
26 miscellaneous purposes associated with the medical
27 assistance program, as necessary, to implement the cost
28 containment strategies. The department shall report
29 any such increase to the legislative services agency
30 and the department of management.

31 c. If the savings to the medical assistance program
32 exceed the cost for the fiscal year beginning July 1
33 2014, the department may transfer any savings generated
34 for the fiscal year due to medical assistance program
35 cost containment efforts to the appropriation made in
36 this division of this Act for medical contracts or
37 general administration to defray the increased contract
38 costs associated with implementing such efforts.

39 d. The department shall report the implementation
40 of any cost containment strategies under this
41 subsection to the individuals specified in this
42 division of this Act for submission of reports on a
43 quarterly basis.

44 19. a. Of the funds appropriated in this section,
45 \$900,000 shall be used to continue implementation of
46 the children's mental health home project proposed
47 by the department of human services and reported to
48 the general assembly's mental health and disability
49 services study committee in December 2011. Of this
50 amount, up to \$50,000 may be transferred by the

1 department to the appropriation made in this division
 2 of this Act to the department for the same fiscal year
 3 for general administration to be used for associated
 4 administrative expenses and for not more than one
 5 full-time equivalent position, in addition to those
 6 authorized for the same fiscal year, to be assigned to
 7 implementing the project.

8 b. Of the funds appropriated in this section, up to
 9 \$400,000 may be transferred by the department to the
 10 appropriation made to the department in this division
 11 of this Act for the same fiscal year for general
 12 administration to support the redesign of mental
 13 health and disability services and the state balancing
 14 incentive payments program planning and implementation
 15 activities. The funds may be used for contracts or for
 16 personnel in addition to the amounts appropriated for
 17 and the positions authorized for general administration
 18 for the same fiscal year.

19 c. Of the funds appropriated in this section, up to
 20 \$3,000,000 may be transferred by the department to the
 21 appropriations made to the department in this division
 22 of this Act for the same fiscal year for general
 23 administration or medical contracts to be used to
 24 support the continued development and implementation of
 25 standardized assessment tools for persons with mental
 26 illness, an intellectual disability, a developmental
 27 disability, or a brain injury.

28 d. For the fiscal year beginning July 1, 2014, and
 29 ending June 30, 2015, the replacement generation tax
 30 revenues required to be deposited in the property tax
 31 relief fund pursuant to section 437A.8, subsection
 32 4, paragraph "d", and section 437A.15, subsection
 33 3, paragraph "f", shall instead be credited to and
 34 supplement the appropriation made in this section and
 35 used for the allocations made in this subsection.

36 20. The department shall continue to administer
 37 to the state balancing incentive payments program as
 38 specified in 2012 Iowa Acts, chapter 1133, section 14.

39 21. Of the funds appropriated in this section,
 40 \$1,000,000 shall be used for the autism support program
 41 created in chapter 225D, as enacted in this Act.

42 Sec. 94. MEDICAL CONTRACTS. There is appropriated
 43 from the general fund of the state to the department of
 44 human services for the fiscal year beginning July 1,
 45 2014, and ending June 30, 2015, the following amount,
 46 or so much thereof as is necessary, to be used for the
 47 purpose designated:

48 For medical contracts:
 49 \$ 4,260,375

50 1. The department of inspections and appeals

1 shall provide all state matching funds for survey and
2 certification activities performed by the department
3 of inspections and appeals. The department of human
4 services is solely responsible for distributing the
5 federal matching funds for such activities.

6 2. Of the funds appropriated in this section,
7 \$25,000 shall be used for continuation of home and
8 community-based services waiver quality assurance
9 programs, including the review and streamlining of
10 processes and policies related to oversight and quality
11 management to meet state and federal requirements.

12 3. Of the amount appropriated in this section, up
13 to \$100,000 may be transferred to the appropriation for
14 general administration in this division of this Act to
15 be used for additional full-time equivalent positions
16 in the development of key health initiatives such as
17 cost containment, development and oversight of managed
18 care programs, and development of health strategies
19 targeted toward improved quality and reduced costs in
20 the Medicaid program.

21 4. Of the funds appropriated in this section,
22 \$37,500 shall be used for continued implementation of a
23 uniform cost report.

24 5. Of the funds appropriated in this section,
25 \$500,000 shall be used for planning and development, in
26 cooperation with the department of public health, of a
27 phased-in program to provide a dental home for children
28 in accordance with section 249J.14.

29 Sec. 95. STATE SUPPLEMENTARY ASSISTANCE.

30 1. There is appropriated from the general fund of
31 the state to the department of human services for the
32 fiscal year beginning July 1, 2014, and ending June 30,
33 2015, the following amount, or so much thereof as is
34 necessary, to be used for the purpose designated:

35 For the state supplementary assistance program:
36 \$ 8,256,087

37 2. The department shall increase the personal needs
38 allowance for residents of residential care facilities
39 by the same percentage and at the same time as federal
40 supplemental security income and federal social
41 security benefits are increased due to a recognized
42 increase in the cost of living. The department may
43 adopt emergency rules to implement this subsection.

44 3. If during the fiscal year beginning July 1,
45 2013, the department projects that state supplementary
46 assistance expenditures for a calendar year will not
47 meet the federal pass-through requirement specified
48 in Tit. XVI of the federal Social Security Act,
49 section 1618, as codified in 42 U.S.C. § 1382g,
50 the department may take actions including but not

1 limited to increasing the personal needs allowance
 2 for residential care facility residents and making
 3 programmatic adjustments or upward adjustments of the
 4 residential care facility or in-home health-related
 5 care reimbursement rates prescribed in this division of
 6 this Act to ensure that federal requirements are met.
 7 In addition, the department may make other programmatic
 8 and rate adjustments necessary to remain within the
 9 amount appropriated in this section while ensuring
 10 compliance with federal requirements. The department
 11 may adopt emergency rules to implement the provisions
 12 of this subsection.

13 Sec. 96. CHILDREN'S HEALTH INSURANCE PROGRAM.

14 1. There is appropriated from the general fund of
 15 the state to the department of human services for the
 16 fiscal year beginning July 1, 2014, and ending June 30,
 17 2015, the following amount, or so much thereof as is
 18 necessary, to be used for the purpose designated:

19 For maintenance of the healthy and well kids in Iowa
 20 (hawk-i) program pursuant to chapter 514I, including
 21 supplemental dental services, for receipt of federal
 22 financial participation under Tit. XXI of the federal
 23 Social Security Act, which creates the children's
 24 health insurance program:

25 \$ 18,403,051

26 2. Of the funds appropriated in this section,
 27 \$70,725 is allocated for continuation of the contract
 28 for outreach with the department of public health.

29 Sec. 97. CHILD CARE ASSISTANCE. There is
 30 appropriated from the general fund of the state to
 31 the department of human services for the fiscal year
 32 beginning July 1, 2014, and ending June 30, 2015, the
 33 following amount, or so much thereof as is necessary,
 34 to be used for the purpose designated:

35 For child care programs:

36 \$ 29,632,171

37 1. Of the funds appropriated in this section,
 38 \$25,704,869 shall be used for state child care
 39 assistance in accordance with section 237A.13.

40 2. Nothing in this section shall be construed or
 41 is intended as or shall imply a grant of entitlement
 42 for services to persons who are eligible for assistance
 43 due to an income level consistent with the waiting
 44 list requirements of section 237A.13. Any state
 45 obligation to provide services pursuant to this section
 46 is limited to the extent of the funds appropriated in
 47 this section.

48 3. Of the funds appropriated in this section,
 49 \$216,227 is allocated for the statewide program for
 50 child care resource and referral services under section

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1 237A.26. A list of the registered and licensed child
2 care facilities operating in the area served by a
3 child care resource and referral service shall be made
4 available to the families receiving state child care
5 assistance in that area.

6 4. Of the funds appropriated in this section,
7 \$468,487 is allocated for child care quality
8 improvement initiatives including but not limited to
9 the voluntary quality rating system in accordance with
10 section 237A.30.

11 5. Of the funds appropriated in this section,
12 \$67,589 shall be used to conduct fingerprint-based
13 national criminal history record checks of home-based
14 child care providers pursuant to section 237A.5,
15 subsection 2, through the United States department of
16 justice, federal bureau of investigation.

17 6. Of the funds appropriated in this section,
18 \$3,175,000 shall be credited to the school ready
19 children grants account in the early childhood Iowa
20 fund. The moneys credited to the account pursuant
21 to this subsection shall be distributed by the early
22 childhood Iowa board by applying the formula for
23 distribution of moneys from the account.

24 7. The department may use any of the funds
25 appropriated in this section as a match to obtain
26 federal funds for use in expanding child care
27 assistance and related programs. For the purpose of
28 expenditures of state and federal child care funding,
29 funds shall be considered obligated at the time
30 expenditures are projected or are allocated to the
31 department's service areas. Projections shall be based
32 on current and projected caseload growth, current and
33 projected provider rates, staffing requirements for
34 eligibility determination and management of program
35 requirements including data systems management,
36 staffing requirements for administration of the
37 program, contractual and grant obligations and any
38 transfers to other state agencies, and obligations for
39 decategorization or innovation projects.

40 8. A portion of the state match for the federal
41 child care and development block grant shall be
42 provided as necessary to meet federal matching
43 funds requirements through the state general fund
44 appropriation made for child development grants and
45 other programs for at-risk children in section 279.51.

46 9. If a uniform reduction ordered by the governor
47 under section 8.31 or other operation of law,
48 transfer, or federal funding reduction reduces the
49 appropriation made in this section for the fiscal year,
50 the percentage reduction in the amount paid out to or

1 on behalf of the families participating in the state
 2 child care assistance program shall be equal to or
 3 less than the percentage reduction made for any other
 4 purpose payable from the appropriation made in this
 5 section and the federal funding relating to it. The
 6 percentage reduction to the other allocations made in
 7 this section shall be the same as the uniform reduction
 8 ordered by the governor or the percentage change of the
 9 federal funding reduction, as applicable. If there is
 10 an unanticipated increase in federal funding provided
 11 for state child care assistance, the entire amount
 12 of the increase shall be used for state child care
 13 assistance payments. If the appropriations made for
 14 purposes of the state child care assistance program for
 15 the fiscal year are determined to be insufficient, it
 16 is the intent of the general assembly to appropriate
 17 sufficient funding for the fiscal year in order to
 18 avoid establishment of waiting list requirements.

19 10. Notwithstanding section 8.33, moneys advanced
 20 for purposes of the programs developed by early
 21 childhood Iowa areas, advanced for purposes of
 22 wraparound child care, or received from the federal
 23 appropriations made for the purposes of this section
 24 that remain unencumbered or unobligated at the close
 25 of the fiscal year shall not revert to any fund but
 26 shall remain available for expenditure for the purposes
 27 designated until the close of the succeeding fiscal
 28 year.

29 Sec. 98. JUVENILE INSTITUTIONS. There is
 30 appropriated from the general fund of the state to
 31 the department of human services for the fiscal year
 32 beginning July 1, 2014, and ending June 30, 2015, the
 33 following amounts, or so much thereof as is necessary,
 34 to be used for the purposes designated:

35 1. For operation of the Iowa juvenile home at
 36 Toledo and for salaries, support, maintenance, and
 37 miscellaneous purposes, and for not more than the
 38 following full-time equivalent positions:

39 \$ 4,429,678
 40 FTEs 114.00

41 2. For operation of the state training school at
 42 Eldora and for salaries, support, maintenance, and
 43 miscellaneous purposes, and for not more than the
 44 following full-time equivalent positions:

45 \$ 5,628,485
 46 FTEs 164.30

47 Of the funds appropriated in this subsection,
 48 \$45,575 shall be used for distribution to licensed
 49 classroom teachers at this and other institutions under
 50 the control of the department of human services based

1 upon the average student yearly enrollment at each
2 institution as determined by the department.

3 3. A portion of the moneys appropriated in this
4 section shall be used by the state training school and
5 by the Iowa juvenile home for grants for adolescent
6 pregnancy prevention activities at the institutions in
7 the fiscal year beginning July 1, 2014.

8 Sec. 99. CHILD AND FAMILY SERVICES.

9 1. There is appropriated from the general fund of
10 the state to the department of human services for the
11 fiscal year beginning July 1, 2014, and ending June 30,
12 2015, the following amount, or so much thereof as is
13 necessary, to be used for the purpose designated:

14 For child and family services:
15 \$ 40,637,473

16 2. Up to \$2,600,000 of the amount of federal
17 temporary assistance for needy families block grant
18 funding appropriated in this division of this Act for
19 child and family services shall be made available for
20 purposes of juvenile delinquent graduated sanction
21 services.

22 3. The department may transfer funds appropriated
23 in this section as necessary to pay the nonfederal
24 costs of services reimbursed under the medical
25 assistance program, state child care assistance
26 program, or the family investment program which are
27 provided to children who would otherwise receive
28 services paid under the appropriation in this section.
29 The department may transfer funds appropriated in this
30 section to the appropriations made in this division
31 of this Act for general administration and for field
32 operations for resources necessary to implement and
33 operate the services funded in this section.

34 4. a. Of the funds appropriated in this section,
35 up to \$15,418,549 is allocated as the statewide
36 expenditure target under section 232.143 for group
37 foster care maintenance and services. If the
38 department projects that such expenditures for the
39 fiscal year will be less than the target amount
40 allocated in this lettered paragraph, the department
41 may reallocate the excess to provide additional
42 funding for shelter care or the child welfare emergency
43 services addressed with the allocation for shelter
44 care.

45 b. If at any time after September 30, 2014,
46 annualization of a service area's current expenditures
47 indicates a service area is at risk of exceeding its
48 group foster care expenditure target under section
49 232.143 by more than 5 percent, the department and
50 juvenile court services shall examine all group

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1 foster care placements in that service area in order
2 to identify those which might be appropriate for
3 termination. In addition, any aftercare services
4 believed to be needed for the children whose
5 placements may be terminated shall be identified. The
6 department and juvenile court services shall initiate
7 action to set dispositional review hearings for the
8 placements identified. In such a dispositional review
9 hearing, the juvenile court shall determine whether
10 needed aftercare services are available and whether
11 termination of the placement is in the best interest of
12 the child and the community.

13 5. In accordance with the provisions of section
14 232.188, the department shall continue the child
15 welfare and juvenile justice funding initiative during
16 fiscal year 2014-2015. Of the funds appropriated in
17 this section, \$858,877 is allocated specifically for
18 expenditure for fiscal year 2014-2015 through the
19 decategorization service funding pools and governance
20 boards established pursuant to section 232.188.

21 6. A portion of the funds appropriated in this
22 section may be used for emergency family assistance
23 to provide other resources required for a family
24 participating in a family preservation or reunification
25 project or successor project to stay together or to be
26 reunified.

27 7. Notwithstanding section 234.35 or any other
28 provision of law to the contrary, state funding for
29 shelter care and the child welfare emergency services
30 contracting implemented to provide for or prevent the
31 need for shelter care shall be limited to \$3,215,934.

32 8. Federal funds received by the state during
33 the fiscal year beginning July 1, 2013, as the
34 result of the expenditure of state funds appropriated
35 during a previous state fiscal year for a service or
36 activity funded under this section are appropriated
37 to the department to be used as additional funding
38 for services and purposes provided for under this
39 section. Notwithstanding section 8.33, moneys
40 received in accordance with this subsection that remain
41 unencumbered or unobligated at the close of the fiscal
42 year shall not revert to any fund but shall remain
43 available for the purposes designated until the close
44 of the succeeding fiscal year.

45 9. a. Of the funds appropriated in this section,
46 up to \$1,031,244 is allocated for the payment of
47 the expenses of court-ordered services provided to
48 juveniles who are under the supervision of juvenile
49 court services, which expenses are a charge upon the
50 state pursuant to section 232.141, subsection 4. Of

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1 the amount allocated in this lettered paragraph,
2 up to \$778,144 shall be made available to provide
3 school-based supervision of children adjudicated under
4 chapter 232, of which not more than \$7,500 may be used
5 for the purpose of training. A portion of the cost of
6 each school-based liaison officer shall be paid by the
7 school district or other funding source as approved by
8 the chief juvenile court officer.

9 b. Of the funds appropriated in this section, up to
10 \$374,493 is allocated for the payment of the expenses
11 of court-ordered services provided to children who are
12 under the supervision of the department, which expenses
13 are a charge upon the state pursuant to section
14 232.141, subsection 4.

15 c. Notwithstanding section 232.141 or any other
16 provision of law to the contrary, the amounts allocated
17 in this subsection shall be distributed to the
18 judicial districts as determined by the state court
19 administrator and to the department's service areas as
20 determined by the administrator of the department's
21 division of child and family services. The state court
22 administrator and the division administrator shall make
23 the determination of the distribution amounts on or
24 before June 15, 2014.

25 d. Notwithstanding chapter 232 or any other
26 provision of law to the contrary, a district or
27 juvenile court shall not order any service which is
28 a charge upon the state pursuant to section 232.141
29 if there are insufficient court-ordered services
30 funds available in the district court or departmental
31 service area distribution amounts to pay for the
32 service. The chief juvenile court officer and the
33 departmental service area manager shall encourage use
34 of the funds allocated in this subsection such that
35 there are sufficient funds to pay for all court-related
36 services during the entire year. The chief juvenile
37 court officers and departmental service area managers
38 shall attempt to anticipate potential surpluses and
39 shortfalls in the distribution amounts and shall
40 cooperatively request the state court administrator
41 or division administrator to transfer funds between
42 the judicial districts' or departmental service areas'
43 distribution amounts as prudent.

44 e. Notwithstanding any provision of law to the
45 contrary, a district or juvenile court shall not order
46 a county to pay for any service provided to a juvenile
47 pursuant to an order entered under chapter 232 which
48 is a charge upon the state under section 232.141,
49 subsection 4.

50 f. Of the funds allocated in this subsection, not

1 more than \$41,500 may be used by the judicial branch
2 for administration of the requirements under this
3 subsection.

4 g. Of the funds allocated in this subsection,
5 \$8,500 shall be used by the department of human
6 services to support the interstate commission for
7 juveniles in accordance with the interstate compact for
8 juveniles as provided in section 232.173.

9 10. Of the funds appropriated in this section,
10 \$3,011,301 is allocated for juvenile delinquent
11 graduated sanctions services. Any state funds saved as
12 a result of efforts by juvenile court services to earn
13 federal Tit. IV-E match for juvenile court services
14 administration may be used for the juvenile delinquent
15 graduated sanctions services.

16 11. Of the funds appropriated in this section,
17 \$644,143 is transferred to the department of public
18 health to be used for the child protection center
19 grant program in accordance with section 135.118. The
20 grant amounts under the program shall be equalized so
21 that each center receives a uniform amount of at least
22 \$122,500.

23 12. If the department receives federal approval
24 to implement a waiver under Tit. IV-E of the federal
25 Social Security Act to enable providers to serve
26 children who remain in the children's families and
27 communities, for purposes of eligibility under the
28 medical assistance program, children who participate in
29 the waiver shall be considered to be placed in foster
30 care.

31 13. Of the funds appropriated in this section,
32 \$1,546,188 is allocated for the preparation for adult
33 living program pursuant to section 234.46.

34 14. Of the funds appropriated in this section,
35 \$260,075 shall be used for juvenile drug courts.
36 The amount allocated in this subsection shall be
37 distributed as follows:

38 To the judicial branch for salaries to assist with
39 the operation of juvenile drug court programs operated
40 in the following jurisdictions:

- 41 a. Marshall county:
- 42 \$ 31,354
- 43 b. Woodbury county:
- 44 \$ 62,841
- 45 c. Polk county:
- 46 \$ 97,946
- 47 d. The third judicial district:
- 48 \$ 33,967
- 49 e. The eighth judicial district:
- 50 \$ 33,967

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1 15. Of the funds appropriated in this section,
2 \$113,669 shall be used for the public purpose of
3 continuing a grant to a nonprofit human services
4 organization providing services to individuals and
5 families in multiple locations in southwest Iowa and
6 Nebraska for support of a project providing immediate,
7 sensitive support and forensic interviews, medical
8 exams, needs assessments, and referrals for victims of
9 child abuse and their nonoffending family members.

10 16. Of the funds appropriated in this section,
11 \$100,295 is allocated for the foster care youth council
12 approach of providing a support network to children
13 placed in foster care.

14 17. Of the funds appropriated in this section,
15 \$101,000 is allocated for use pursuant to section
16 235A.1 for continuation of the initiative to address
17 child sexual abuse implemented pursuant to 2007 Iowa
18 Acts, chapter 218, section 18, subsection 21.

19 18. Of the funds appropriated in this section,
20 \$315,120 is allocated for the community partnership for
21 child protection sites.

22 19. Of the funds appropriated in this section,
23 \$185,625 is allocated for the department's minority
24 youth and family projects under the redesign of the
25 child welfare system.

26 20. Of the funds appropriated in this section,
27 \$718,298 is allocated for funding of the community
28 circle of care collaboration for children and youth in
29 northeast Iowa.

30 21. Of the funds appropriated in this section,
31 at least \$73,579 shall be used for the child welfare
32 training academy.

33 22. Of the funds appropriated in this section,
34 \$12,500 shall be used for the public purpose of
35 continuation of a grant to a child welfare services
36 provider headquartered in a county with a population
37 between 205,000 and 215,000 in the latest certified
38 federal census that provides multiple services
39 including but not limited to a psychiatric medical
40 institution for children, shelter, residential
41 treatment, after school programs, school-based
42 programming, and an Asperger's syndrome program, to
43 be used for support services for children with autism
44 spectrum disorder and their families.

45 23. Of the funds appropriated in this section,
46 \$12,500 shall be used for the public purpose of
47 continuing a grant to a hospital-based provider
48 headquartered in a county with a population between
49 90,000 and 95,000 in the latest certified federal
50 census that provides multiple services including but

1 not limited to diagnostic, therapeutic, and behavioral
 2 services to individuals with autism spectrum disorder
 3 across the lifespan. The grant recipient shall utilize
 4 the funds to continue the pilot project to determine
 5 the necessary support services for children with autism
 6 spectrum disorder and their families to be included in
 7 the children's disabilities services system. The grant
 8 recipient shall submit findings and recommendations
 9 based upon the results of the pilot project to the
 10 individuals specified in this division of this Act for
 11 submission of reports by December 31, 2013.

12 24. Of the funds appropriated in this section,
 13 \$163,974 shall be used for continuation of the central
 14 Iowa system of care program grant through June 30,
 15 2015.

16 25. Of the funds appropriated in this section,
 17 \$80,000 shall be used for the public purpose of the
 18 continuation of a system of care grant implemented in
 19 Cerro Gordo and Linn counties.

20 26. Of the funds appropriated in this section,
 21 at least \$12,500 shall be used to continue and to
 22 expand the foster care respite pilot program in which
 23 postsecondary students in social work and other human
 24 services-related programs receive experience by
 25 assisting family foster care providers with respite and
 26 other support.

27 Sec. 100. ADOPTION SUBSIDY.

28 1. There is appropriated from the general fund of
 29 the state to the department of human services for the
 30 fiscal year beginning July 1, 2014, and ending June 30,
 31 2015, the following amount, or so much thereof as is
 32 necessary, to be used for the purpose designated:

33 For adoption subsidy payments and services:
 34 \$ 19,578,416

35 2. The department may transfer funds appropriated
 36 in this section to the appropriation made in this
 37 division of this Act for general administration for
 38 costs paid from the appropriation relating to adoption
 39 subsidy.

40 3. Federal funds received by the state during the
 41 fiscal year beginning July 1, 2014, as the result of
 42 the expenditure of state funds during a previous state
 43 fiscal year for a service or activity funded under
 44 this section are appropriated to the department to
 45 be used as additional funding for the services and
 46 activities funded under this section. Notwithstanding
 47 section 8.33, moneys received in accordance with this
 48 subsection that remain unencumbered or unobligated at
 49 the close of the fiscal year shall not revert to any
 50 fund but shall remain available for expenditure for the

1 purposes designated until the close of the succeeding
2 fiscal year.

3 Sec. 101. JUVENILE DETENTION HOME FUND. Moneys
4 deposited in the juvenile detention home fund
5 created in section 232.142 during the fiscal year
6 beginning July 1, 2014, and ending June 30, 2015, are
7 appropriated to the department of human services for
8 the fiscal year beginning July 1, 2014, and ending
9 June 30, 2015, for distribution of an amount equal
10 to a percentage of the costs of the establishment,
11 improvement, operation, and maintenance of county or
12 multicounty juvenile detention homes in the fiscal
13 year beginning July 1, 2013. Moneys appropriated for
14 distribution in accordance with this section shall be
15 allocated among eligible detention homes, prorated on
16 the basis of an eligible detention home's proportion
17 of the costs of all eligible detention homes in the
18 fiscal year beginning July 1, 2013. The percentage
19 figure shall be determined by the department based on
20 the amount available for distribution for the fund.
21 Notwithstanding section 232.142, subsection 3, the
22 financial aid payable by the state under that provision
23 for the fiscal year beginning July 1, 2014, shall be
24 limited to the amount appropriated for the purposes of
25 this section.

26 Sec. 102. FAMILY SUPPORT SUBSIDY PROGRAM.

27 1. There is appropriated from the general fund of
28 the state to the department of human services for the
29 fiscal year beginning July 1, 2014, and ending June 30,
30 2015, the following amount, or so much thereof as is
31 necessary, to be used for the purpose designated:

32 For the family support subsidy program subject
33 to the enrollment restrictions in section 225C.37,
34 subsection 3:

35 \$ 497,478

36 2. The department shall use at least \$192,750 of
37 the moneys appropriated in this section for the family
38 support center component of the comprehensive family
39 support program under section 225C.47. Not more than
40 \$12,500 of the amount allocated in this subsection
41 shall be used for administrative costs.

42 3. If at any time during the fiscal year, the
43 amount of funding available for the family support
44 subsidy program is reduced from the amount initially
45 used to establish the figure for the number of family
46 members for whom a subsidy is to be provided at any one
47 time during the fiscal year, notwithstanding section
48 225C.38, subsection 2, the department shall revise the
49 figure as necessary to conform to the amount of funding
50 available.

1 Sec. 103. CONNER DECREE. There is appropriated
 2 from the general fund of the state to the department of
 3 human services for the fiscal year beginning July 1,
 4 2014, and ending June 30, 2015, the following amount,
 5 or so much thereof as is necessary, to be used for the
 6 purpose designated:

7 For building community capacity through the
 8 coordination and provision of training opportunities
 9 in accordance with the consent decree of Conner v.
 10 Branstad, No. 4-86-CV-30871(S.D. Iowa, July 14, 1994):
 11 \$ 16,811

12 Sec. 104. MENTAL HEALTH INSTITUTES. There is
 13 appropriated from the general fund of the state to
 14 the department of human services for the fiscal year
 15 beginning July 1, 2014, and ending June 30, 2015, the
 16 following amounts, or so much thereof as is necessary,
 17 to be used for the purposes designated:

18 1. For the state mental health institute at
 19 Cherokee for salaries, support, maintenance, and
 20 miscellaneous purposes, and for not more than the
 21 following full-time equivalent positions:
 22 \$ 2,987,529
 23 FTEs 163.50

24 2. For the state mental health institute at
 25 Clarinda for salaries, support, maintenance, and
 26 miscellaneous purposes, and for not more than the
 27 following full-time equivalent positions:
 28 \$ 3,386,230
 29 FTEs 86.10

30 3. For the state mental health institute at
 31 Independence for salaries, support, maintenance, and
 32 miscellaneous purposes, and for not more than the
 33 following full-time equivalent positions:
 34 \$ 5,169,686
 35 FTEs 232.00

36 4. For the state mental health institute at Mount
 37 Pleasant for salaries, support, maintenance, and
 38 miscellaneous purposes, and for not more than the
 39 following full-time equivalent positions:
 40 \$ 693,639
 41 FTEs 97.92

42 Sec. 105. STATE RESOURCE CENTERS.

43 1. There is appropriated from the general fund of
 44 the state to the department of human services for the
 45 fiscal year beginning July 1, 2014, and ending June 30,
 46 2015, the following amounts, or so much thereof as is
 47 necessary, to be used for the purposes designated:

48 a. For the state resource center at Glenwood for
 49 salaries, support, maintenance, and miscellaneous
 50 purposes:

1 \$ 10,023,260

2 b. For the state resource center at Woodward for
3 salaries, support, maintenance, and miscellaneous
4 purposes:

5 \$ 6,904,783

6 2. The department may continue to bill for state
7 resource center services utilizing a scope of services
8 approach used for private providers of ICFID services,
9 in a manner which does not shift costs between the
10 medical assistance program, counties, or other sources
11 of funding for the state resource centers.

12 3. The state resource centers may expand the
13 time-limited assessment and respite services during the
14 fiscal year.

15 4. If the department's administration and the
16 department of management concur with a finding by a
17 state resource center's superintendent that projected
18 revenues can reasonably be expected to pay the salary
19 and support costs for a new employee position, or
20 that such costs for adding a particular number of new
21 positions for the fiscal year would be less than the
22 overtime costs if new positions would not be added, the
23 superintendent may add the new position or positions.
24 If the vacant positions available to a resource center
25 do not include the position classification desired to
26 be filled, the state resource center's superintendent
27 may reclassify any vacant position as necessary to
28 fill the desired position. The superintendents of the
29 state resource centers may, by mutual agreement, pool
30 vacant positions and position classifications during
31 the course of the fiscal year in order to assist one
32 another in filling necessary positions.

33 5. If existing capacity limitations are reached
34 in operating units, a waiting list is in effect
35 for a service or a special need for which a payment
36 source or other funding is available for the service
37 or to address the special need, and facilities for
38 the service or to address the special need can be
39 provided within the available payment source or other
40 funding, the superintendent of a state resource center
41 may authorize opening not more than two units or
42 other facilities and begin implementing the service
43 or addressing the special need during fiscal year
44 2014-2015.

45 Sec. 106. SEXUALLY VIOLENT PREDATORS.

46 1. There is appropriated from the general fund of
47 the state to the department of human services for the
48 fiscal year beginning July 1, 2014, and ending June 30,
49 2015, the following amount, or so much thereof as is
50 necessary, to be used for the purpose designated:

1 For costs associated with the commitment and
 2 treatment of sexually violent predators in the unit
 3 located at the state mental health institute at
 4 Cherokee, including costs of legal services and
 5 other associated costs, including salaries, support,
 6 maintenance, and miscellaneous purposes, and for not
 7 more than the following full-time equivalent positions:
 8 \$ 5,458,485
 9 FTEs 124.50

10 2. Unless specifically prohibited by law, if the
 11 amount charged provides for recoupment of at least
 12 the entire amount of direct and indirect costs, the
 13 department of human services may contract with other
 14 states to provide care and treatment of persons placed
 15 by the other states at the unit for sexually violent
 16 predators at Cherokee. The moneys received under such
 17 a contract shall be considered to be repayment receipts
 18 and used for the purposes of the appropriation made in
 19 this section.

20 Sec. 107. FIELD OPERATIONS. There is appropriated
 21 from the general fund of the state to the department of
 22 human services for the fiscal year beginning July 1,
 23 2014, and ending June 30, 2015, the following amount,
 24 or so much thereof as is necessary, to be used for the
 25 purposes designated:

26 For field operations, including salaries, support,
 27 maintenance, and miscellaneous purposes, and for not
 28 more than the following full-time equivalent positions:
 29 \$ 31,365,837
 30 FTEs 1,781.00

31 Priority in filling full-time equivalent positions
 32 shall be given to those positions related to child
 33 protection services and eligibility determination for
 34 low-income families.

35 Sec. 108. GENERAL ADMINISTRATION. There is
 36 appropriated from the general fund of the state to
 37 the department of human services for the fiscal year
 38 beginning July 1, 2014, and ending June 30, 2015, the
 39 following amount, or so much thereof as is necessary,
 40 to be used for the purpose designated:

41 For general administration, including salaries,
 42 support, maintenance, and miscellaneous purposes, and
 43 for not more than the following full-time equivalent
 44 positions:
 45 \$ 7,650,023
 46 FTEs 307.00

47 1. Of the funds appropriated in this section,
 48 \$19,272 allocated for the prevention of disabilities
 49 policy council established in section 225B.3.

50 2. The department shall report at least monthly

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1 to the legislative services agency concerning the
2 department's operational and program expenditures.
3 3. Of the funds appropriated in this section,
4 \$25,000 shall be transferred to the Iowa finance
5 authority to be used for administrative support of the
6 council on homelessness established in section 16.100A
7 and for the council to fulfill its duties in addressing
8 and reducing homelessness in the state.

9 Sec. 109. VOLUNTEERS. There is appropriated from
10 the general fund of the state to the department of
11 human services for the fiscal year beginning July 1,
12 2014, and ending June 30, 2015, the following amount,
13 or so much thereof as is necessary, to be used for the
14 purpose designated:

15 For development and coordination of volunteer
16 services:

17 \$ 42,330

18 Sec. 110. MEDICAL ASSISTANCE, STATE SUPPLEMENTARY
19 ASSISTANCE, AND SOCIAL SERVICE PROVIDERS REIMBURSED
20 UNDER THE DEPARTMENT OF HUMAN SERVICES.

21 1. a. (1) For the fiscal year beginning July 1,
22 2014, the total state funding amount for the nursing
23 facility budget shall not exceed \$267,712,511.

24 (2) The department, in cooperation with nursing
25 facility representatives, shall review projections for
26 state funding expenditures for reimbursement of nursing
27 facilities on a quarterly basis and the department
28 shall determine if an adjustment to the medical
29 assistance reimbursement rate is necessary in order to
30 provide reimbursement within the state funding amount
31 for the fiscal year. Notwithstanding 2001 Iowa Acts,
32 chapter 192, section 4, subsection 2, paragraph "c",
33 and subsection 3, paragraph "a", subparagraph (2), if
34 the state funding expenditures for the nursing facility
35 budget for the fiscal year is projected to exceed the
36 amount specified in subparagraph (1), the department
37 shall adjust the reimbursement for nursing facilities
38 reimbursed under the case-mix reimbursement system to
39 maintain expenditures of the nursing facility budget
40 within the specified amount for the fiscal year.

41 (3) For the fiscal year beginning July 1, 2014,
42 special population nursing facilities shall be
43 reimbursed in accordance with the methodology in effect
44 on June 30, 2014.

45 b. (1) For the fiscal year beginning July 1, 2014,
46 the department shall continue the pharmacy dispensing
47 fee reimbursement at \$10.02 per prescription. The
48 actual dispensing fee shall be determined by a cost
49 of dispensing survey performed by the department and
50 required to be completed by all medical assistance

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1 program participating pharmacies every two years
2 beginning in FY 2014-2015.

3 (2) The department shall utilize an average
4 acquisition cost reimbursement methodology for all
5 drugs covered under the medical assistance program in
6 accordance with 2012 Iowa Acts, chapter 1133, section
7 33.

8 c. (1) For the fiscal year beginning July 1, 2014,
9 reimbursement rates for outpatient hospital services
10 shall remain at the rates in effect on June 30, 2014.

11 (2) For the fiscal year beginning July 1, 2014,
12 reimbursement rates for inpatient hospital services
13 shall remain at the rates in effect on June 30, 2014.

14 (3) For the fiscal year beginning July 1, 2014,
15 the graduate medical education and disproportionate
16 share hospital fund shall remain at the amount in
17 effect on June 30, 2014, except that the portion of
18 the fund attributable to graduate medical education
19 shall be reduced in an amount that reflects the
20 elimination of graduate medical education payments made
21 to out-of-state hospitals.

22 (4) In order to ensure the efficient use of limited
23 state funds in procuring health care services for
24 low-income Iowans, funds appropriated in this Act for
25 hospital services shall not be used for activities
26 which would be excluded from a determination of
27 reasonable costs under the federal Medicare program
28 pursuant to 42 U.S.C. § 1395X(v)(1)(N).

29 d. For the fiscal year beginning July 1, 2014,
30 reimbursement rates for rural health clinics, hospices,
31 and acute mental hospitals shall be increased in
32 accordance with increases under the federal Medicare
33 program or as supported by their Medicare audited
34 costs.

35 e. For the fiscal year beginning July 1, 2014,
36 independent laboratories and rehabilitation agencies
37 shall be reimbursed using the same methodology in
38 effect on June 30, 2014.

39 f. For the fiscal year beginning July 1, 2014,
40 reimbursement rates for home health agencies shall
41 remain at the rates in effect on June 30, 2014, not to
42 exceed a home health agency's actual allowable cost.

43 g. For the fiscal year beginning July 1, 2014,
44 federally qualified health centers shall receive
45 cost-based reimbursement for 100 percent of the
46 reasonable costs for the provision of services to
47 recipients of medical assistance.

48 h. For the fiscal year beginning July 1, 2014, the
49 reimbursement rates for dental services shall remain at
50 the rates in effect on June 30, 2014.

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1 i. (1) For the fiscal year beginning July 1,
2 2014, state-owned psychiatric medical institutions
3 for children shall receive cost-based reimbursement
4 for 100 percent of the actual and allowable costs for
5 the provision of services to recipients of medical
6 assistance.

7 (2) For the nonstate-owned psychiatric medical
8 institutions for children, reimbursement rates shall be
9 based on the reimbursement methodology developed by the
10 department as required for federal compliance.

11 (3) As a condition of participation in the medical
12 assistance program, enrolled providers shall accept the
13 medical assistance reimbursement rate for any covered
14 goods or services provided to recipients of medical
15 assistance who are children under the custody of a
16 psychiatric medical institution for children.

17 j. For the fiscal year beginning July 1,
18 2014, unless otherwise specified in this Act,
19 all noninstitutional medical assistance provider
20 reimbursement rates shall remain at the rates in effect
21 on June 30, 2014, except for area education agencies,
22 local education agencies, infant and toddler services
23 providers, and those providers whose rates are required
24 to be determined pursuant to section 249A.20.

25 k. Notwithstanding any provision to the contrary,
26 for the fiscal year beginning July 1, 2014, the
27 reimbursement rate for anesthesiologists shall remain
28 at the rate in effect on June 30, 2014.

29 l. For the fiscal year beginning July 1, 2014, the
30 average reimbursement rate for health care providers
31 eligible for use of the federal Medicare resource-based
32 relative value scale reimbursement methodology under
33 section 249A.20 shall remain at the rate in effect on
34 June 30, 2014; however, this rate shall not exceed the
35 maximum level authorized by the federal government.

36 m. For the fiscal year beginning July 1, 2014, the
37 reimbursement rate for residential care facilities
38 shall not be less than the minimum payment level as
39 established by the federal government to meet the
40 federally mandated maintenance of effort requirement.
41 The flat reimbursement rate for facilities electing not
42 to file annual cost reports shall not be less than the
43 minimum payment level as established by the federal
44 government to meet the federally mandated maintenance
45 of effort requirement.

46 n. For the fiscal year beginning July 1, 2014,
47 inpatient mental health services provided at hospitals
48 shall remain at the rates in effect on June 30, 2014,
49 subject to Medicaid program upper payment limit rules;
50 community mental health centers and providers of mental

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1 health services to county residents pursuant to a
2 waiver approved under section 225C.7, subsection 3,
3 shall be reimbursed at 100 percent of the reasonable
4 costs for the provision of services to recipients
5 of medical assistance; and psychiatrists shall be
6 reimbursed at the medical assistance program fee for
7 service rate.

8 o. For the fiscal year beginning July 1, 2014, the
9 reimbursement rate for consumer-directed attendant care
10 shall remain at the rates in effect on June 30, 2014.

11 p. For the fiscal year beginning July 1, 2014, the
12 reimbursement rate for providers of family planning
13 services that are eligible to receive a 90 percent
14 federal match shall remain at the rates in effect on
15 June 30, 2014.

16 q. For the fiscal year beginning July 1, 2014,
17 the reimbursement rates for providers of home and
18 community-based services waiver services shall remain
19 at the rates in effect on June 30, 2014.

20 2. For the fiscal year beginning July 1, 2014, the
21 reimbursement rate for providers reimbursed under the
22 in-home-related care program shall not be less than the
23 minimum payment level as established by the federal
24 government to meet the federally mandated maintenance
25 of effort requirement.

26 3. Unless otherwise directed in this section, when
27 the department's reimbursement methodology for any
28 provider reimbursed in accordance with this section
29 includes an inflation factor, this factor shall not
30 exceed the amount by which the consumer price index for
31 all urban consumers increased during the calendar year
32 ending December 31, 2002.

33 4. For the fiscal year beginning July 1, 2014,
34 the foster family basic daily maintenance rate and
35 the maximum adoption subsidy rate for children ages 0
36 through 5 years shall be \$15.98, the rate for children
37 ages 6 through 11 years shall be \$16.62, the rate for
38 children ages 12 through 15 years shall be \$18.19,
39 and the rate for children and young adults ages 16
40 and older shall be \$18.43. The maximum supervised
41 apartment living foster care reimbursement rate shall
42 be \$25.00 per day. For youth ages 18 to 21 who have
43 exited foster care, the preparation for adult living
44 program maintenance rate shall be \$574.00 per month.
45 The payment for adoption subsidy nonrecurring expenses
46 shall be limited to \$500 and the disallowance of
47 additional amounts for court costs and other related
48 legal expenses implemented pursuant to 2010 Iowa Acts,
49 chapter 1031, section 408 shall be continued.

50 5. For the fiscal year beginning July 1, 2014,

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1 the maximum reimbursement rates under the supervised
2 apartment living program and for social services
3 providers under contract shall remain at the rates
4 in effect on June 30, 2014, or the provider's actual
5 and allowable cost plus inflation for each service,
6 whichever is less. However, if a new service or
7 service provider is added after June 30, 2014, the
8 initial reimbursement rate for the service or provider
9 shall be based upon a weighted average of provider
10 rates for similar services.

11 6. For the fiscal year beginning July 1, 2014,
12 the reimbursement rates for family-centered service
13 providers, family foster care service providers, group
14 foster care service providers, and the resource family
15 recruitment and retention contractor shall remain at
16 the rates in effect on June 30, 2014.

17 7. The group foster care reimbursement rates
18 paid for placement of children out of state shall
19 be calculated according to the same rate-setting
20 principles as those used for in-state providers,
21 unless the director of human services or the director's
22 designee determines that appropriate care cannot be
23 provided within the state. The payment of the daily
24 rate shall be based on the number of days in the
25 calendar month in which service is provided.

26 8. a. For the fiscal year beginning July 1, 2014,
27 the reimbursement rate paid for shelter care and
28 the child welfare emergency services implemented to
29 provide or prevent the need for shelter care shall be
30 established by contract.

31 b. For the fiscal year beginning July 1, 2014,
32 the combined service and maintenance components of
33 the reimbursement rate paid for shelter care services
34 shall be based on the financial and statistical report
35 submitted to the department. The maximum reimbursement
36 rate shall be \$92.36 per day. The department shall
37 reimburse a shelter care provider at the provider's
38 actual and allowable unit cost, plus inflation, not to
39 exceed the maximum reimbursement rate.

40 c. For the fiscal year beginning July 1, 2014,
41 the amount of the statewide average of the actual and
42 allowable rates for reimbursement of juvenile shelter
43 care homes that is utilized for the limitation on
44 recovery of unpaid costs shall remain at the amount in
45 effect for this purpose in the fiscal year beginning
46 July 1, 2013.

47 9. For the fiscal year beginning July 1, 2014,
48 the department shall calculate reimbursement rates
49 for intermediate care facilities for persons with
50 intellectual disabilities at the 80th percentile.

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1 Beginning July 1, 2014, the rate calculation
2 methodology shall utilize the consumer price index
3 inflation factor applicable to the fiscal year
4 beginning July 1, 2014.

5 10. For the fiscal year beginning July 1, 2014,
6 for child care providers reimbursed under the state
7 child care assistance program, the department shall
8 set provider reimbursement rates based on the rate
9 reimbursement survey completed in December 2004.
10 Effective July 1, 2014, the child care provider
11 reimbursement rates shall remain at the rates in effect
12 on June 30, 2014. The department shall set rates in a
13 manner so as to provide incentives for a nonregistered
14 provider to become registered by applying any increase
15 only to registered and licensed providers.

16 11. The department may adopt emergency rules to
17 implement this section.

18 Sec. 111. EMERGENCY RULES.

19 1. If specifically authorized by a provision
20 of this division of this Act for the fiscal year
21 beginning July 1, 2014, the department of human
22 services or the mental health, and disability services
23 commission may adopt administrative rules under section
24 17A.4, subsection 3, and section 17A.5, subsection
25 2, paragraph "b", to implement the provisions and
26 the rules shall become effective immediately upon
27 filing or on a later effective date specified in the
28 rules, unless the effective date is delayed by the
29 administrative rules review committee. Any rules
30 adopted in accordance with this section shall not
31 take effect before the rules are reviewed by the
32 administrative rules review committee. The delay
33 authority provided to the administrative rules review
34 committee under section 17A.4, subsection 7, and
35 section 17A.8, subsection 9, shall be applicable to a
36 delay imposed under this section, notwithstanding a
37 provision in those sections making them inapplicable
38 to section 17A.5, subsection 2, paragraph "b". Any
39 rules adopted in accordance with the provisions of this
40 section shall also be published as notice of intended
41 action as provided in section 17A.4.

42 2. If during the fiscal year beginning July 1,
43 2014, the department of human services is adopting
44 rules in accordance with this section or as otherwise
45 directed or authorized by state law, and the rules will
46 result in an expenditure increase beyond the amount
47 anticipated in the budget process or if the expenditure
48 was not addressed in the budget process for the
49 fiscal year, the department shall notify the persons
50 designated by this division of this Act for submission

1 of reports, the chairpersons and ranking members of
2 the committees on appropriations, and the department
3 of management concerning the rules and the expenditure
4 increase. The notification shall be provided at least
5 30 calendar days prior to the date notice of the rules
6 is submitted to the administrative rules coordinator
7 and the administrative code editor.

8 Sec. 112. REPORTS. Any reports or other
9 information required to be compiled and submitted under
10 this Act during the fiscal year beginning July 1, 2014,
11 shall be submitted to the chairpersons and ranking
12 members of the joint appropriations subcommittee on
13 health and human services, the legislative services
14 agency, and the legislative caucus staffs on or before
15 the dates specified for submission of the reports or
16 information.

17 DIVISION XX

18 HEALTH CARE ACCOUNTS AND FUNDS — FY 2014-2015

19 Sec. 113. PHARMACEUTICAL SETTLEMENT ACCOUNT. There
20 is appropriated from the pharmaceutical settlement
21 account created in section 249A.33 to the department of
22 human services for the fiscal year beginning July 1,
23 2014, and ending June 30, 2015, the following amount,
24 or so much thereof as is necessary, to be used for the
25 purpose designated:

26 Notwithstanding any provision of law to the
27 contrary, to supplement the appropriations made in this
28 Act for medical contracts under the medical assistance
29 program for the fiscal year beginning July 1, 2014, and
30 ending June 30, 2015:

31 \$ 3,325,000

32 QUALITY ASSURANCE TRUST FUND

33 Sec. 114. QUALITY ASSURANCE TRUST FUND —
34 DEPARTMENT OF HUMAN SERVICES. Notwithstanding
35 any provision to the contrary and subject to the
36 availability of funds, there is appropriated from the
37 quality assurance trust fund created in section 249L.4
38 to the department of human services for the fiscal year
39 beginning July 1, 2014, and ending June 30, 2015, the
40 following amounts, or so much thereof as is necessary
41 for the purposes designated:

42 To supplement the appropriation made in this Act
43 from the general fund of the state to the department
44 of human services for medical assistance for the same
45 fiscal year:

46 \$ 14,394,459

47 Sec. 115. HOSPITAL HEALTH CARE ACCESS TRUST FUND
48 — DEPARTMENT OF HUMAN SERVICES. Notwithstanding
49 any provision to the contrary and subject to the
50 availability of funds, there is appropriated from

1 the hospital health care access trust fund created in
 2 section 249M.4 to the department of human services for
 3 the fiscal year beginning July 1, 2014, and ending June
 4 30, 2015, the following amounts, or so much thereof as
 5 is necessary, for the purposes designated:

6 To supplement the appropriation made in this Act
 7 from the general fund of the state to the department
 8 of human services for medical assistance for the same
 9 fiscal year:

10 \$ 17,350,000

11 Sec. 116. MEDICAL ASSISTANCE PROGRAM —
 12 NONREVERSION FOR FY 2014-2015. Notwithstanding
 13 section 8.33, if moneys appropriated for purposes of
 14 the medical assistance program for the fiscal year
 15 beginning July 1, 2014, and ending June 30, 2015, from
 16 the general fund of the state, the quality assurance
 17 trust fund, and the hospital health care access trust
 18 fund, are in excess of actual expenditures for the
 19 medical assistance program and remain unencumbered or
 20 unobligated at the close of the fiscal year, the excess
 21 moneys shall not revert but shall remain available for
 22 expenditure for the purposes of the medical assistance
 23 program until the close of the succeeding fiscal year.>

COMMITTEE ON APPROPRIATIONS

H-1379

1 Amend House File 640 as follows:

2 1. Page 2, before line 7 by inserting:

3 <Sec. ____ Section 323.1, Code 2013, is amended by
 4 adding the following new subsections:

5 NEW SUBSECTION. 01. "Blender pump" means a motor
 6 fuel blender pump as defined in section 214.1 that
 7 dispenses motor fuel or special fuel in a manner
 8 required pursuant to chapters 214 and 214A.

9 NEW SUBSECTION. 7A. "Motor fuel pump" means the
 10 same as defined in section 214.1 that dispenses motor
 11 fuel or special fuel in a manner that complies with
 12 standards set forth in chapters 214 and 214A.

13 NEW SUBSECTION. 7B. "Renewable fuel" means the
 14 same as defined in section 214A.1 that complies with
 15 standards set forth in section 214A.2.

16 NEW SUBSECTION. 11. "Storage tank" means a
 17 motor fuel storage tank as defined in section 214.1,
 18 including an underground storage tank subject to
 19 regulation under chapter 455G.

20 Sec. ____ NEW SECTION. 323.4A Use of renewable
 21 fuel.

22 1. A dealer franchise or other document executed by

23 a dealer and franchiser on and after the effective date
24 of this Act shall not contain a provision restricting
25 the dealer, including any affiliate of the dealer, from
26 doing any of the following:

- 27 a. Installing, converting, or operating a storage
28 tank, a motor fuel pump, or a blender pump located on
29 the dealer's retail premises for use in storing or
30 dispensing renewable fuel. However, this paragraph
31 does not apply to a dealer franchise or other document
32 executed by a dealer and franchiser that restricts the
33 installation of a storage tank on the dealer's retail
34 premises that is leased from the franchiser.
- 35 b. Using a motor fuel pump to dispense ethanol
36 blended gasoline, including gasoline with a specified
37 blend or a range of blends under chapter 214A, if
38 the motor fuel pump meets applicable requirements of
39 chapter 214 and is approved by the state fire marshal
40 for dispensing the specified blend or range of blends,
41 including as provided in section 455G.31.
- 42 c. Marketing the sale of any renewable fuel,
43 including but not limited to advertising its
44 availability or price on a sign, on a motor fuel pump,
45 on a blender pump, or by media.
- 46 d. Selling or dispensing renewable fuel in any
47 specified area located on the dealer's retail premises,
48 including but not limited to any area in which a name
49 or logo of a franchiser or any other entity appears.
- 50 e. Purchasing motor fuel or special fuel that is a

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1 renewable fuel from a source other than the franchiser
2 if the franchiser does not offer its own motor fuel or
3 special fuel that is a renewable fuel for sale by the
4 dealer.

- 5 f. Using a payment form for the sale of a renewable
6 fuel by the retail dealer that is the same type as the
7 payment form used for the sale of another type of motor
8 fuel or special fuel by the dealer on the dealer's
9 retail premises.

10 2. This section does not apply to any activity
11 that constitutes mislabeling, misbranding, willful
12 adulteration, or other trademark violation by the
13 dealer.>

14 2. By renumbering, redesignating, and correcting
15 internal references as necessary.

H-1380

1 Amend the amendment, H-1373, to Senate File 296,
2 as amended, passed, and reprinted by the Senate, as
3 follows:

- 4 1. Page 11, line 22, after <administration> by
5 inserting <- reports>
6 2. Page 11, after line 47 by inserting:
7 <3. The department shall submit all of the
8 following to the governor and the generally assembly:
9 a. Biennially, a report of the results of a review,
10 by county and region, of mental health services
11 previously funded through taxes levied by counties
12 pursuant to section 331.424A, that are funded during
13 the reporting period under the healthy Iowa plan.
14 b. Annually, a report of the results of a review
15 of the outcomes and effectiveness of mental health
16 services provided under the healthy Iowa plan.
17 c. Annually, an analysis of whether the amount
18 distributed by each county to the treasurer of
19 state pursuant to section 249N.10, subsection 1, is
20 commensurate with the cost of mental health services
21 being provided under the healthy Iowa plan.>
22 3. By renumbering as necessary.

ROGERS of Black Hawk

H-1381

- 1 Amend the House amendment, S-3180, to Senate File
2 386, as passed by the Senate, as follows:
3 1. Page 2, by striking lines 3 through 38.
4 2. Page 3, by striking lines 23 through 25.
5 3. By renumbering as necessary.

SENATE AMENDMENT

H-1382

- 1 Amend House File 638, as passed by the House, as
2 follows:
3 1. By striking everything after the enacting clause
4 and inserting:
5 <DIVISION I
6 REBUILD IOWA INFRASTRUCTURE FUND
7 Section 1. There is appropriated from the rebuild
8 Iowa infrastructure fund to the following departments
9 and agencies for the following fiscal years, the
10 following amounts, or so much thereof as is necessary,
11 to be used for the purposes designated:
12 1. DEPARTMENT OF ADMINISTRATIVE SERVICES
13 a. For projects related to major repairs and major

14 maintenance for state buildings and facilities:

15 FY 2013-2014:

16 \$ 14,000,000

17 Of the amount appropriated in this lettered
18 paragraph, \$250,000 shall be allocated for the
19 disposition and relocation of structures located at 707
20 east locust and 709 east locust, Des Moines, Iowa.

21 Of the amount appropriated in this lettered
22 paragraph, \$1,800,000 shall be allocated for relocation
23 costs for moving employees out of the Wallace building
24 including moving costs and lease adjustments. As a
25 condition of this allocation, all employees currently
26 located in the Wallace building shall be relocated to a
27 new office location by December 31, 2013, pursuant to
28 the department's competitive bidding process for office
29 space.

30 Moneys appropriated in this lettered paragraph shall
31 not be used for the state historical building.

32 b. For routine and preventative maintenance,
33 notwithstanding section 8.57, subsection 5, paragraph
34 "c":

35 FY 2013-2014:

36 \$ 5,000,000

37 Moneys appropriated in this lettered paragraph shall
38 be used for capitol complex grounds except for projects
39 at the Wallace and the state historical buildings.

40 c. For costs associated with the planning and
41 design of the Wallace office building, including roof
42 repair:

43 FY 2013-2014:

44 \$ 500,000

45 FY 2014-2015:

46 \$ 3,900,000

47 Of the amount appropriated in this lettered
48 paragraph for FY 2013-2014, \$500,000 shall be allocated
49 for relocation costs for moving employees out of the
50 Wallace building including moving costs and lease

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1 adjustments. As a condition of this allocation, all
2 employees currently located in the Wallace building
3 shall be relocated to a new office location by December
4 31, 2013, pursuant to the department's competitive
5 bidding process for office space.

6 d. For costs associated with capitol interior and
7 exterior restoration, including the installation of a
8 lightning protection system:

9 FY 2013-2014:

10 \$ 330,000

11 2. DEPARTMENT OF CULTURAL AFFAIRS

12 For deposit into the Iowa great places program

13 fund created in section 303.3D for Iowa great places
 14 program projects that meet the definition of "vertical
 15 infrastructure" in section 8.57, subsection 5,
 16 paragraph "c":
 17 FY 2013-2014:
 18 \$ 1,000,000

19 3. ECONOMIC DEVELOPMENT AUTHORITY

20 a. For equal distribution to regional sports
 21 authority districts certified by the economic
 22 development authority pursuant to section 15E.321,
 23 notwithstanding section 8.57, subsection 5, paragraph
 24 "c":
 25 FY 2013-2014:
 26 \$ 1,000,000

27 b. For deposit into the river enhancement community
 28 attraction and tourism fund created in section 15F.205:
 29 FY 2013-2014:
 30 \$ 2,000,000

31 c. For renovations, expansions, and enhancements
 32 to facilities for an adult day program at a year-round
 33 camp for persons with disabilities in a central Iowa
 34 city with a population between one hundred ninety-five
 35 thousand and two hundred five thousand in the latest
 36 preceding certified federal census:
 37 FY 2013-2014:
 38 \$ 250,000

39 d. To Iowa state university of science and
 40 technology for the modernization and renovation of
 41 animal care facilities at the blank park zoo including
 42 the expansion of the surgical facility and the
 43 renovation of dormitory space:
 44 FY 2013-2014:
 45 \$ 1,000,000

46 e. For administration and support of the world
 47 food prize including the Borlaug/Ruan scholar program,
 48 notwithstanding section 8.57, subsection 6, paragraph
 49 "c":
 50 FY 2013-2014:

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1 \$ 200,000

2 f. For costs associated with the hosting of a
 3 national junior Summer Olympics by a nonprofit sports
 4 organization, notwithstanding section 8.57, subsection
 5 6, paragraph "c":
 6 FY 2013-2014:
 7 \$ 250,000

8 4. DEPARTMENT OF EDUCATION

9 a. For accelerated career education program capital
 10 projects at community colleges that are authorized
 11 under chapter 260G and that meet the definition of

12 the term "vertical infrastructure" in section 8.57,
 13 subsection 5, paragraph "c":
 14 FY 2013-2014:

15 \$ 6,000,000

16 b. For major renovation and major repair needs,
 17 including health, life, and fire safety needs and for
 18 compliance with the federal Americans with Disabilities
 19 Act for buildings and facilities under the purview of
 20 the community colleges:

21 FY 2013-2014:
 22 \$ 1,000,000

23 5. DEPARTMENT OF HUMAN SERVICES

24 a. For a grant to a nonprofit child welfare,
 25 juvenile justice, and behavioral health agency for
 26 the construction of a psychiatric medical institution
 27 for children in a city with a population between
 28 twenty-eight thousand and twenty-nine thousand in the
 29 latest preceding certified federal census:

30 FY 2013-2014:
 31 \$ 500,000

32 FY 2014-2015:
 33 \$ 500,000

34 b. For a grant to a nonprofit agency that provides
 35 innovative solutions to children and adults with autism
 36 in a city with a population between fourteen thousand
 37 five hundred and fifteen thousand five hundred in the
 38 latest preceding certified federal census for costs
 39 associated with improvements to facilities:

40 FY 2013-2014:
 41 \$ 400,000

42 FY 2014-2015:
 43 \$ 400,000

44 c. For the renovation and construction of certain
 45 nursing facilities, consistent with the provisions of
 46 chapter 249K:

47 FY 2013-2014:
 48 \$ 500,000

49 d. For a publicly owned acute care teaching
 50 hospital located in a county with a population between

1 four hundred thousand and four hundred fifty thousand

2 in the latest preceding certified federal census for
 3 the construction and expansion of inpatient mental
 4 health facilities and for the construction of an
 5 outpatient clinic building:

6 FY 2013-2014:
 7 \$ 3,000,000

8 FY 2014-2015:
 9 \$ 3,000,000

10 6. DEPARTMENT OF PUBLIC DEFENSE

11 a. For major maintenance projects at national guard
12 armories and facilities:

13 FY 2013-2014:
14 \$ 2,000,000

15 b. For construction improvement projects at
16 statewide readiness centers:

17 FY 2013-2014:
18 \$ 2,000,000

19 c. For construction upgrades at Camp Dodge:
20 FY 2013-2014:

21 \$ 500,000

22 7. DEPARTMENT OF NATURAL RESOURCES

23 a. For implementation of lake projects that
24 have established watershed improvement initiatives
25 and community support in accordance with the
26 department's annual lake restoration plan and report,
27 notwithstanding section 8.57, subsection 5, paragraph
28 "c":

29 FY 2013-2014:
30 \$ 8,600,000

31 b. For the administration of a water trails and
32 low head dam public hazard statewide plan, including
33 salaries, support, maintenance, and miscellaneous
34 purposes, notwithstanding section 8.57, subsection 5,
35 paragraph "c":

36 FY 2013-2014:
37 \$ 2,000,000

38 8. BOARD OF REGENTS

39 a. For allocation by the state board of regents to
40 the state university of Iowa, the Iowa state university
41 of science and technology, and the university of
42 northern Iowa to reimburse the institutions for
43 deficiencies in the operating funds resulting from the
44 pledging of tuition, student fees and charges, and
45 institutional income to finance the cost of providing
46 academic and administrative buildings and facilities
47 and utility services at the institutions:

48 FY 2013-2014:
49 \$ 27,867,775

50 b. For the repair or replacement of failed or

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1 failing building components, for immediate fire safety
2 needs, and for compliance with the federal Americans
3 with Disabilities Act, at regents institutions:

4 FY 2013-2014:
5 \$ 2,000,000

6 c. For infrastructure improvements to construct a
7 multipurpose training facility at the state hygienic
8 laboratory at the state university of Iowa:

9 FY 2013-2014:

10 \$ 1,000,000
11 9. STATE FAIR AUTHORITY
12 For infrastructure costs associated with the
13 construction of a plaza on the Iowa state fairgrounds:
14 FY 2013-2014:
15 \$ 250,000
16 FY 2014-2015:
17 \$ 750,000
18 10. DEPARTMENT OF TRANSPORTATION
19 a. For acquiring, constructing, and improving
20 recreational trails within the state:
21 FY 2013-2014:
22 \$ 3,000,000
23 b. For deposit into the public transit
24 infrastructure grant fund created in section 324A.6A,
25 for projects that meet the definition of "vertical
26 infrastructure" in section 8.57, subsection 5,
27 paragraph "c":
28 FY 2013-2014:
29 \$ 2,000,000
30 c. For infrastructure improvements at the
31 commercial service airports within the state:
32 FY 2013-2014:
33 \$ 1,500,000
34 d. For infrastructure improvements at general
35 aviation airports within the state:
36 FY 2013-2014:
37 \$ 750,000
38 e. For deposit into the railroad revolving loan and
39 grant fund created in section 327H.20A, notwithstanding
40 section 8.57, subsection 5, paragraph "c":
41 FY 2013-2014:
42 \$ 1,000,000
43 f. For continuation of the job access and reverse
44 commute grant program, notwithstanding section 8.57,
45 subsection 5, paragraph "c":
46 FY 2013-2014:
47 \$ 350,000
48 Monies appropriated in this section shall be
49 distributed by the department in the form of grants to
50 cities, nonprofit organizations, or operators of public

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1 transportation services for the fiscal year beginning
2 July 1, 2013, and ending June 30, 2014, to continue
3 an existing access to jobs project or reverse commute
4 project serving a city with a population of fifty
5 thousand or more and the surrounding metropolitan area.
6 A grant awarded under this section shall not exceed 90
7 percent of the cost of a program's operation for the
8 fiscal year beginning July 1, 2013, and ending June

9 30, 2014. In awarding grants under this section, the
10 department shall use criteria established under former
11 49 U.S.C. § 5316 establishing the federal job access
12 and reverse commute grant program.

13 11. TREASURER OF STATE

14 For distribution in accordance with chapter 174 to
15 qualified fairs which belong to the association of Iowa
16 fairs for county fair infrastructure improvements:

17 FY 2013-2014:
18 \$ 1,060,000

19 12. DEPARTMENT OF VETERANS AFFAIRS

20 a. For remodeling and upgrades to office space at
21 Camp Dodge:

22 FY 2013-2014:
23 \$ 137,940

24 b. For a grant to an American legion post located
25 in a city with a population between one thousand
26 ten and one thousand twenty in the latest preceding
27 certified federal census for the construction of a
28 veteran's reception center and community center:

29 FY 2013-2014:
30 \$ 604,000

31 c. For construction costs associated with the
32 expansion of an equipment and vehicle storage building
33 at the Iowa veterans cemetery:

34 FY 2013-2014:
35 \$ 250,000

36 Sec. 2. REVERSION. For purposes of section 8.33,
37 unless specifically provided otherwise, unencumbered
38 or unobligated moneys made from an appropriation in
39 this division of this Act shall not revert but shall
40 remain available for expenditure for the purposes
41 designated until the close of the fiscal year that ends
42 three years after the end of the fiscal year for which
43 the appropriation is made. However, if the project
44 or projects for which such appropriation was made are
45 completed in an earlier fiscal year, unencumbered or
46 unobligated moneys shall revert at the close of that
47 same fiscal year.

48 DIVISION II

49 TECHNOLOGY REINVESTMENT FUND

50 Sec. 3. There is appropriated from the technology

1 reinvestment fund created in section 8.57C to the
2 following departments and agencies for the following
3 fiscal years, the following amounts, or so much
4 thereof as is necessary, to be used for the purposes
5 designated:

6 1. DEPARTMENT OF EDUCATION

7 a. For maintenance and lease costs associated with

8 connections for part III of the Iowa communications
9 network:

10 FY 2013-2014:
11 \$ 2,727,000

12 b. For the continued development and implementation
13 of an education data warehouse to be utilized by
14 teachers, parents, school district administrators, area
15 education agency staff, department of education staff,
16 and policymakers:

17 FY 2013-2014:
18 \$ 600,000

19 The department may use a portion of the moneys
20 appropriated in this lettered paragraph for an
21 e-transcript data system capable of tracking students
22 throughout their education via interconnectivity with
23 multiple schools.

24 c. To the public broadcasting division for the
25 replacement of equipment and for tower and facility
26 maintenance:

27 FY 2013-2014:
28 \$ 960,000

29 d. For allocation to the boards of directors of
30 public school districts for voluntary short-term
31 testing for radon gas of up to 10 percent of attendance
32 centers in the state, with the goal of completing
33 radon testing in at least one attendance center in
34 each county in Iowa, notwithstanding section 8.57C,
35 subsection 2:

36 FY 2013-2014:
37 \$ 100,000

38 For purposes of this lettered paragraph, "short-term
39 testing" means a testing procedure approved by the
40 department of public health in which a testing device
41 remains in an area for not less than two days and not
42 more than ninety days to determine the amount of radon
43 in the air that is acceptable for human inhalation.

44 Radon testing pursuant to this lettered paragraph
45 shall be conducted by a person certified to conduct
46 such testing pursuant to section 136B.1.

47 The department shall prepare a comprehensive report
48 of the results of the radon testing conducted at each
49 attendance center and shall submit the report to the
50 general assembly no later than January 1, 2014.

1 e. For hardware and software equipment for the
2 state library, including laptop and tablet computers,
3 audio and video equipment, and the purchase of online
4 resources:

5 FY 2013-2014:
6 \$ 250,000

7 2. DEPARTMENT OF HUMAN RIGHTS

8 For the cost of equipment and computer software
9 for the implementation of Iowa's criminal justice
10 information system:

11 FY 2013-2014:
12 \$ 1,454,734

13 3. DEPARTMENT OF HUMAN SERVICES

14 a. For a grant to a nonprofit agency that provides
15 innovative solutions to children and adults with autism
16 in a city with a population between fourteen thousand
17 five hundred and fifteen thousand five hundred in
18 the latest preceding certified federal census, for
19 the cost associated with internet services and video
20 communications systems for clinics:

21 FY 2013-2014:
22 \$ 154,972

23 b. For grants for nursing facilities categorized
24 as rural on Iowa Medicaid enterprise cost reports
25 to provide electronic health record implementation
26 services to rural nursing facilities:

27 FY 2013-2014:
28 \$ 250,000

29 4. IOWA TELECOMMUNICATIONS AND TECHNOLOGY
30 COMMISSION

31 For internet protocol video technology equipment for
32 the Iowa communications network:

33 FY 2013-2014:
34 \$ 1,200,000

35 The commission may continue to enter into contracts
36 pursuant to section 8D.13 for internet protocol video
37 technology equipment and for operations and maintenance
38 costs of the network.

39 In addition to moneys appropriated in this
40 subsection, the commission may use a financing
41 agreement entered into by the treasurer of state in
42 accordance with section 12.28 for internet protocol
43 video technology equipment for the network. For
44 purposes of this subsection, the treasurer of state
45 is not subject to the maximum principal limitation
46 contained in section 12.28, subsection 6. Repayment
47 of any amounts financed shall be made from receipts
48 associated with fees charged for use of the network.

49 5. DEPARTMENT OF MANAGEMENT

50 For the continued development and implementation

1 of a searchable database that can be placed on the
2 internet for budget and financial information:

3 FY 2013-2014:
4 \$ 45,000

5 6. DEPARTMENT OF PUBLIC DEFENSE

6 To the homeland security and emergency management
7 division or its successor, for grants for counties
8 for emergency generators including emergency diesel
9 generators for radio communications:

10 FY 2013-2014:
11 \$ 200,000

12 7. DEPARTMENT OF PUBLIC HEALTH

13 For technology consolidation projects:

14 FY 2013-2014:
15 \$ 480,000

16 Sec. 4. REVERSION. For purposes of section 8.33,
17 unless specifically provided otherwise, unencumbered
18 or unobligated moneys made from an appropriation in
19 this division of this Act shall not revert but shall
20 remain available for expenditure for the purposes
21 designated until the close of the fiscal year that ends
22 three years after the end of the fiscal year for which
23 the appropriation was made. However, if the project
24 or projects for which such appropriation was made are
25 completed in an earlier fiscal year, unencumbered or
26 unobligated moneys shall revert at the close of that
27 same fiscal year.

28 DIVISION III

29 CHILDREN'S HEALTH INSURANCE PROGRAM — REBUILD IOWA
30 INFRASTRUCTURE FUND

31 Sec. 5. CHILDREN'S HEALTH INSURANCE PROGRAM —
32 DEPARTMENT OF ADMINISTRATIVE SERVICES. Any moneys
33 remaining on June 30, 2013, from moneys received from
34 the federal government through the child enrollment
35 contingency fund established pursuant to section 103
36 of the federal Children's Health Insurance Program
37 Reauthorization Act of 2009, Pub. L. No. 111-3, are
38 transferred to the rebuild Iowa infrastructure fund
39 created in section 8.57 and appropriated to the
40 department of administrative services for the following
41 fiscal year, to be used for projects related to major
42 repairs and major maintenance for state buildings and
43 facilities:

44 FY 2013-2014:
45 \$ 11,310,648

46 The moneys appropriated pursuant to this section
47 shall not be used for any appropriations that receive
48 federal funding. Notwithstanding section 8.33, the
49 moneys appropriated in this section shall not revert to
50 the fund from which appropriated.

1 The department of human services shall work with
2 the department of management and the department of
3 administrative services in drawing down the federal
4 funds.

5 DIVISION IV
6 MULTIMODAL TRANSPORTATION — GENERAL FUND

7 Sec. 6. MULTIMODAL TRANSPORTATION.

8 1. There is appropriated from the general fund
9 of the state to the department of transportation for
10 the following fiscal years, the following amounts, or
11 so much thereof as is necessary, to be used for the
12 purposes designated:

13 For multimodal transportation projects as determined
14 by the transportation commission:

15 FY 2013-2014:
16 \$ 5,500,000

17 FY 2014-2015:
18 \$ 5,500,000

19 2. For purposes of section 8.33, unless
20 specifically provided otherwise, moneys appropriated in
21 this section that remain unencumbered or unobligated
22 shall not revert but shall remain available for
23 expenditure for the purposes designated until the close
24 of the fiscal year that ends three years after the end
25 of the fiscal year for which the appropriation was
26 made. However, if the project or projects for which
27 the appropriation was made are completed in an earlier
28 fiscal year, unencumbered or unobligated moneys shall
29 revert at the close of that same fiscal year.

30 DIVISION V
31 GENERAL FUND FY 2013 TRANSFER

32 Sec. 7. GENERAL FUND FY 2013 TRANSFER. There is
33 transferred from the general fund of the state to the
34 rebuild Iowa infrastructure fund for the fiscal year
35 beginning July 1, 2012, and ending June 30, 2013, the
36 amount of \$20,000,000.

37 Sec. 8. EFFECTIVE UPON ENACTMENT. This division of
38 this Act, being deemed of immediate importance, takes
39 effect upon enactment.

40 DIVISION VI
41 FY 2014 GENERAL FUND TRANSFER — RIIF

42 Sec. 9. FY 2014 GENERAL FUND TRANSFER —
43 RIIF. There is transferred from the general fund of
44 the state to the rebuild Iowa infrastructure fund for
45 the fiscal year beginning July 1, 2013, and ending June
46 30, 2014, the amount of \$4,103,000.

47 DIVISION VII
48 PROPERTY TAX CREDIT FUND BALANCE TRANSFER — REBUILD
49 IOWA INFRASTRUCTURE FUND

50 Sec. 10. PROPERTY TAX CREDIT FUND BALANCE TRANSFER

1 — REBUILD IOWA INFRASTRUCTURE FUND. Moneys in the
2 property tax credit fund created in 2010 Iowa Acts,
3 chapter 1193, section 8, that remain unencumbered or

4 unobligated on June 30, 2013, shall be transferred to
5 the rebuild Iowa infrastructure fund.

6 Sec. 11. EFFECTIVE UPON ENACTMENT. This division
7 of this Act, being deemed of immediate importance,
8 takes effect upon enactment.

9 DIVISION VIII

10 DEPARTMENT OF TRANSPORTATION — CONTINGENT
11 APPROPRIATION

12 Sec. 12. DEPARTMENT OF TRANSPORTATION —
13 APPROPRIATION.

14 1. For the fiscal year beginning July 1, 2014, and
15 ending June 30, 2015, there is appropriated from the
16 rebuild Iowa infrastructure fund to the department
17 of transportation \$2,500,000 for any public transit
18 authority to develop a bus rapid transit service,
19 notwithstanding section 8.57, subsection 5, paragraph
20 "c".

21 2. This appropriation is contingent upon an
22 authority's receipt of local funds and the receipt of
23 a federal grant, by December 31, 2014, in an amount
24 sufficient to complete the project. The authority
25 shall notify the legislative services agency and the
26 department of management if such funds are received no
27 later than January 15, 2015.

28 Sec. 13. REVERSION. For purposes of section 8.33,
29 unless specifically provided otherwise, unencumbered
30 or unobligated moneys made from an appropriation in
31 this division of this Act shall not revert but shall
32 remain available for expenditure for the purposes
33 designated until the close of the fiscal year that ends
34 three years after the end of the fiscal year for which
35 the appropriation is made. However, if the project
36 or projects for which such appropriation was made are
37 completed in an earlier fiscal year, unencumbered or
38 unobligated moneys shall revert at the close of that
39 same fiscal year.

40 DIVISION IX

41 IOWA JOBS BOARD

42 Sec. 14. Section 12.87, subsection 12, Code 2013,
43 is amended to read as follows:

44 12. Neither the treasurer of state, the Iowa
45 ~~jobs board~~ finance authority, nor any person acting
46 on behalf of the treasurer of state or the Iowa ~~jobs~~
47 ~~board~~ finance authority while acting within the scope
48 of their employment or agency, is subject to personal
49 liability resulting from carrying out the powers and
50 duties conferred by this section and sections 12.88

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1 through 12.90.

2 Sec. 15. Section 16.193, subsection 1, Code 2013,

3 is amended to read as follows:

4 ~~1. The Iowa finance authority, subject to approval~~
5 ~~by the Iowa jobs board,~~ shall adopt administrative
6 rules pursuant to chapter 17A necessary to administer
7 the Iowa jobs program and Iowa jobs II program. The
8 authority shall ~~provide the board with assistance in~~
9 ~~implementing administrative functions, be responsible~~
10 ~~for~~ providing technical assistance and application
11 assistance to applicants under the programs,
12 negotiating contracts, and providing project follow
13 up. ~~The authority, in cooperation with the board,~~
14 ~~may conduct negotiations on behalf of the board with~~
15 ~~applicants regarding terms and conditions applicable to~~
16 ~~awards under the program.~~

17 Sec. 16. Section 16.194, subsection 2, Code 2013,
18 is amended to read as follows:

19 2. A city or county or a public organization in
20 this state may submit an application to the Iowa
21 jobs board authority for financial assistance for
22 a local infrastructure competitive grant for an
23 eligible project under the program, notwithstanding
24 any limitation on the state's percentage in funding as
25 contained in section 29C.6, subsection 17.

26 Sec. 17. Section 16.194, subsection 4, unnumbered
27 paragraph 1, Code 2013, is amended to read as follows:

28 The board authority shall consider the following
29 criteria in evaluating eligible projects to receive
30 financial assistance under the program:

31 Sec. 18. Section 16.194, subsection 7, Code 2013,
32 is amended to read as follows:

33 7. In order for a project to be eligible to receive
34 financial assistance from the board authority, the
35 project must be a public construction project pursuant
36 to subsection 1 with a demonstrated substantial local,
37 regional, or statewide economic impact.

38 Sec. 19. Section 16.194, subsection 8, unnumbered
39 paragraph 1, Code 2013, is amended to read as follows:

40 The board authority shall not approve an application
41 for assistance for any of the following purposes:

42 Sec. 20. Section 16.194, subsection 9, paragraph b,
43 Code 2013, is amended to read as follows:

44 b. Any portion of an amount allocated for projects
45 that remains unexpended or unencumbered one year after
46 the allocation has been made may be reallocated to
47 another project category, at the discretion of the
48 board authority. The board authority shall ensure that
49 all bond proceeds be expended within three years from
50 when the allocation was initially made.

2 is amended to read as follows:

3 10. The ~~board~~ authority shall ensure that funds
4 obligated under this section are coordinated with other
5 federal program funds received by the state, and that
6 projects receiving funds are located in geographically
7 diverse areas of the state.

8 Sec. 22. Section 16.194A, subsections 2, 7, 9, and
9 10, Code 2013, are amended to read as follows:

10 2. A city or county in this state that applies the
11 smart planning principles and guidelines pursuant to
12 sections 18B.1 and 18B.2 may submit an application to
13 the ~~Iowa jobs board~~ authority for financial assistance
14 for a local infrastructure competitive grant for an
15 eligible project under the program, notwithstanding
16 any limitation on the state's percentage in funding as
17 contained in section 29C.6, subsection 17.

18 7. In order for a project to be eligible to receive
19 financial assistance from the ~~board~~ authority, the
20 project must be a public construction project pursuant
21 to subsection 1 with a demonstrated substantial local,
22 regional, or statewide economic impact.

23 9. Any portion of an amount allocated for projects
24 that remains unexpended or unencumbered one year after
25 the allocation has been made may be reallocated to
26 another project category, at the discretion of the
27 ~~board~~ authority. The ~~board~~ authority shall ensure that
28 all bond proceeds be expended within three years from
29 when the allocation was initially made.

30 10. The ~~board~~ authority shall ensure that funds
31 obligated under this section are coordinated with other
32 federal program funds received by the state, and that
33 projects receiving funds are located in geographically
34 diverse areas of the state.

35 Sec. 23. Section 16.194A, subsection 4, unnumbered
36 paragraph 1, Code 2013, is amended to read as follows:

37 The ~~board~~ authority shall consider the following
38 criteria in evaluating eligible projects to receive
39 financial assistance under the program:

40 Sec. 24. Section 16.194A, subsection 8, unnumbered
41 paragraph 1, Code 2013, is amended to read as follows:

42 The ~~board~~ authority shall not approve an application
43 for assistance for any of the following purposes:

44 Sec. 25. Section 16.195, Code 2013, is amended to
45 read as follows:

46 16.195 Iowa jobs program application review.

47 1. Applications for assistance under the Iowa jobs
48 program and Iowa jobs II program shall be submitted to
49 the ~~Iowa finance authority~~ for review and approval.
50 The authority shall provide a staff review and

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1 evaluation of applications to the Iowa jobs program
2 review committee referred to in subsection 2 and to the
3 Iowa jobs board.

4 2. A review committee composed of members of the
5 board as determined by the board shall review Iowa
6 jobs program applications submitted to the board and
7 make recommendations regarding the applications to the
8 board. When reviewing the applications, the review
9 committee and the authority shall consider the project
10 criteria specified in sections 16.194 and 16.194A. The
11 board authority shall develop the appropriate level of
12 transparency regarding project fund allocations.

13 3. Upon approval of an application for financial
14 assistance under the program, the board authority shall
15 notify the treasurer of state regarding the amount
16 of moneys needed to satisfy the award of financial
17 assistance and the terms of the award. The treasurer
18 of state shall notify the Iowa finance authority any
19 time moneys are disbursed to a recipient of financial
20 assistance under the program.

21 Sec. 26. Section 16.196, Code 2013, is amended to
22 read as follows:

23 16.196 Iowa jobs restricted capitals fund — fund
24 appropriations.

25 1. ~~An Iowa jobs restricted capitals fund is created~~
26 ~~and established as a separate and distinct fund in~~
27 ~~the state treasury. The fund consists of moneys~~
28 ~~appropriated from the revenue bonds capitals fund~~
29 ~~created in section 12.88. The moneys in the fund~~
30 ~~are appropriated to the Iowa jobs board for purposes~~
31 ~~of the Iowa jobs program established in section~~
32 ~~16.194. Moneys in the fund shall not be subject to~~
33 ~~appropriation for any other purpose by the general~~
34 ~~assembly, but shall be used only for the purposes of~~
35 ~~the Iowa jobs program. The treasurer of state shall~~
36 ~~act as custodian of the fund and disburse moneys~~
37 ~~contained in the fund. The fund shall be administered~~
38 ~~by the board which shall make allocations from the fund~~
39 ~~consistent with the purposes of the Iowa jobs program.~~

40 2. 1. There is appropriated from the revenue bonds
41 capitals fund created in section 12.88, to the Iowa
42 jobs restricted capitals fund authority, for the fiscal
43 year beginning July 1, 2009, and ending June 30, 2010,
44 one hundred sixty-five million dollars to be allocated
45 as follows:

46 a. One hundred eighteen million five hundred
47 thousand dollars for competitive grants for local
48 infrastructure projects relating to disaster
49 rebuilding, reconstruction and replacement of local
50 buildings, flood control and flood protection, and

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1 future flood prevention public projects. An applicant
2 for a local infrastructure grant shall not receive more
3 than fifty million dollars in financial assistance from
4 the fund.

5 b. Forty-six million five hundred thousand
6 dollars for disaster relief and mitigation and local
7 infrastructure grants for the following renovation and
8 construction projects, notwithstanding any limitation
9 on the state's percentage participation in funding as
10 contained in section 29C.6, subsection 17:

11 (1) For grants to a county with a population
12 between one hundred eighty-nine thousand and one
13 hundred ninety-six thousand in the latest preceding
14 certified federal census, to be distributed as follows:

15 (a) Ten million dollars for the construction of a
16 new, shared facility between nonprofit human service
17 organizations serving the public, especially the needs
18 of low-income Iowans, including those displaced as a
19 result of the disaster of 2008.

20 (b) Five million dollars for the construction or
21 renovation of a facility for a county-funded workshop
22 program serving the public and particularly persons
23 with mental illness or developmental disabilities.

24 (2) For grants to a city with a population between
25 one hundred ten thousand and one hundred twenty
26 thousand in the latest preceding certified federal
27 census, to be distributed as follows:

28 (a) Five million dollars for an economic
29 redevelopment project benefiting the public by
30 improving energy efficiency and the development of
31 alternative and renewable energy technologies.

32 (b) Ten million dollars for a museum serving the
33 public and dedicated to the preservation of an eastern
34 European cultural heritage through the collection,
35 exhibition, preservation, and interpretation of
36 historical artifacts.

37 (c) Five million dollars for a theater serving
38 the public and promoting culture, entertainment, and
39 tourism.

40 (d) Five million dollars for a public library.

41 (e) Five million dollars for a public works
42 building.

43 (3) One million five hundred thousand dollars, to
44 be distributed as follows:

45 (a) Five hundred thousand dollars to a city with a
46 population between six hundred and six hundred fifty in
47 the latest preceding certified federal census, for a
48 public fire station.

49 (b) Five hundred thousand dollars to a city with a
50 population between one thousand four hundred and one

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1 thousand five hundred in the latest preceding certified
2 federal census, for a public fire station.

3 (c) Five hundred thousand dollars for a city with
4 a population between seven thousand eight hundred and
5 seven thousand eight hundred fifty, for a public fire
6 station.

7 ~~3. 2.~~ Grant awards for a project under subsection
8 ~~2 1,~~ paragraph "b", are contingent upon submission of a
9 plan for each project by the applicable county or city
10 governing board or in the case of a project submitted
11 pursuant to subsection ~~2 1,~~ paragraph "b", subparagraph
12 (2), subparagraph division (b), by the board of
13 directors, to the ~~Iowa jobs board authority,~~ no later
14 than September 1, 2009, detailing a description of
15 the project, the plan to rebuild, and the amount
16 or percentage of federal, state, local, or private
17 matching moneys which will be or have been provided for
18 the project. Funds not utilized in accordance with
19 subsection ~~2, paragraph "b", due to failure to file a~~
20 ~~plan by the September 1 deadline 1,~~ shall revert to the
21 ~~Iowa jobs restricted revenue bonds~~ capitals fund ~~to be~~
22 ~~available for local infrastructure competitive grants.~~
23 A grant recipient under subsection ~~2 1,~~ paragraph
24 "b", shall not be precluded from applying for a local
25 infrastructure competitive grant pursuant to this
26 section and section 16.195.

27 ~~4. Moneys in the fund are not subject to section~~
28 ~~8.33. Notwithstanding section 12C.7, subsection 2,~~
29 ~~interest or earnings on moneys in the fund shall be~~
30 ~~credited to the fund.~~

31 ~~5. 3.~~ Annually, on or before January 15 of
32 each year, the ~~board authority~~ shall report to the
33 legislative services agency and the department of
34 management the status of all projects receiving
35 moneys from the fund completed or in progress. The
36 report shall include a description of the project, the
37 progress of work completed, the total estimated cost of
38 the project, a list of all revenue sources being used
39 to fund the project, the amount of funds expended, the
40 amount of funds obligated, and the date the project
41 was completed or an estimated completion date of the
42 project, where applicable.

43 ~~6. 4.~~ Payment of moneys appropriated from the
44 fund shall be made in a manner that does not adversely
45 affect the tax-exempt status of any outstanding bonds
46 issued by the treasurer of state.

47 Sec. 27. Section 16.197, Code 2013, is amended to
48 read as follows:

49 16.197 Limitation of liability.

50 A member of the Iowa jobs board, a person acting

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1 ~~on behalf of the board while acting within the scope~~
 2 ~~of their employment or agency, The authority or the~~
 3 treasurer of state, shall not be subject to personal
 4 liability resulting from carrying out the powers and
 5 duties of the ~~board~~ authority or the treasurer, as
 6 applicable, in sections ~~16.192~~ 16.193 through 16.196.

7 Sec. 28. IOWA JOBS BOARD — TRANSITION PROVISIONS
 8 — LIMITATION OF LIABILITY.

9 1. Any contract or agreement issued or entered into
 10 by the Iowa jobs board relating to the provisions of
 11 this division of this Act, in effect on the effective
 12 date of this division of this Act, shall continue
 13 in full force and effect and any responsibility of
 14 the board relative to the contracts or agreements as
 15 provided in those contracts or agreements shall be
 16 transferred to the Iowa finance authority.

17 2. A member of the Iowa jobs board or a person
 18 acting on behalf of the board while acting within
 19 the scope of that person's employment or agency shall
 20 not be subject to personal liability resulting from
 21 carrying out the powers and duties of the board prior
 22 to the effective date of this division of this Act,
 23 as applicable, in sections 12.87 through 12.90 and in
 24 sections 16.192 through 16.196, Code 2013.

25 Sec. 29. REPEAL. Sections 16.191 and 16.192, Code
 26 2013, are repealed.

27 DIVISION X

28 MISCELLANEOUS CODE CHANGES

29 Sec. 30. Section 8.57, subsection 5, paragraph
 30 e, subparagraph (1), subparagraph division (a),
 31 subparagraph subdivision (i), Code 2013, is amended to
 32 read as follows:

33 (i) ~~Notwithstanding provisions to the contrary~~
 34 ~~in sections 99D.17 and 99F.11, for For~~ the fiscal
 35 year beginning July 1, 2000, and for each fiscal year
 36 thereafter, not more than a total of sixty-six million
 37 dollars shall be deposited in the general fund of the state
 38 in any fiscal year pursuant to sections 99D.17 and
 39 99F.11.

40 Sec. 31. Section 8.57, subsection 5, paragraph
 41 e, subparagraph (1), subparagraph division (d),
 42 subparagraph subdivision (i), Code 2013, is amended to
 43 read as follows:

44 (i) The total moneys in excess of the moneys
 45 deposited under this paragraph "e" in the revenue
 46 bonds debt service fund, the revenue bonds federal
 47 subsidy holdback fund, the vision Iowa fund, the school
 48 infrastructure fund, and the general fund of the state
 49 in a fiscal year shall be deposited in the rebuild Iowa
 50 infrastructure fund and shall be used as provided in

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1 this section, notwithstanding section 8.60.
2 Sec. 32. Section 8.57, subsection 5, paragraph
3 e, subparagraph (1), subparagraph division (d),
4 subparagraph subdivision (ii), Code 2013, is amended by
5 adding the following new subparagraph part:
6 NEW SUBPARAGRAPH PART. (C) For the fiscal year
7 beginning July 1, 2013, and ending June 30, 2014,
8 thirty-four million one hundred twenty thousand dollars
9 shall be deposited in the general fund of the state and
10 the remainder shall be deposited in the rebuild Iowa
11 infrastructure fund.
12 Sec. 33. Section 8.57C, subsection 3, Code 2013, is
13 amended to read as follows:
14 3. a. There is appropriated from the general fund
15 of the state for the fiscal year beginning July 1, ~~2013~~
16 2014, and for each subsequent fiscal year thereafter,
17 the sum of seventeen million five hundred thousand
18 dollars to the technology reinvestment fund.
19 b. There is appropriated from the rebuild Iowa
20 infrastructure fund for the fiscal year beginning
21 July 1, 2008, and ending June 30, 2009, the sum of
22 seventeen million five hundred thousand dollars,
23 and for the fiscal year beginning July 1, 2009, and
24 ending June 30, 2010, the sum of fourteen million five
25 hundred twenty-five thousand dollars to the technology
26 reinvestment fund, notwithstanding section 8.57,
27 subsection 5, paragraph "c".
28 c. There is appropriated from the rebuild Iowa
29 infrastructure fund for the fiscal year beginning
30 July 1, 2010, and ending June 30, 2011, the sum of ten
31 million dollars to the technology reinvestment fund,
32 notwithstanding section 8.57, subsection 5, paragraph
33 "c".
34 d. There is appropriated from the rebuild Iowa
35 infrastructure fund for the fiscal year beginning July
36 1, 2011, and ending June 30, 2012, the sum of fifteen
37 million five hundred forty-one thousand dollars to the
38 technology reinvestment fund, notwithstanding section
39 8.57, subsection 5, paragraph "c".
40 e. There is appropriated from the general fund of
41 the state for the fiscal year beginning July 1, 2013,
42 and ending June 30, 2014, the sum of thirteen million,
43 three hundred ninety-seven thousand dollars to the
44 technology reinvestment fund, notwithstanding section
45 8.57, subsection 5, paragraph "c".
46 Sec. 34. Section 15F.204, subsection 5, Code 2013,
47 is amended by adding the following new paragraph:
48 NEW PARAGRAPH. c. Priority to projects under this
49 subsection shall be given to projects that attract the
50 highest number of visitors and that attain the highest

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1 match levels.

2 Sec. 35. Section 15F.204, subsection 8, paragraph
3 g, Code 2013, is amended to read as follows:

4 g. For each fiscal year for the fiscal period
5 beginning July 1, 2012, and ending June 30, ~~2014~~ 2016,
6 the sum of ~~five~~ ten million dollars.

7 Sec. 36. Section 99D.14, subsection 2, paragraph c,
8 Code 2013, is amended to read as follows:

9 c. Notwithstanding sections 8.60 and 99D.17,
10 the portion of the fee paid pursuant to paragraph
11 "a" relating to the costs of the commission shall ~~not be~~
12 ~~deposited in the general fund of the state but instead~~
13 shall be deposited into the gaming regulatory revolving
14 fund established in section 99F.20.

15 Sec. 37. Section 99D.17, Code 2013, is amended to
16 read as follows:

17 99D.17 Use of funds.

18 Funds received pursuant to sections 99D.14 and
19 99D.15 shall be deposited ~~in the general fund of~~
20 ~~the state as provided in section 8.57, subsection 5,~~
21 and shall be subject to the requirements of section
22 8.60. These funds shall first be used to the extent
23 appropriated by the general assembly. The commission
24 is subject to the budget requirements of chapter 8 and
25 the applicable auditing requirements and procedures of
26 chapter 11.

27 Sec. 38. Section 99F.10, subsection 4, paragraph c,
28 Code 2013, is amended to read as follows:

29 c. Notwithstanding sections 8.60 and 99F.4,
30 the portion of the fee paid pursuant to paragraph
31 "a" relating to the costs of the commission shall ~~not be~~
32 ~~deposited in the general fund of the state but instead~~
33 shall be deposited into the gaming regulatory revolving
34 fund established in section 99F.20.

35 Sec. 39. Section 99F.11, subsection 3, paragraph e,
36 Code 2013, is amended to read as follows:

37 e. The remaining amount of the adjusted gross
38 receipts tax shall be credited ~~to the general fund of~~
39 ~~the state as provided in section 8.57, subsection 5.~~

40 DIVISION XI

41 CHANGES TO PRIOR APPROPRIATIONS

42 Sec. 40. 2007 Iowa Acts, chapter 219, section 2, as
43 amended by 2011 Iowa Acts, chapter 133, section 32, and
44 2012 Iowa Acts, chapter 1138, section 10, is amended
45 to read as follows:

46 SEC. 2. REVERSION.

47 1. Except as provided in subsection 2 and
48 notwithstanding section 8.33, moneys appropriated
49 for the fiscal year beginning July 1, 2007, in this
50 division of this Act that remain unencumbered or

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1 unobligated at the close of the fiscal year shall not
2 revert but shall remain available for the purposes
3 designated until the close of the fiscal year that
4 begins July 1, 2010, or until the project for which
5 the appropriation was made is completed, whichever is
6 earlier.

7 2. a. Notwithstanding section 8.33, moneys
8 appropriated in section 1, subsection 1, paragraphs
9 "a" and "f" of this division of this Act that remain
10 unencumbered or unobligated at the close of the fiscal
11 year for which they were appropriated shall not revert
12 but shall remain available for the purposes designated
13 until the close of the fiscal year that begins July
14 1, ~~2012~~ 2013, or until the project for which the
15 appropriation was made is completed, whichever is
16 earlier.

17 b. The department of administrative services
18 is authorized to provide for the disposition and
19 relocation of structures located at 707 east locust
20 and 709 east locust, Des Moines, Iowa, in a manner as
21 deemed appropriate by the department. The disposition
22 of the structures, if possible, shall be completed in
23 a manner that reduces or eliminates the costs of the
24 state associated with the removal of the structures
25 from their current locations. Any amount received from
26 the disposition of the structures as permitted under
27 this section shall be retained by the department to pay
28 for improvement costs associated with the restoration
29 of the west capitol terrace. The department, if unable
30 to otherwise dispose of the structures, is authorized
31 to demolish the structures using other appropriate
32 funding available to the department.

33 Sec. 41. 2008 Iowa Acts, chapter 1179, section 20,
34 as amended by 2009 Iowa Acts, chapter 173, section 25,
35 is amended to read as follows:

36 SEC 20. REVERSION.

37 1. Notwithstanding Except as provided in
38 subsections 2 through 4 and notwithstanding section
39 8.33, moneys appropriated in this division of this Act
40 for the fiscal year beginning July 1, 2008, and ending
41 June 30, 2009, shall not revert at the close of the
42 fiscal year for which they are appropriated but shall
43 remain available for the purposes designated until the
44 close of the fiscal year that begins July 1, 2012, or
45 until the project for which the appropriation was made
46 is completed, whichever is earlier.

47 2. Notwithstanding section 8.33, moneys
48 appropriated in section 18, subsection 9, paragraph
49 "a", of this division as amended by 2009 Iowa Acts,
50 chapter 173, section 24, that remain unencumbered or

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1 unobligated at the close of the fiscal year for which
2 they were appropriated shall not revert but shall
3 remain available for the purposes designated until the
4 close of the fiscal year that begins July 1, 2017, or
5 until the project for which the appropriation was made
6 is completed, whichever is earlier.

7 3. Notwithstanding section 8.33, moneys
8 appropriated in section 18, subsection 1, paragraph
9 "h", of this division of this Act as amended by
10 2009 Iowa Acts, chapter 173, section 23, that remain
11 unencumbered or unobligated at the close of the fiscal
12 year for which the appropriation was made shall not
13 revert but shall remain available for the purpose
14 designated until the close of the fiscal year that
15 begins July 1, 2013, or until the project for which
16 the appropriation was made is completed, whichever is
17 earlier.

18 4. Notwithstanding section 8.33, moneys
19 appropriated to the department of economic development
20 in section 18 of this division of this Act as amended
21 by 2009 Iowa Acts, chapter 173, section 24, and
22 2011 Iowa Acts, chapter 133, section 34, that remain
23 unencumbered or unobligated at the close of the fiscal
24 year for which the appropriation was made shall not
25 revert but shall remain available for the purpose
26 designated until the close of the fiscal year that
27 begins July 1, 2014, or until the project for which
28 the appropriation was made is completed, whichever is
29 earlier.

30 Sec. 42. 2008 Iowa Acts, chapter 1179, section 23,
31 is amended to read as follows:

32 SEC 23. REVERSION. Notwithstanding section 8.33,
33 moneys appropriated in this division of this Act for
34 the fiscal year beginning July 1, 2008, and ending June
35 30, 2009, shall not revert at the close of the fiscal
36 year for which they are appropriated but shall remain
37 available for the purposes designated until the close
38 of the fiscal year that begins July 1, ~~2012~~ 2013, or
39 until the project for which the appropriation was made
40 is completed, whichever is earlier.

41 Sec. 43. 2009 Iowa Acts, chapter 173, section 15,
42 is amended to read as follows:

43 SEC 15. REVERSION.

44 1. Notwithstanding Except as provided in
45 subsections 2 and 3 and notwithstanding section 8.33,
46 moneys appropriated in this division of this Act for
47 the fiscal year beginning July 1, 2009, and ending June
48 30, 2010, shall not revert at the close of the fiscal
49 year for which they are appropriated but shall remain
50 available for the purposes designated until the close

1 of the fiscal year that begins July 1, 2012, or until
2 the project for which the appropriation was made is
3 completed, whichever is earlier.

4 2. Notwithstanding section 8.33, moneys
5 appropriated in section 13, subsection 4, paragraph
6 "a", of this division of this Act that remain
7 unencumbered or unobligated at the close of the fiscal
8 year for which the appropriation was made shall not
9 revert but shall remain available for the purposes
10 designated until the close of the fiscal year that
11 begins July 1, 2014, or until the projects for which
12 the appropriation was made are completed, whichever is
13 earlier.

14 3. Notwithstanding section 8.33, moneys
15 appropriated in section 13, subsection 4, paragraph
16 "d", of this division of this Act as amended by 2010
17 Iowa Acts, chapter 1184, section 65, that remain
18 unencumbered or unobligated at the close of the fiscal
19 year for which the appropriation was made shall not
20 revert but shall remain available for the purposes
21 designated until the close of the fiscal year that
22 begins July 1, 2013, or until the projects for which
23 the appropriation was made are completed, whichever is
24 earlier.

25 Sec. 44. 2009 Iowa Acts, chapter 184, section
26 1, subsection 1, paragraph "c" is amended to read as
27 follows:

28 c. For costs associated with improvements to and
29 renovation of the Wallace building for extending the
30 useful life of the building:

31 \$ 1,500,000

32 Of the amount appropriated in this lettered
33 paragraph, \$800,000 shall be allocated for relocation
34 costs for moving employees out of the Wallace building
35 including moving costs and lease adjustments. As a
36 condition of this allocation, all employees currently
37 located in the Wallace building shall be relocated to a
38 new office location by December 31, 2013, pursuant to
39 the department's competitive bidding process for office
40 space.

41 Sec. 45. 2009 Iowa Acts, chapter 184, section 4, is
42 amended to read as follows:

43 SEC. 20. REVERSION.

44 1. For Except as provided in subsection 2, for
45 purposes of section 8.33, unless specifically provided
46 otherwise, unencumbered or unobligated moneys made from
47 an appropriation in this division of this Act shall not
48 revert but shall remain available for expenditure for
49 the purposes designated until the close of the fiscal
50 year that ends three years after the end of the fiscal

1 year for which the appropriation was made. However, if
2 the project or projects for which such appropriation
3 was made are completed in an earlier fiscal year,
4 unencumbered or unobligated moneys shall revert at the
5 close of that same fiscal year.

6 2. Notwithstanding section 8.33, moneys
7 appropriated in section 1, subsection 1, paragraphs "c"
8 and "e", of this division of this Act shall not revert
9 but shall remain available for the purposes designated
10 until the close of the fiscal year that begins July 1,
11 2013, or until the project for which the appropriation
12 was made is completed, whichever is earlier.

13 Sec. 46. 2011 Iowa Acts, chapter 133, section 3,
14 subsection 5, paragraph a, as amended by 2012 Iowa
15 Acts, chapter 1140, section 17, is amended to read as
16 follows:

17 a. To be used for medical contracts under the
18 medical assistance program for technology upgrades
19 necessary to support Medicaid claims and other health
20 operations, worldwide HIPAA claims transactions and
21 coding requirements, and the Iowa automated benefits
22 calculation system:

23	FY 2011-2012.....	\$ 3,494,176
24	FY 2012-2013.....	\$ 4,120,037
25	FY 2013-2014.....	\$ 4,815,163
26		0
27	FY 2014-2015.....	\$ 1,945,684
28		0

29 In seeking to contract with a private organization
30 or organizations for the Medicaid management
31 information system, the state's chief information
32 officer shall oversee the procurement process. An
33 advisory panel shall be established to review the final
34 scoring of the evaluators and to make a recommendation
35 to the director regarding the contract award for the
36 Medicaid management information system. The advisory
37 panel, which shall be appointed by the Governor, shall
38 consist of no less than three members. All members of
39 the advisory panel shall be from the private sector and
40 shall not have participated in any previous procurement
41 for the Medicaid management information system or any
42 procurement related to consulting or oversight of the
43 Medicaid management information system. At least one
44 member of the advisory panel shall have experience and
45 knowledge in the area of management information systems
46 and at least one member of the advisory panel shall be
47 a provider of Medicaid services in the state of Iowa.

48 Sec. 47. 2012 Iowa Acts, chapter 1140, section 1,
49 subsection 1, paragraph a, unnumbered paragraph 2, is
50 amended to read as follows:

1 The moneys appropriated in this lettered paragraph
2 shall be used according to the department's major
3 maintenance project recommendation list ~~submitted~~
4 ~~to the Governor's vertical infrastructure advisory~~
5 ~~committee.~~

6 Sec. 48. 2012 Iowa Acts, chapter 1140, section
7 1, subsection 3, paragraph a, is amended to read as
8 follows:

9 a. For exterior and interior repairs and related
10 improvements to the state historical building,
11 including the addition of a visitor center:

12 FY 2012-2013..... \$ 1,450,000
13 FY 2013-2014..... \$ 1,000,000

14 Notwithstanding section 8.57, subsection 5,
15 paragraph "c", moneys appropriated in this lettered
16 paragraph may be used to study a public-private
17 partnership to sell the existing building and to
18 relocate the historical building on the capitol
19 complex, including a visitor center. Any design for a
20 new state historical building shall be compatible and
21 consistent with the historical design of all buildings
22 on the capitol complex.

23 By October 15, 2014, the department shall submit a
24 report to the general assembly on the results of the
25 study of the building including the use of anticipated
26 cash flow needs for the projected building.

27 Sec. 49. EFFECTIVE UPON ENACTMENT. This division
28 of this Act, being deemed of immediate importance,
29 takes effect upon enactment.>

30 2. Title page, by striking line 3 and inserting
31 <infrastructure fund, the technology reinvestment fund,
32 and the general fund of the state,>

SENATE AMENDMENT

H-1383

1 Amend the amendment, H-1378, to Senate File 446,
2 as amended, passed, and reprinted by the Senate, as
3 follows:

4 1. By striking page 59, line 21, through page 60,
5 line 41, and inserting:

6 <EMS REPORT

7 Sec. ____. EMERGENCY MEDICAL SERVICES REPORT.

8 1. The department of public health shall coordinate
9 a comprehensive review detailing the availability and
10 quality of emergency medical services in the state.

11 2. In conducting the review, the department of
12 public health shall consult with the emergency medical
13 services advisory council, members of the general

- 14 public, and the Iowa emergency medical services
15 association.
16 3. The department shall submit a final report,
17 including a statistical review of the current status
18 of emergency medical services in the state, concerns
19 identified, and recommendations for improvement to
20 the governor and the general assembly no later than
21 December 15, 2013.>
22 2. By renumbering as necessary.

WATTS of Dallas

H-1384

- 1 Amend the amendment, H-1378, to Senate File 446,
2 as amended, passed, and reprinted by the Senate, as
3 follows:
4 1. Page 33, line 30, by striking <81,274,946> and
5 inserting <86,012,932>
6 2. Page 35, line 11, by striking <2,062,488> and
7 inserting <3,290,000>
8 3. Page 36, line 25, by striking <6,022,602> and
9 inserting <9,053,226>
10 4. Page 36, line 50, by striking <520,150> and
11 inserting <1,000,000>
12 5. Page 37, line 7, by striking <62,708> and
13 inserting <99,540>
14 6. Page 37, line 9, by striking <125,682> and
15 inserting <258,804>
16 7. Page 37, line 11, by striking <195,892> and
17 inserting <430,843>
18 8. Page 37, line 13, by striking <67,934> and
19 inserting <111,274>
20 9. Page 37, line 15, by striking <67,934> and
21 inserting <99,539>
22 10. By renumbering as necessary.

DAWSON of Woodbury
HALL of Woodbury
HEDDENS of Story

H-1385

- 1 Amend the amendment, H-1378, to Senate File 446,
2 as amended, passed, and reprinted by the Senate, as
3 follows:
4 1. Page 12, line 28, by striking <not more than>
5 2. Page 83, line 29, by striking <not more than>

DAWSON of Woodbury
HALL of Woodbury
JORGENSEN of Woodbury

H-1386

- 1 Amend the amendment, H-1378, to Senate File 446,
 2 as amended, passed, and reprinted by the Senate, as
 3 follows:
 4 1. Page 47, by striking line 12 and inserting
 5 <federal match shall be increased by 1.5 percent over
 6 the rates in effect on>

WESSEL-KROESCHELL of Story

H-1387

- 1 Amend the amendment, H-1306, to Senate File 442, as
 2 passed by the Senate, as follows:
 3 1. Page 2, by striking lines 5 through 7 and
 4 inserting:
 5 <5. It is the intent of the general assembly that
 6 the offices of the clerks of the district court operate
 7 in all 99 counties and be accessible to the public as
 8 much as is reasonably possible in order to address the
 9 relative needs of the citizens of each county.>
 10 2. Page 4, by striking lines 41 through 43 and
 11 inserting:
 12 <5. It is the intent of the general assembly that
 13 the offices of the clerks of the district court operate
 14 in all 99 counties and be accessible to the public as
 15 much as is reasonably possible in order to address the
 16 relative needs of the citizens of each county.>

WORTHAN of Buena Vista

H-1388

- 1 Amend House File 512, as passed by the House, as
 2 follows:
 3 1. Page 1, line 3, after <3.> by inserting <a.>
 4 2. Page 1, by striking line 8 and inserting
 5 <abandoned as provided in section 459.201.>
 6 3. Page 1, by striking line 9 and inserting:
 7 <b. In calculating animal unit capacity for
 8 purposes of an election to be considered a small>
 9 4. Page 1, by striking line 13 and inserting <used
 10 to do any of the following:
 11 (1) House animals.
 12 (2) Store manure.>
 13 5. Page 1, by striking lines 29 through 31 and
 14 inserting:
 15 <a. The confinement feeding operation has a
 16 capacity of five hundred or fewer animal units
 17 which shall be calculated by determining all of the
 18 following:

19 (1) The number of animal units housed at the
20 confinement feeding operation at any one time during
21 the period of election.

22 (2) The animal unit capacity of each confinement
23 feeding operation building that is used to store
24 manure during the period of the election. However,
25 this subparagraph does not apply if a confinement
26 feeding operation building stores manure pursuant
27 to a temporary approval issued by the department.
28 The department shall not issue a temporary approval
29 unless the manure is stored on an emergency basis
30 for a limited period. The department shall establish
31 terms and conditions for a temporary approval. The
32 department may issue one or more extensions to a
33 temporary approval if necessary.>

34 6. By renumbering, redesignating, and correcting
35 internal references as necessary.

SENATE AMENDMENT

H-1389

1 Amend the amendment, H-1378, to Senate File 446,
2 as amended, passed, and reprinted by the Senate, as
3 follows:

4 1. By striking page 1, line 7, through page 2, line
5 23, and inserting:

6 <Sec. ____ DEPARTMENT ON AGING. There is
7 appropriated from the general fund of the state to
8 the department on aging for the fiscal year beginning
9 July 1, 2013, and ending June 30, 2014, the following
10 amount, or so much thereof as is necessary, to be used
11 for the purposes designated:

12 For aging programs for the department on aging and
13 area agencies on aging to provide citizens of Iowa who
14 are 60 years of age and older with case management for
15 frail elders, Iowa's aging and disabilities resource
16 center, and other services which may include but are
17 not limited to adult day services, respite care, chore
18 services, information and assistance, and material aid,
19 for information and options counseling for persons with
20 disabilities who are 18 years of age or older, and
21 for salaries, support, administration, maintenance,
22 and miscellaneous purposes, and for not more than the
23 following full-time equivalent positions:

24 \$ 12,791,025
25 FTEs 28.00

26 1. Funds appropriated in this section may be used
27 to supplement federal funds under federal regulations.
28 To receive funds appropriated in this section, a local
29 area agency on aging shall match the funds with moneys
30 from other sources according to rules adopted by the

31 department. Funds appropriated in this section may be
32 used for elderly services not specifically enumerated
33 in this section only if approved by an area agency on
34 aging for provision of the service within the area.

35 2. Of the funds appropriated in this section,
36 \$279,946 shall be transferred to the economic
37 development authority for the Iowa commission on
38 volunteer services to be used for the retired and
39 senior volunteer program.

40 3. a. The department on aging shall establish and
41 enforce procedures relating to expenditure of state and
42 federal funds by area agencies on aging that require
43 compliance with both state and federal laws, rules, and
44 regulations, including but not limited to all of the
45 following:

46 (1) Requiring that expenditures are incurred only
47 for goods or services received or performed prior to
48 the end of the fiscal period designated for use of the
49 funds.

50 (2) Prohibiting prepayment for goods or services

Page 2

1 not received or performed prior to the end of the
2 fiscal period designated for use of the funds.

3 (3) Prohibiting the prepayment for goods or
4 services not defined specifically by good or service,
5 time period, or recipient.

6 (4) Prohibiting the establishment of accounts from
7 which future goods or services which are not defined
8 specifically by good or service, time period, or
9 recipient, may be purchased.

10 b. The procedures shall provide that if any funds
11 are expended in a manner that is not in compliance with
12 the procedures and applicable federal and state laws,
13 rules, and regulations, and are subsequently subject
14 to repayment, the area agency on aging expending such
15 funds in contravention of such procedures, laws, rules
16 and regulations, not the state, shall be liable for
17 such repayment.

18 4. Of the funds appropriated in this section,
19 \$250,000 shall be used to fund services to meet the
20 unmet needs of older individuals as identified in the
21 annual compilation of unmet service units by the area
22 agencies on aging.

23 5. Of the funds appropriated in this section,
24 \$600,000 shall be used to fund home and community-based
25 services through the area agencies on aging that enable
26 older individuals to avoid more costly utilization of
27 residential or institutional services and remain in
28 their own homes.

29 6. Of the funds appropriated in this section,

30 \$2,210,646 shall be used to administer the office of
31 substitute decision maker established pursuant to
32 chapter 231E, on a statewide basis.

33 DIVISION ____
34 OFFICE OF LONG-TERM CARE RESIDENT'S ADVOCATE — FY
35 2013-2014

36 Sec. ____ OFFICE OF LONG-TERM CARE RESIDENT'S
37 ADVOCATE. There is appropriated from the general fund
38 of the state to the office of long-term care resident's
39 advocate for the fiscal year beginning July 1, 2013,
40 and ending June 30, 2014, the following amount, or
41 so much thereof as is necessary, to be used for the
42 purposes designated:

43 For salaries, support, administration, maintenance,
44 and miscellaneous purposes, and for not more than the
45 following full-time equivalent positions:

46	\$ 1,321,707
47	FTEs 16.00

48 1. Of the funds appropriated in this section,
49 \$500,000 shall be used to provide five additional local
50 long-term care resident's advocates to continue moving

Page 3

1 toward the national recommendation of one full-time
2 equivalent paid staff ombudsman per 2,000 long-term
3 care beds in the state.

4 2. Of the funds appropriated in this section,
5 \$210,000 shall be used to provide two local long-term
6 care resident's advocates to administer the certified
7 volunteer long-term care resident's advocate program
8 pursuant to section 231.45, including operational
9 certification and training costs.>

10 2. By renumbering as necessary.

HEDDENS of Story

H-1390

1 Amend the amendment, H-1378, to Senate File 446,
2 as amended, passed, and reprinted by the Senate, as
3 follows:

4 1. Page 21, line 48, by striking <1,126,161,962>
5 and inserting <1,144,841,886>

6 2. Page 27, after line 14 by inserting:
7 <19A. Of the funds appropriated in this section,
8 \$11,549,479 shall be used to implement reductions in
9 the waiting lists of all medical assistance home and
10 community-based services waivers.>

11 3. Page 47, line 21, after <rate> by inserting <
12 increased by 3 percent>

HEDDENS of Story

H-1391

1 Amend the amendment, H-1378, to Senate File 446,
2 as amended, passed, and reprinted by the Senate, as
3 follows:

4 1. Page 33, line 30, by striking <81,274,946> and
5 inserting <87,705,784>

6 2. Page 33, line 50, by striking <30,837,098> and
7 inserting <36,012,098>

8 3. Page 34, line 46, by striking <6,431,868> and
9 inserting <7,616,048>

10 4. Page 36, line 47, by striking <3,092,375> and
11 inserting <3,256,980>

12 5. By striking page 47, line 35, through page 48,
13 line 48, and inserting:

14 <__. a. For the fiscal year beginning July 1,
15 2013, notwithstanding section 234.38, the foster family
16 basic daily maintenance rate and the maximum adoption
17 subsidy rate for children ages 0 through 5 years shall
18 be \$16.78, the rate for children ages 6 through 11
19 years shall be \$17.45, the rate for children ages 12
20 through 15 years shall be \$19.10, and the rate for
21 children and young adults ages 16 and older shall
22 be \$19.35. For youth ages 18 to 21 who have exited
23 foster care, the maximum preparation for adult living
24 program maintenance rate shall be \$602.70 per month.
25 The maximum payment for adoption subsidy nonrecurring
26 expenses shall be limited to \$500 and the disallowance
27 of additional amounts for court costs and other related
28 legal expenses implemented pursuant to 2010 Iowa Acts,
29 chapter 1031, section 408 shall be continued.

30 b. (1) For the fiscal year beginning July 1,
31 2013, the reimbursement rates for child welfare
32 services providers shall be increased by 5 percent
33 over the rates in effect on June 30, 2013, and the
34 maximum reimbursement rate for group foster care
35 providers, including service and maintenance costs,
36 shall be rebased to be equal to the maximum rate
37 allowed for each service level as of June 30, 2013,
38 and the rebased rate shall be increased by 5 percent
39 or a percentage amount identified by the department
40 so that expenditures for group foster care remain
41 within the state expenditure target for group foster
42 care maintenance and services allocated under the
43 appropriation made in this division of this Act for
44 child and family services, whichever percentage amount
45 is lower.

46 (2) For purposes of this lettered paragraph, "child

47 welfare services providers" means the resource family
48 recruitment and retention contractors, the family
49 safety, risk, and permanency services (family-centered)
50 contractors, the child welfare emergency services

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1 contractors, and supervised apartment living foster
2 care providers. The reimbursement rates for child
3 welfare services providers and group foster care
4 providers in succeeding fiscal years, including base
5 rates and incentive payments, shall incorporate an
6 inflation factor. The inflation factor shall be equal
7 to the percentage amount by which the annual average
8 consumer price index for all urban consumers, United
9 States city average, issued by the United States
10 department of labor, bureau of labor statistics,
11 increased during the average of the three preceding
12 calendar years ending December 31.

13 c. For the fiscal year beginning July 1,
14 2013, the maximum reimbursement rates under the
15 supervised apartment living program other than foster
16 care-related, and for social services providers under
17 contract, shall be increased by 5 percent over the
18 rates in effect on June 30, 2013, or the provider's
19 actual and allowable cost plus inflation for each
20 service, whichever is less. However, if a new service
21 or service provider is added after June 30, 2013, the
22 initial reimbursement rate for the service or provider
23 shall be based upon a weighted average of provider
24 rates for similar services.

25 d. The group foster care reimbursement rates
26 paid for placement of children out of state shall
27 be calculated according to the same rate-setting
28 principles as those used for in-state providers,
29 unless the director of human services or the director's
30 designee determines that appropriate care cannot be
31 provided within the state. The payment of the daily
32 rate shall be based on the number of days in the
33 calendar month in which service is provided.

34 ____ a. For the fiscal year beginning July 1,
35 2013, the reimbursement rate paid for shelter care and
36 the child welfare emergency services implemented to
37 provide or prevent the need for shelter care shall be
38 established by contract.

39 b. For the fiscal year beginning July 1, 2013,
40 the combined service and maintenance components of
41 the reimbursement rate paid for shelter care services
42 shall be based on the financial and statistical report
43 submitted to the department. The maximum reimbursement
44 rate shall be \$96.98 per day. The department shall
45 reimburse a shelter care provider at the provider's

46 actual and allowable unit cost, plus inflation, not to
 47 exceed the maximum reimbursement rate.
 48 c. Notwithstanding section 232.141, subsection 8,
 49 for the fiscal year beginning July 1, 2013, the amount
 50 of the statewide average of the actual and allowable
 Page 3

1 rates for reimbursement of juvenile shelter care homes
 2 that is utilized for the limitation on recovery of
 3 unpaid costs shall be increased by \$4.62 over the
 4 amount in effect for this purpose in the preceding
 5 fiscal year.>
 6 6. By renumbering as necessary.

HEDDENS of Story

H-1392

1 Amend the amendment, H-1378, to Senate File 446,
 2 as amended, passed, and reprinted by the Senate, as
 3 follows:

4 1. Page 8, line 16, by striking <4,685,154> and
 5 inserting <4,841,134>

6 2. Page 10, by striking lines 21 through 29 and
 7 inserting:

8 <h. (1) Of the funds appropriated in this
 9 subsection, \$204,775 shall be used for continuation of
 10 the work of the direct care worker advisory council
 11 established pursuant to 2008 Iowa Acts, chapter 1188,
 12 section 69, in implementing the recommendations in the
 13 final report submitted by the advisory council to the
 14 governor and the general assembly in March 2012.

15 (2) The advisory council, in collaboration with the
 16 board of direct care professionals created in chapter
 17 152F, if enacted in 2013 Iowa Acts, Senate File 232,
 18 or 2013 successor legislation, shall do all of the
 19 following:

20 (a) Develop and conduct necessary outreach and
 21 education for individuals providing direct care
 22 services, consumers, training providers including but
 23 not limited to community college health occupation
 24 and training centers, employers, and other interested
 25 parties to provide information about and the process
 26 for participation in direct care professional voluntary
 27 certification.

28 (b) Determine data collection needs, collect data,
 29 and track and analyze data to determine the effect of
 30 certification on recruitment and retention, turnover
 31 rates, the cost of turnover, consumer and employer
 32 satisfaction, and public protection. The analysis of
 33 the data collected shall also be used to inform changes
 34 in the certification system to provide for continuous

35 improvement for direct care professionals, consumers
 36 and employers, and the public.
 37 i. (1) Of the funds appropriated in this
 38 subsection, \$207,750 shall be used for allocation to an
 39 independent statewide direct care worker association
 40 under continuation of the contract in effect during the
 41 fiscal year ending June 30, 2013, with terms determined
 42 by the director of public health relating to education,
 43 outreach, leadership development, mentoring, and other
 44 initiatives intended to enhance the recruitment and
 45 retention of direct care workers in health care and
 46 long-term care settings.
 47 (2) Of the funds appropriated in this subsection,
 48 \$75,000 shall be used to provide scholarships or
 49 other forms of subsidization for direct care worker
 50 educational conferences, training, or outreach

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1 activities.
 2 (3) Of the funds appropriated in this subsection,
 3 up to \$184,530 shall be used for the board of direct
 4 care professionals created pursuant to chapter 152F,
 5 if enacted in 2013 Iowa Acts, Senate File 232, or
 6 2013 successor legislation. A portion of the amount
 7 allocated in this subparagraph (3) may be used for up
 8 to 4.25 full-time equivalent positions to administer
 9 the board of direct care professionals.>
 10 3. By renumbering as necessary.

HEDDENS of Story

H-1393

1 Amend the amendment, H-1378, to Senate File 446,
 2 as amended, passed, and reprinted by the Senate, as
 3 follows:
 4 1. Page 5, line 40, by striking <2,653,559> and
 5 inserting <4,996,099>
 6 2. Page 6, by striking lines 8 through 14 and
 7 inserting:
 8 <c. Of the funds appropriated in this subsection,
 9 \$2,670,427 shall be used to expand statewide the
 10 department's initiative to provide for adequate
 11 developmental surveillance and screening during
 12 a child's first five years. The expansion shall
 13 include enhancing the scope of the program through
 14 collaboration with the child health specialty clinics
 15 to promote healthy child development through early
 16 identification and response to both biomedical
 17 and social determinants of healthy development; by
 18 developing child health metrics to inform practice,

19 document long-term health impacts and savings, and
 20 provide for continuous improvement through training,
 21 education, and evaluation; and by providing for
 22 practitioner consultation particularly for children
 23 with behavioral conditions and needs. The department
 24 of public health shall also collaborate with the Iowa
 25 Medicaid enterprise and the child health specialty
 26 clinics to integrate the activities of the first five
 27 initiative into the establishment of patient-centered
 28 medical homes, community utilities, accountable
 29 care organizations, and other integrated care models
 30 developed to improve health quality and population
 31 health while reducing health care costs. To the
 32 maximum extent possible, funding allocated in this
 33 paragraph shall be utilized as matching funds for
 34 medical assistance program reimbursement.>

HEDDENS of Story
 STUTSMAN of Johnson

H-1394

1 Amend the amendment, H-1378, to Senate File 446,
 2 as amended, passed, and reprinted by the Senate, as
 3 follows:

4 1. Page 57, after line 15 by inserting:

5 <MEDICAL ASSISTANCE — IOWACARE TRANSFER ALLOCATION

6 Sec. _____. 2011 Iowa Acts, chapter 129, section 122,
 7 subsection 13, as amended by 2012 Iowa Acts, chapter
 8 1133, section 10, is amended to read as follows:

9 13. Of the funds appropriated in this section, up
 10 to ~~\$8,684,329~~ \$16,004,422 may be transferred to the
 11 IowaCare account created in section 249J.24.>

12 2. Page 57, after line 35 by inserting:

13 <IOWACARE ACCOUNT APPROPRIATIONS — UNIVERSITY OF IOWA
 14 HOSPITALS AND CLINICS

15 Sec. _____. 2011 Iowa Acts, chapter 129, section 146,
 16 subsection 1, paragraph c, as amended by 2012 Iowa
 17 Acts, chapter 1133, section 40, is amended to read as
 18 follows:

19 c. The university of Iowa hospitals and clinics
 20 shall certify public expenditures in an amount equal to
 21 provide the nonfederal share on total expenditures not
 22 to exceed ~~\$32,000,000~~ \$26,000,000.

23 Sec. _____. 2011 Iowa Acts, chapter 129, section 146,
 24 subsection 2, unnumbered paragraph 2, as amended by
 25 2012 Iowa Acts, chapter 1133, section 41, is amended
 26 to read as follows:

27 For salaries, support, maintenance, equipment, and
 28 miscellaneous purposes, for the provision of medical
 29 and surgical treatment of indigent patients, for
 30 provision of services to members of the expansion

31 population pursuant to chapter 249J, and for medical
32 education:

33 \$ ~~45,654,133~~

34 52,569,199

35 Sec. ____ 2011 Iowa Acts, chapter 129, section 146,
36 subsection 3, is amended to read as follows:

37 3. There is appropriated from the IowaCare account
38 created in section 249J.24, to the state board
39 of regents for distribution to university of Iowa
40 physicians for the fiscal year beginning July 1, 2012,
41 and ending June 30, 2013, the following amount, or
42 so much thereof as is necessary to be used for the
43 purposes designated:

44 For salaries, support, maintenance, equipment, and
45 miscellaneous purposes for the provision of medical and
46 surgical treatment of indigent patients, for provision
47 of services to members of the expansion population
48 pursuant to chapter 249J, and for medical education:

49 \$ ~~16,277,753~~

50 19,806,365

Page 2

1 Notwithstanding any provision of law to the
2 contrary, the amount appropriated in this subsection
3 shall be distributed based on claims submitted,
4 adjudicated, and paid by the Iowa Medicaid enterprise.
5 Once the entire amount appropriated in this subsection
6 has been distributed, claims shall continue to
7 be submitted and adjudicated by the Iowa Medicaid
8 enterprise; however, no payment shall be made based
9 upon such claims.

10 Sec. ____ 2011 Iowa Acts, chapter 129, section
11 146, subsection 6, unnumbered paragraphs 1 and 2, are
12 amended to read as follows:

13 There is appropriated from the IowaCare account
14 created in section 249J.24 to the department of human
15 services for the fiscal year beginning July 1, 2012,
16 and ending June 30, 2013, the following amount, or
17 so much thereof as is necessary to be used for the
18 purposes designated:

19 For a care coordination pool to pay the expansion
20 population providers consisting of the university of
21 Iowa hospitals and clinics, the publicly owned acute
22 care teaching hospital as specified in section 249J.7,
23 and current medical assistance program providers that
24 are not expansion population network providers pursuant
25 to section 249J.7, for services covered by the full
26 benefit medical assistance program but not under the
27 IowaCare program pursuant to section 249J.6, that are
28 provided to expansion population members:

29 \$ ~~1,500,000~~

30 2,500,000
31 3. By renumbering as necessary.

HEDDENS of Story

H-1395

1 Amend the amendment, H-1378, to Senate File 446,
2 as amended, passed, and reprinted by the Senate, as
3 follows:

4 1. Page 31, line 1, by striking <59,264,342> and
5 inserting <70,402,253>

6 2. Page 31, line 3, by striking <51,409,737> and
7 inserting <62,547,648>

8 3. Page 32, after line 33 by inserting:

9 <__. The department shall change the standard
10 period for redetermining the eligibility of a state
11 child care assistance program participant to 12
12 months and increase the income eligibility for
13 employed families under the program to 148 percent
14 of the federal poverty level, in accordance with the
15 amendments in this Act to section 237A.13.>

16 4. Page 49, by striking lines 7 through 17 and
17 inserting:

18 <__. For the fiscal year beginning July 1, 2013,
19 for child care providers reimbursed under the state
20 child care assistance program, the department shall
21 set provider reimbursement rates based on the rate
22 reimbursement survey completed in December 2006. The
23 department shall set rates in a manner so as to provide
24 incentives for a nonregistered provider to become
25 registered by applying the increase only to registered
26 and licensed providers.>

27 5. Page 66, after line 33 by inserting:

28 <Sec. ____. Section 237A.13, subsection 7, paragraph
29 c, Code 2013, is amended to read as follows:

30 c. Families with an income of more than one hundred
31 percent but not more than one hundred ~~forty-five~~
32 forty-eight percent of the federal poverty level whose
33 members are employed at least twenty-eight hours per
34 week.

35 Sec. ____. Section 237A.13, subsection 8, Code 2013,
36 is amended to read as follows:

37 8. Nothing in this section shall be construed as or
38 is intended as, or shall imply, a grant of entitlement
39 for services to persons who are eligible for
40 assistance due to an income level or other eligibility
41 circumstance addressed in this section. Any state
42 obligation to provide services pursuant to this section
43 is limited to the extent of the funds appropriated
44 for the purposes of state child care assistance. The
45 standard period for redetermining the eligibility of

46 a program participant is twelve months after the date
47 of the initial determination of eligibility and every
48 twelve months thereafter.>

49 6. By renumbering as necessary.

MASCHER of Johnson

H-1396

1 Amend the amendment, H-1378, to Senate File 446,
2 as amended, passed, and reprinted by the Senate, as
3 follows:

4 1. Page 21, line 48, by striking <1,126,161,962>
5 and inserting <1,129,927,617>

6 2. Page 25, by striking lines 41 through 43.

7 3. Page 45, by striking lines 37 through 40 and
8 inserting:

9 <f. (1) For the fiscal year beginning July
10 1, 2013, rates for home health services shall be
11 reimbursed based on the Medicare low utilization
12 payment amount (LUPA) methodology with state geographic
13 wage adjustments. The Medicare LUPA per-visit rates in
14 effect on July 1, 2013, shall be utilized as the basis
15 for establishing the initial reimbursement schedule.
16 The department shall update the rates every two years
17 to reflect the most recent Medicare LUPA rates. For
18 the fiscal year beginning July 1, 2013, the department
19 shall adjust the reimbursement rate as calculated under
20 this paragraph to reflect the most recent Medicare
21 LUPA rates for home health services, not to exceed an
22 additional \$2,765,655.

23 (2) For the fiscal year beginning July 1, 2013,
24 rates for private duty nursing and personal care
25 services under the early and periodic screening,
26 diagnostic and treatment program benefit shall be
27 established based on an hourly interim rate subject
28 to cost settlement up to a limit calculated by the
29 department, and subject to approval by the centers for
30 Medicare and Medicaid services of the United States
31 department of health and human services.>

HEDDENS of Story

H-1397

1 Amend the amendment, H-1378, to Senate File 446,
2 as amended, passed, and reprinted by the Senate, as
3 follows:

4 1. Page 12, line 10, by striking <3,203,771> and
5 inserting <3,278,771>

6 2. Page 12, line 28, by striking <523,751> and
7 inserting <598,751>

HALL of Woodbury
DAWSON of Woodbury

H-1398

1 Amend the amendment, H-1378, to Senate File 446,
2 as amended, passed, and reprinted by the Senate, as
3 follows:
4 1. Page 33, line 30, by striking <81,274,946> and
5 inserting <81,919,946>
6 2. Page 36, line 32, by striking <1,288,285> and
7 inserting <1,933,285>
8 3. Page 36, line 36, by striking <each center> and
9 inserting <the center in the Black Hawk county area and
10 each other center>

KRESSIG of Black Hawk

H-1399

1 Amend the amendment, H-1378, to Senate File 446,
2 as amended, passed, and reprinted by the Senate, as
3 follows:
4 1. Page 6, line 44, by striking <4,155,429> and
5 inserting <4,565,429>
6 2. By striking page 6, line 50, through page 7,
7 line 7, and inserting:
8 <b. Of the funds appropriated in this subsection,
9 \$891,644 shall be used for the brain injury services
10 program pursuant to section 135.22B, including for
11 continuation of the contracts for resource facilitator
12 services in accordance with section 135.22B, subsection
13 9, and to enhance brain injury training and recruitment
14 of service providers on a statewide basis. Of the
15 amount allocated in this paragraph, \$95,000 shall be
16 used to fund one full-time equivalent position to serve
17 as the state brain injury service program manager.>

HEDDENS of Story
T. OLSON of Linn

H-1400

1 Amend the amendment, H-1378, to Senate File 446,
2 as amended, passed, and reprinted by the Senate, as
3 follows:
4 1. Page 6, line 44, by striking <4,155,429> and
5 inserting <4,295,148>
6 2. Page 8, after line 11 by inserting:

7 <k. Of the funds appropriated in this subsection,
8 \$139,719 shall be used to fund the state comprehensive
9 Alzheimer's disease response strategy as enacted in
10 this Act.>

11 3. Page 72, after line 8 by inserting:

12 <DIVISION ____
13 ALZHEIMER'S COORDINATION AND STRATEGY

14 Sec. ____ NEW SECTION. 135P.1 Definitions.

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

17 1. "Alzheimer's disease" or "Alzheimer's" means a
18 progressive, degenerative, fatal disorder that results
19 in loss of memory, loss of thinking and language
20 skills, and behavioral changes. "Alzheimer's disease"
21 includes related dementias including vascular dementia,
22 Parkinson's disease, dementia with Lewy bodies,
23 frontotemporal dementia, Creutzfeldt-Jacob disease,
24 normal pressure hydrocephalus, and mixed dementia.

25 2. "Department" means the department of public
26 health.

27 Sec. ____ NEW SECTION. 135P.2 Alzheimer's disease
28 — state-level coordination and comprehensive response
29 strategy.

30 1. The department shall develop and administer,
31 and provide for state-level coordination of, a
32 comprehensive Alzheimer's disease response strategy in
33 accordance with the recommendations of the stakeholder
34 workgroup convened pursuant to 2011 Iowa Acts, chapter
35 61. The response strategy shall include development
36 and monitoring of short-term and long-term objectives
37 and action steps to ensure that individuals with
38 Alzheimer's disease have access to the highest
39 quality and most appropriate care at all stages of
40 the disease and in all settings across the service
41 and supports continuum. The response strategy may
42 include prioritization of objectives and action steps
43 to most efficiently utilize resources and funding. The
44 department shall update the initial response strategy
45 biennially and shall submit a progress report annually
46 in January to the governor and the general assembly.

47 2. In providing state-level coordination, the
48 department shall integrate public and private resources
49 and programs, reduce duplication, evaluate programs and
50 services to ensure that evidence-based, high-quality

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1 programs and services are available to maximize the
2 positive impact for individuals with Alzheimer's and
3 their families and caregivers, and promote public
4 awareness.

5 3. In developing the comprehensive Alzheimer's

6 disease response strategy, the department shall do all
7 of the following:

8 a. Establish an Alzheimer's disease coordinator
9 position in the department in a manner similar to those
10 positions that address other chronic conditions in the
11 state. The coordinator, in partnership with public and
12 private entities and the multidisciplinary advisory
13 council convened pursuant to paragraph "b", shall do
14 all of the following:

15 (1) Implement the recommendations of the
16 Alzheimer's disease stakeholder workgroup convened
17 pursuant to 2011 Iowa Acts, chapter 61, and establish
18 standards for the comprehensive Alzheimer's disease
19 response strategy.

20 (2) Inform, educate, and empower the public
21 regarding the impact of Alzheimer's disease, in order
22 to increase awareness of the disease and in particular
23 the benefits of early detection, while working to
24 decrease the stigma associated with Alzheimer's
25 disease.

26 (3) Monitor the prevalence of Alzheimer's disease
27 and cognitive impairment in the state through data
28 collection and coordination efforts. Such data shall
29 be made available to and used to assist public and
30 private efforts in developing evidence-based programs
31 and policies that address Alzheimer's disease.

32 (4) Evaluate, and promote the improved
33 effectiveness, accessibility, and quality of,
34 clinical and population-based Alzheimer's services.
35 The evaluation and promotion efforts shall include
36 coordination of services to reach rural and underserved
37 areas of the state.

38 (5) Ensure a competent public and private sector
39 workforce specific to the challenges of Alzheimer's
40 disease. The effort shall include coordinating
41 existing state efforts to develop, implement, and
42 evaluate curricula and training requirements for
43 providers of services who interact with individuals
44 with Alzheimer's disease.

45 (6) Act as a liaison to the aging and disabilities
46 resource centers, area agencies on aging, Alzheimer's
47 association chapters, the health and long-term care
48 access advisory council created by the department
49 to implement the directives of sections 135.163 and
50 135.164, and other entities to ensure Alzheimer's

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1 disease is appropriately addressed in the state.

2 (7) Secure public and private funding relating to
3 dementia to fulfill the duties specified under this
4 chapter.

5 b. Convene a multidisciplinary advisory council.
6 The council shall assist and advise the department
7 and the coordinator; develop partnerships to
8 provide coordination, collaboration, and support for
9 Alzheimer's-related services and programs throughout
10 the state; and advocate on behalf of persons with
11 Alzheimer's disease and their families. The advisory
12 council shall, at a minimum, include representation
13 from individuals with Alzheimer's disease and their
14 families; caregivers and other providers of services
15 and supports; medical providers including primary
16 and specialty care providers, which shall include
17 geriatricians, neurologists, and others with expertise
18 in Alzheimer's disease; the Alzheimer's association;
19 community-based organizations and other organizations
20 with interest or expertise in Alzheimer's disease;
21 academic institutions and programs with a focus on
22 Alzheimer's disease and dementia; and appropriate state
23 agencies including but not limited to the department on
24 aging, the department of human services, the department
25 of inspections and appeals, the department of public
26 safety, and the department of workforce development.
27 The department shall enlist private entities in
28 providing staff support for the council.

29 Sec. ____ REPEAL. Section 135.171, Code 2013, is
30 repealed.

31 Sec. ____ INCORPORATION OF EXISTING STATE
32 DUTIES. The department of public health shall
33 incorporate the requirements specified in section
34 135.171, Code 2013, into the comprehensive Alzheimer's
35 disease strategy developed and administered pursuant to
36 this division of this Act.>

37 4. By renumbering as necessary.

GASKILL of Wapello

H-1401

1 Amend the amendment, H-1378, to Senate File 446,
2 as amended, passed, and reprinted by the Senate, as
3 follows:

4 1. By striking page 2, line 32, through page 5,
5 line 34, and inserting:

6 <1. ADDICTIVE DISORDERS

7 For reducing the prevalence of use of tobacco,
8 alcohol, and other drugs, and treating individuals
9 affected by addictive behaviors, including gambling,
10 and for not more than the following full-time
11 equivalent positions:

12 \$ 29,763,690
13 FTEs 13.00

14 a. (1) Of the funds appropriated in this

15 subsection, \$7,748,361 shall be used for the tobacco
16 use prevention and control initiative, including
17 efforts at the state and local levels, as provided
18 in chapter 142A. The commission on tobacco use
19 prevention and control established pursuant to section
20 142A.3 shall advise the director of public health in
21 prioritizing funding needs and the allocation of moneys
22 appropriated for the programs and activities of the
23 initiative under this subparagraph (1) and shall make
24 recommendations to the director in the development of
25 budget requests relating to the initiative.

26 (2) Of the funds allocated in this paragraph "a",
27 \$50,000 shall be used for a social media campaign to
28 address tobacco use reduction.

29 (3) (a) Of the funds allocated in this paragraph
30 "a", \$453,067 shall be transferred to the alcoholic
31 beverages division of the department of commerce
32 for enforcement of tobacco laws, regulations, and
33 ordinances and to engage in tobacco control activities
34 approved by the division of tobacco use prevention and
35 control as specified in the memorandum of understanding
36 entered into between the divisions.

37 (b) For the fiscal year beginning July 1, 2013, and
38 ending June 30, 2014, the terms of the memorandum of
39 understanding, entered into between the division of
40 tobacco use prevention and control of the department
41 of public health and the alcoholic beverages division
42 of the department of commerce, governing compliance
43 checks conducted to ensure licensed retail tobacco
44 outlet conformity with tobacco laws, regulations, and
45 ordinances relating to persons under eighteen years of
46 age, shall restrict the number of such checks to one
47 check per retail outlet, and one additional check for
48 any retail outlet found to be in violation during the
49 first check.

50 b. Of the funds appropriated in this subsection,

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1 \$22,015,329 shall be used for problem gambling and
2 substance-related disorder prevention, treatment, and
3 recovery services, including a 24-hour helpline, public
4 information resources, professional training, and
5 program evaluation.

6 (1) Of the funds allocated in this paragraph
7 "b", \$18,903,715 shall be used for substance-related
8 disorder prevention and treatment.

9 (a) Of the funds allocated in this subparagraph
10 (1), \$899,300 shall be used for the public purpose of
11 a grant program to provide substance-related disorder
12 prevention programming for children.

13 (i) Of the funds allocated in this subparagraph

14 division (a), \$427,539 shall be used for grant funding
15 for organizations that provide programming for
16 children by utilizing mentors. Programs approved for
17 such grants shall be certified or will be certified
18 within six months of receiving the grant award by the
19 Iowa commission on volunteer services as utilizing
20 the standards for effective practice for mentoring
21 programs.

22 (ii) Of the funds allocated in this subparagraph
23 division (a), \$426,839 shall be used for grant
24 funding for organizations that provide programming
25 that includes youth development and leadership. The
26 programs shall also be recognized as being programs
27 that are scientifically based with evidence of their
28 effectiveness in reducing substance-related disorders
29 in children.

30 (iii) The department of public health shall utilize
31 a request for proposals process to implement the grant
32 program.

33 (iv) All grant recipients shall participate in a
34 program evaluation as a requirement for receiving grant
35 funds.

36 (v) Of the funds allocated in this subparagraph
37 division (a), up to \$44,922 may be used to administer
38 substance-related disorder prevention grants and for
39 program evaluations.

40 (b) Of the funds allocated in this subparagraph
41 (1), \$272,603 shall be used for culturally competent
42 substance-related disorder treatment pilot projects.

43 (i) The department shall utilize the amount
44 allocated in this subparagraph division (b) for at
45 least three pilot projects to provide culturally
46 competent substance-related disorder treatment in
47 various areas of the state. Each pilot project shall
48 target a particular ethnic minority population. The
49 populations targeted shall include but are not limited
50 to African American, Asian, and Latino.

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1 (ii) The pilot project requirements shall provide
2 for documentation or other means to ensure access
3 to the cultural competence approach used by a pilot
4 project so that such approach can be replicated and
5 improved upon in successor programs.

6 (2) Of the funds allocated in this paragraph "b",
7 up to \$3,111,614 may be used for problem gambling
8 prevention, treatment, and recovery services.

9 (a) Of the funds allocated in this subparagraph

10 (2), \$2,573,762 shall be used for problem gambling
11 prevention and treatment.

12 (b) Of the funds allocated in this subparagraph

13 (2), up to \$437,852 may be used for a 24-hour helpline,
14 public information resources, professional training,
15 and program evaluation.

16 (c) Of the funds allocated in this subparagraph
17 (2), up to \$100,000 may be used for the licensing of
18 problem gambling treatment programs.

19 (3) It is the intent of the general assembly that
20 from the moneys allocated in this paragraph "b",
21 persons with a dual diagnosis of substance-related
22 disorder and gambling addiction shall be given priority
23 in treatment services.

24 c. Notwithstanding any provision of law to the
25 contrary, to standardize the availability, delivery,
26 cost of delivery, and accountability of problem
27 gambling and substance-related disorder treatment
28 services statewide, the department shall continue
29 implementation of a process to create a system for
30 delivery of treatment services in accordance with the
31 requirements specified in 2008 Iowa Acts, chapter
32 1187, section 3, subsection 4. To ensure the system
33 provides a continuum of treatment services that best
34 meets the needs of Iowans, the problem gambling and
35 substance-related disorder treatment services in any
36 area may be provided either by a single agency or by
37 separate agencies submitting a joint proposal.

38 (1) The system for delivery of substance-related
39 disorder and problem gambling treatment shall include
40 problem gambling prevention.

41 (2) The system for delivery of substance-related
42 disorder and problem gambling treatment shall include
43 substance-related disorder prevention by July 1, 2014.

44 (3) Of the funds allocated in paragraph "b", the
45 department may use up to \$100,000 for administrative
46 costs to continue developing and implementing the
47 process in accordance with this paragraph "c".

48 d. The requirement of section 123.53, subsection
49 5, is met by the appropriations and allocations made
50 in this Act for purposes of substance-related disorder

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1 treatment and addictive disorders for the fiscal year
2 beginning July 1, 2013.

3 e. The department of public health shall work with
4 all other departments that fund substance-related
5 disorder prevention and treatment services and all
6 such departments shall, to the extent necessary,
7 collectively meet the state maintenance of effort
8 requirements for expenditures for substance-related
9 disorder services as required under the federal
10 substance-related disorder prevention and treatment

11 block grant.>
12 2. By renumbering as necessary.

HEDDENS of Story
M. SMITH of Marshall

H-1402

1 Amend the amendment, H-1378, to Senate File 446,
2 as amended, passed, and reprinted by the Senate, as
3 follows:
4 1. Page 13, line 26, by striking <7,525,714> and
5 inserting <8,025,714>

M. SMITH of Marshall

H-1403

1 Amend House File 527, as passed by the House, as
2 follows:
3 1. Page 1, by striking lines 3 through 6 and
4 inserting:
5 <NEW SUBSECTION. 01. "Aggravated misdemeanor" means
6 an offense classified as an aggravated misdemeanor
7 committed by a person eighteen years of age or older on
8 or after the effective date of this Act, other than any
9 of the following offenses:
10 a. A violation of chapter 321.
11 b. A second offense violation of section 321J.2,
12 unless the person has more than one previous revocation
13 as determined pursuant to section 321J.2, subsection 8,
14 within the twelve-year period immediately preceding the
15 commission of the offense in question.
16 c. A violation of chapter 716B.
17 d. A violation of chapter 717A.
18 e. A violation of section 725.7.>
19 2. Page 1, lines 9 and 10, by striking <or
20 aggravated misdemeanor>
21 3. Title page, by striking lines 1 through 3
22 and inserting <An Act requiring certain aggravated
23 misdemeanants to submit a DNA sample and including
24 effective>

SENATE AMENDMENT

H-1404

1 Amend Senate File 452, as amended, passed, and
2 reprinted by the Senate, as follows:
3 1. By striking everything after the enacting clause
4 and inserting:
5 <DIVISION I

6 STANDING APPROPRIATIONS AND RELATED MATTERS

7 Section 1. BUDGET PROCESS FOR FISCAL YEAR
8 2014-2015.

9 1. For the budget process applicable to the fiscal
10 year beginning July 1, 2014, on or before October 1,
11 2013, in lieu of the information specified in section
12 8.23, subsection 1, unnumbered paragraph 1, and
13 paragraph "a", all departments and establishments of
14 the government shall transmit to the director of the
15 department of management, on blanks to be furnished
16 by the director, estimates of their expenditure
17 requirements, including every proposed expenditure, for
18 the ensuing fiscal year, together with supporting data
19 and explanations as called for by the director of the
20 department of management after consultation with the
21 legislative services agency.

22 2. The estimates of expenditure requirements
23 shall be in a form specified by the director of
24 the department of management, and the expenditure
25 requirements shall include all proposed expenditures
26 and shall be prioritized by program or the results to
27 be achieved. The estimates shall be accompanied by
28 performance measures for evaluating the effectiveness
29 of the programs or results.

30 Sec. 2. GENERAL ASSEMBLY.

31 1. The appropriations made pursuant to section
32 2.12 for the expenses of the general assembly and
33 legislative agencies for the fiscal year beginning July
34 1, 2013, and ending June 30, 2014, are reduced by the
35 following amount:

36 \$ 3,000,000

37 2. The budgeted amounts for the general assembly
38 for the fiscal year beginning July 1, 2013, may be
39 adjusted to reflect unexpended budgeted amounts from
40 the previous fiscal year.

41 Sec. 3. LIMITATIONS OF STANDING APPROPRIATIONS

42 — FY 2013-2014. Notwithstanding the standing
43 appropriations in the following designated sections for
44 the fiscal year beginning July 1, 2013, and ending June
45 30, 2014, the amounts appropriated from the general
46 fund of the state pursuant to these sections for the
47 following designated purposes shall not exceed the
48 following amounts:

49 1. For paying claims against the state under
50 section 25.2:

Page 2

1 \$ 3,000,000

2 2. For operational support grants and community
3 cultural grants under section 99F.11, subsection 3,
4 paragraph "d", subparagraph (1):

5 \$ 416,702
6 3. For regional tourism marketing under section
7 99F.11, subsection 3, paragraph "d", subparagraph (2):
8 \$ 810,306
9 4. For programs for at-risk children under section
10 279.51:
11 \$ 10,728,891
12 The amount of any reduction in this subsection shall
13 be prorated among the programs specified in section
14 279.51, subsection 1, paragraphs "a", "b", and "c".
15 5. For payment for nonpublic school transportation
16 under section 285.2:
17 \$ 8,560,931
18 If total approved claims for reimbursement for
19 nonpublic school pupil transportation exceed the amount
20 appropriated in accordance with this subsection, the
21 department of education shall prorate the amount of
22 each approved claim.
23 6. For the enforcement of chapter 453D relating to
24 tobacco product manufacturers under section 453D.8:
25 \$ 18,416

26 Sec. 4. LIMITATIONS OF STANDING APPROPRIATIONS

27 — FY 2014-2015. Notwithstanding the standing
28 appropriations in the following designated sections for
29 the fiscal year beginning July 1, 2014, and ending June
30 30, 2015, the amounts appropriated from the general
31 fund of the state pursuant to these sections for the
32 following designated purposes shall not exceed the
33 following amounts:

34 1. For operational support grants and community
35 cultural grants under section 99F.11, subsection 3,
36 paragraph "d", subparagraph (1):
37 \$ 208,351
38 2. For regional tourism marketing under section
39 99F.11, subsection 3, paragraph "d", subparagraph (2):
40 \$ 405,153
41 3. For programs for at-risk children under section
42 279.51:
43 \$ 5,364,445
44 The amount of any reduction in this subsection shall
45 be prorated among the programs specified in section
46 279.51, subsection 1, paragraphs "a", "b", and "c".
47 4. For payment for nonpublic school transportation
48 under section 285.2:
49 \$ 8,560,931
50 If total approved claims for reimbursement for

1 nonpublic school pupil transportation exceed the amount
2 appropriated in accordance with this subsection, the
3 department of education shall prorate the amount of

4 each approved claim.

5 5. For the enforcement of chapter 453D relating to
6 tobacco product manufacturers under section 453D.8:
7 \$ 9,208

8 Sec. 5. INSTRUCTIONAL SUPPORT STATE AID —
9 FY 2013-2014 — FY 2014-2015. In lieu of the
10 appropriation provided in section 257.20, subsection 2,
11 the appropriation for the fiscal years beginning July
12 1, 2013, and July 1, 2014, for paying instructional
13 support state aid under section 257.20 for fiscal years
14 2013-2014 and 2014-2015 is zero.

15 Sec. 6. Section 97A.11A, subsection 1, Code 2013,
16 is amended to read as follows:

17 1. Beginning with the fiscal year commencing July
18 1, ~~2013~~ 2015, and ending June 30 of the fiscal year
19 during which the board determines that the system's
20 funded ratio of assets to liabilities is at least
21 eighty-five percent, there is appropriated from the
22 general fund of the state for each fiscal year to the
23 retirement fund described in section 97A.8, an amount
24 equal to five million dollars.

25 Sec. 7. Section 257.35, Code 2013, is amended by
26 adding the following new subsection:

27 NEW SUBSECTION. 7A. Notwithstanding subsection 1,
28 and in addition to the reduction applicable pursuant
29 to subsection 2, the state aid for area education
30 agencies and the portion of the combined district cost
31 calculated for these agencies for the fiscal year
32 beginning July 1, 2013, and ending June 30, 2014, shall
33 be reduced by the department of management by twenty
34 million dollars. The reduction for each area education
35 agency shall be prorated based on the reduction that
36 the agency received in the fiscal year beginning July
37 1, 2003.

38 DIVISION II

39 MISCELLANEOUS PROVISIONS AND APPROPRIATIONS

40 Sec. 8. INDIVIDUAL DEVELOPMENT ACCOUNT
41 PROGRAM. There is appropriated from the general fund
42 of the state to the department of human rights for the
43 fiscal year beginning July 1, 2013, and ending June 30,
44 2014, the following amounts, or so much thereof as is
45 necessary, for the purposes designated:

46 For deposit in the individual development account
47 state match fund created in section 541A.7 to support
48 the operating organization providing individual
49 development accounts in Iowa:
50 \$ 50,000

1 Sec. 9. HOUSE FILE 603 — FTE AUTHORIZATION.

2 1. For purposes of the offices of the governor and

3 lieutenant governor, there is authorized an additional
4 3.00 full-time equivalent positions above those
5 otherwise authorized pursuant to 2013 Iowa Acts, House
6 File 603, if enacted.

7 2. For purposes of the department of management,
8 there is authorized an additional 1.00 full-time
9 equivalent position above those otherwise authorized
10 pursuant to 2013 Iowa Acts, House File 603, if enacted.

11 Sec. 10. HOME AND COMMUNITY-BASED SERVICES
12 PROVIDERS — REASONABLE COSTS OF STAFF TRAINING —
13 REIMBURSEMENT AS DIRECT COSTS. The department of
14 human services shall adopt rules pursuant to chapter
15 17A to provide that reasonable costs of staff training
16 incurred by providers of home and community-based
17 services under the medical assistance program are
18 reimbursable as direct costs. Such reimbursement
19 shall include reimbursement of the reasonable costs
20 associated with the learning management system utilized
21 under the college of direct support training program.

22 Sec. 11. Section 144.26, Code 2013, is amended by
23 adding the following new subsection:

24 NEW SUBSECTION. 5. Upon the activation of an
25 electronic death record system, each person with a
26 duty related to death certificates shall participate
27 in the electronic death record system. A person with
28 a duty related to a death certificate includes but
29 is not limited to a physician as defined in section
30 135.1, a physician assistant, an advanced registered
31 nurse practitioner, a funeral director, and a county
32 recorder.

33 Sec. 12. Section 155A.32, subsection 2, Code 2013,
34 is amended to read as follows:

35 2. The pharmacist shall not exercise the drug
36 product selection described in this section if ~~either~~
37 any of the following is true:

- 38 a. The prescriber specifically indicates that no
39 drug product selection shall be made.
- 40 b. The person presenting the prescription indicates
41 that only the specific drug product prescribed should
42 be dispensed. However, this paragraph does not apply
43 if the cost of the prescription or any part of it will
44 be paid by expenditure of public funds authorized under
45 chapter 249A.
- 46 c. The prescriber indicates that a specific drug
47 product should be dispensed and a diagnosis of epilepsy
48 or seizure disorder is written on the prescription.
49 For the purposes of this paragraph, a "specific drug
50 product" means a specific drug, strength, dosage form,

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1 or dosing regimen from a specific manufacturer.
2 Sec. 13. Section 155A.32, Code 2013, is amended by
3 adding the following new subsection:
4 NEW SUBSECTION. 4. If drug product selection is
5 prohibited pursuant to subsection 2, paragraph "c",
6 but the specific drug indicated is not available, the
7 pharmacist shall notify the patient and the prescriber
8 that the drug is not available. The board shall
9 adopt rules regarding notification of the patient and
10 prescriber under this subsection.

11 Sec. 14. Section 261.12, subsection 1, Code 2013,
12 is amended to read as follows:

13 1. The amount of a tuition grant to a qualified
14 full-time student for the fall and spring semesters, or
15 the trimester equivalent, shall be the amount of the
16 student's financial need for that period. However, a
17 tuition grant shall not exceed the lesser of:
18 a. ~~The total tuition and mandatory fees for that~~
19 student for two semesters or the trimester or quarter
20 equivalent, less the base amount determined annually
21 by the college student aid commission, which base
22 amount shall be within ten dollars of the average
23 tuition for two semesters or the trimester equivalent
24 of undergraduate study at the state universities under
25 the board of regents, but in any event the base amount
26 shall not be less than four hundred dollars; ~~or~~

27 b. ~~For the fiscal year beginning July 1, 2000, and~~
28 ~~for each following fiscal year, four thousand dollars.~~

29 Sec. 15. Section 261.93, subsection 2, paragraph
30 b, subparagraph (4), Code 2013, is amended to read as
31 follows:

32 (4) Is the child of a fire fighter or police
33 officer included under section 97B.49B, who was killed
34 in the line of duty as determined by the Iowa public
35 employees' retirement system in accordance with section
36 97B.52, subsection 2.

37 Sec. 16. Section 523A.303, subsection 1, paragraph
38 b, unnumbered paragraph 1, Code 2013, is amended to
39 read as follows:

40 At least sixty days after mailing notice to the
41 director, the seller shall disburse any remaining
42 funds amount in excess of five hundred dollars from the
43 burial trust fund as follows:

44 DIVISION III

45 CORRECTIVE PROVISIONS

46 Sec. 17. Section 2.12, unnumbered paragraph 4, Code
47 2013, as amended by 2013 Iowa Acts, House File 185,
48 section 1, is amended to read as follows:

49 There is appropriated out of any funds in the state
50 treasury not otherwise appropriated such sums as

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1 may be necessary for the fiscal year budgets of the
2 legislative services agency and the ~~ombudsman~~ office
3 of ombudsman for salaries, support, maintenance, and
4 miscellaneous purposes to carry out their statutory
5 responsibilities. The legislative services agency
6 and the ~~ombudsman~~ office of ombudsman shall submit
7 their proposed budgets to the legislative council not
8 later than September 1 of each year. The legislative
9 council shall review and approve the proposed budgets
10 not later than December 1 of each year. The budget
11 approved by the legislative council for each of its
12 statutory legislative agencies shall be transmitted by
13 the legislative council to the department of management
14 on or before December 1 of each year for the fiscal
15 year beginning July 1 of the following year. The
16 department of management shall submit the approved
17 budgets received from the legislative council to the
18 governor for inclusion in the governor's proposed
19 budget for the succeeding fiscal year. The approved
20 budgets shall also be submitted to the chairpersons of
21 the committees on appropriations. The committees on
22 appropriations may allocate from the funds appropriated
23 by this section the funds contained in the approved
24 budgets, or such other amounts as specified, pursuant
25 to a concurrent resolution to be approved by both
26 houses of the general assembly. The director of
27 the department of administrative services shall
28 issue warrants for salaries, support, maintenance,
29 and miscellaneous purposes upon requisition by the
30 administrative head of each statutory legislative
31 agency. If the legislative council elects to change
32 the approved budget for a legislative agency prior to
33 July 1, the legislative council shall transmit the
34 amount of the budget revision to the department of
35 management prior to July 1 of the fiscal year, however,
36 if the general assembly approved the budget it cannot
37 be changed except pursuant to a concurrent resolution
38 approved by the general assembly.

39 Sec. 18. Section 2.42, subsection 14, Code 2013, as
40 amended by 2013 Iowa Acts, House File 185, section 2,
41 is amended to read as follows:

42 14. To hear and act upon appeals of aggrieved
43 employees of the legislative services agency and the
44 office of ~~the~~ ombudsman pursuant to rules of procedure
45 established by the council.

46 Sec. 19. Section 2C.3, subsection 2, Code 2013, as
47 enacted by 2013 Iowa Acts, House File 185, section 4,
48 is amended to read as follows:

49 2. The ombudsman shall employ and supervise all
50 employees under the ombudsman's direction in such

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1 positions and at such salaries as shall be authorized
2 by the legislative council. The legislative council
3 shall hear and act upon appeals of aggrieved employees
4 of the office of ~~the~~ ombudsman.

5 Sec. 20. Section 2C.9, subsection 6, Code 2013, as
6 amended by 2013 Iowa Acts, House File 185, section 10,
7 is amended to read as follows:

8 6. Establish rules relating to the operation,
9 organization, and procedure of the office of ~~the~~
10 ombudsman. The rules are exempt from chapter 17A and
11 shall be published in the Iowa administrative code.

12 Sec. 21. Section 2C.11, subsection 1, unnumbered
13 paragraph 1, Code 2013, as amended by 2013 Iowa Acts,
14 House File 185, section 12, is amended to read as
15 follows:

16 An appropriate subject for investigation by the
17 office of ~~the~~ ombudsman is an administrative action
18 that might be:

19 Sec. 22. Section 2C.18, Code 2013, as amended by
20 2013 Iowa Acts, House File 185, section 20, is amended
21 to read as follows:

22 2C.18 Report to general assembly.

23 The ombudsman shall by April 1 of each year submit
24 an economically designed and reproduced report to
25 the general assembly and to the governor concerning
26 the exercise of the ~~ombudsman~~ ombudsman's functions
27 during the preceding calendar year. In discussing
28 matters with which the ombudsman has been concerned,
29 the ombudsman shall not identify specific persons if
30 to do so would cause needless hardship. If the annual
31 report criticizes a named agency or official, it shall
32 also include unedited replies made by the agency or
33 official to the criticism, unless excused by the agency
34 or official affected.

35 Sec. 23. Section 8B.21, subsection 5, paragraph e,
36 if enacted by 2013 Iowa Acts, Senate File 396, section
37 3, is amended to read as follows:

38 e. The department of public defense shall not be
39 required to obtain any information technology services
40 pursuant to this chapter for the department of public
41 defense that ~~is~~ are provided by the office pursuant
42 to this chapter without the consent of the adjutant
43 general.

44 Sec. 24. Section 23A.4, subsection 3, Code 2013, as
45 enacted by 2013 Iowa Acts, House File 185, section 27,
46 is amended to read as follows:

47 3. Chapter 17A and this section are the exclusive
48 remedy for violations of this chapter. However, the
49 office of ~~the~~ ombudsman may review violations of this
50 chapter and make recommendations as provided in chapter

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1 2C.

2 Sec. 25. Section 29.1, Code 2013, as amended by
3 2013 Iowa Acts, House File 307, section 9, is amended
4 to read as follows:

5 29.1 Department of public defense.

6 The department of public defense is composed of the
7 office of the adjutant general and the military forces
8 of the state of Iowa. The adjutant general is the
9 director of the department of public defense and shall
10 perform all functions, responsibilities, powers, and
11 duties ~~over~~ concerning the military forces of the state
12 of Iowa as provided in the laws of the state.

13 Sec. 26. Section 35A.13, subsection 6A, paragraph
14 b, subparagraph (1), if enacted by 2013 Iowa Acts,
15 House File 613, section 2, is amended to read as
16 follows:

17 (1) The commission may provide educational
18 assistance funds to any child who has lived in the
19 state of Iowa for two years preceding application for
20 state educational assistance, and who is the child
21 of a person who died prior to September 11, 2001,
22 during active federal military service while serving
23 in the armed forces or during active federal military
24 service in the Iowa national guard or other military
25 component of the United States, to defray the expenses
26 of tuition, matriculation, laboratory and similar
27 fees, books and supplies, board, lodging, and any
28 other reasonably necessary expense for the child or
29 children incident to attendance in this state at an
30 educational or training institution of college grade,
31 or in a business or vocational training school with
32 standards approved by the department. The commission
33 shall not expend more than six hundred dollars per year
34 for educational assistance for any one child under this
35 paragraph "b".

36 Sec. 27. Section 70A.28, subsection 6, Code 2013,
37 as amended by 2013 Iowa Acts, House File 185, section
38 28, is amended to read as follows:

39 6. Subsection 2 may also be enforced by an employee
40 through an administrative action pursuant to the
41 requirements of this subsection if the employee is not
42 a merit system employee or an employee covered by a
43 collective bargaining agreement. An employee eligible
44 to pursue an administrative action pursuant to this
45 subsection who is discharged, suspended, demoted, or
46 otherwise receives a reduction in pay and who believes
47 the adverse employment action was taken as a result
48 of the employee's disclosure of information that
49 was authorized pursuant to subsection 2, may file an
50 appeal of the adverse employment action with the public

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1 employment relations board within thirty calendar days
2 following the later of the effective date of the action
3 or the date a finding is issued to the employee by the
4 office of the ombudsman pursuant to section 2C.11A.
5 The findings issued by the ombudsman may be introduced
6 as evidence before the public employment relations
7 board. The employee has the right to a hearing closed
8 to the public, but may request a public hearing. The
9 hearing shall otherwise be conducted in accordance with
10 the rules of the public employment relations board and
11 the Iowa administrative procedure Act, chapter 17A. If
12 the public employment relations board finds that the
13 action taken in regard to the employee was in violation
14 of subsection 2, the employee may be reinstated without
15 loss of pay or benefits for the elapsed period, or
16 the public employment relations board may provide
17 other appropriate remedies. Decisions by the public
18 employment relations board constitute final agency
19 action.

20 Sec. 28. Section 105.10, subsection 3, Code 2013,
21 as amended by 2013 Iowa Acts, Senate File 427, section
22 10, is amended to read as follows:

23 3. An individual holding a master mechanical
24 license shall not be required to get an
25 HVAC-refrigeration, sheet metal, or hydronic license in
26 order to design, install, or repair the work defined
27 in this chapter as mechanical, HVAC-refrigeration,
28 sheet metal, or hydronic work. An individual holding
29 a ~~journey~~ journeyperson mechanical license shall
30 not be required to get an HVAC-refrigeration, sheet
31 metal, or hydronic license in order to install and
32 repair the work defined in this chapter as mechanical,
33 HVAC-refrigeration, sheet metal, or hydronic work. An
34 individual holding a master or ~~journey~~ journeyperson
35 mechanical license shall also not be required to obtain
36 a special, restricted license that is designated as a
37 sublicense of the mechanical, HVAC-refrigeration, sheet
38 metal, or hydronic licenses.

39 Sec. 29. Section 105.32, as enacted by 2013 Iowa
40 Acts, Senate File 427, section 32, Code 2013, is
41 amended to read as follows:

42 105.32 Transition provisions.

43 A licensee whose license expires between June 30,
44 2014, and July 1, 2017, may voluntarily renew ~~their~~
45 the license early so ~~they may have~~ the license has an
46 expiration date of June 30, 2017. This voluntary early
47 renewal may happen at any time on or after July 1,
48 2014. The department shall promulgate rules that allow
49 for this one-time early renewal process, including fees
50 and continuing education requirements.

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1 Sec. 30. Section 126.11, subsection 3, paragraph
2 b, Code 2013, as amended by 2013 Iowa Acts, House File
3 417, section 26, is amended to read as follows:

4 b. A drug dispensed by filling or refilling a
5 written, electronic, facsimile, or oral prescription
6 of a practitioner licensed by law to administer the
7 drug is exempt from section 126.10, except section
8 126.10, subsection 1, paragraph "a", section 126.10,
9 subsection 1, paragraph "i", subparagraphs (2) and (3),
10 and section 126.10, subsection 1, paragraphs "k" and
11 "l", and the packaging requirements of section 126.10,
12 subsection 1, paragraphs "g", "h", and "p", if the
13 drug bears a label containing the name and address of
14 the dispenser, the date of the prescription or of its
15 filling, the name of the prescriber, and, if stated
16 in the prescription, the name of the patient, and the
17 directions for use and cautionary statements, if any,
18 contained in the prescription. This exemption does
19 not apply to a drug dispensed in the course of the
20 conduct of the business of dispensing drugs pursuant to
21 diagnosis by mail, or to a drug dispensed in violation
22 of paragraph "a" of this subsection.

23 Sec. 31. Section 249A.43, subsection 3, as enacted
24 by 2013 Iowa Acts, Senate File 357, section 7, is
25 amended to read as follows:

26 3. An affidavit of service of a notice of entry
27 of judgment shall be made by first class mail at the
28 address where the debtor was served with the notice
29 of overpayment. Service is completed upon mailing as
30 specified in this ~~paragraph~~ subsection.

31 Sec. 32. Section 252D.17, subsection 1, paragraph
32 m, as enacted by 2013 Iowa Acts, House File 417,
33 section 55, Code 2013, is amended to read as follows:

34 ~~m. 2.~~ The department shall establish criteria and
35 a phased-in schedule to require, no later than June
36 30, 2015, payors of income to electronically transmit
37 the amounts withheld under an income withholding
38 order. The department shall assist payors of income in
39 complying with the required electronic transmission,
40 and shall adopt rules setting forth procedures
41 for use in electronic transmission of funds, and
42 exemption from use of electronic transmission taking
43 into consideration any undue hardship electronic
44 transmission creates for payors of income.

45 Sec. 33. Section 263B.3, Code 2013, as amended by
46 2013 Iowa Acts, House File 417, section 63, is amended
47 to read as follows:

48 263B.3 Agreements with federal departments.

49 The state archaeologist is authorized to enter into
50 agreements and cooperative efforts with the federal

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1 highway administrator, the United States departments
2 of commerce, interior, agriculture, and defense,
3 and any other federal or state agencies concerned
4 with archaeological salvage or the preservation of
5 antiquities.

6 Sec. 34. Section 321.463, subsection 12A,
7 paragraphs a and c, as enacted by 2013 Iowa Acts, House
8 File 14, section 1, are amended to read as follows:

9 a. A person operating a vehicle or combination of
10 vehicles equipped with a retractable axle may raise the
11 axle when necessary to negotiate a turn, provided that
12 the retractable axle is lowered within one thousand
13 feet following completion of the turn. This paragraph
14 does not apply to a vehicle or combination of vehicles
15 operated on an interstate highway, including a ramp to
16 or from an interstate highway, or on a bridge.

17 c. This subsection does not prohibit the operation
18 of a vehicle or combination of vehicles equipped with
19 a retractable axle ~~from operating~~ with the retractable
20 axle raised when the vehicle or combination of vehicles
21 is in compliance with the weight limitations of this
22 section with the retractable axle raised.

23 Sec. 35. Section 321E.9A, subsection 1, Code 2013,
24 as amended by 2013 Iowa Acts, Senate File 355, section
25 7, is amended to read as follows:

26 1. Vehicles with indivisible loads having an
27 overall length not to exceed one hundred twenty feet,
28 an overall width not to exceed sixteen feet, and a
29 height not to exceed fifteen feet five inches may
30 be moved on highways specified by the ~~permitting~~
31 permit-issuing authority, provided the gross weight on
32 any one axle shall not exceed the maximum prescribed
33 in section 321.463 and the total gross weight is not
34 greater than one hundred fifty-six thousand pounds.

35 Sec. 36. Section 327F.39, subsection 6, paragraph
36 b, if enacted by 2013 Iowa Acts, Senate File 340,
37 section 4, is amended to read as follows:

38 b. A violation of subsection 4A or rules adopted
39 pursuant to subsection 4A by a railroad worker
40 transportation company or a railroad ~~corporation~~
41 company is punishable as a schedule "one" penalty under
42 section 327C.5.

43 Sec. 37. Section 418.5, subsection 1, Code 2013, as
44 amended by 2013 Iowa Acts, House File 307, section 51,
45 is amended to read as follows:

46 1. The flood mitigation board is established
47 consisting of nine voting members and four ex officio,
48 nonvoting members, and is located for administrative
49 purposes within the ~~division~~ department. The director
50 of the department shall provide office space, staff

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1 assistance, and necessary supplies and equipment for
2 the board. The director shall budget funds to pay the
3 necessary expenses of the board. In performing its
4 functions, the board is performing a public function
5 on behalf of the state and is a public instrumentality
6 of the state.

7 Sec. 38. Section 426A.11, subsection 1, Code 2013,
8 as amended by 2013 Iowa Acts, House File 417, section
9 97, is amended to read as follows:

10 1. The property, not to exceed two thousand seven
11 hundred seventy-eight dollars in taxable value of any
12 veteran, as defined in section 35.1, of ~~the~~ World War
13 I.

14 Sec. 39. Section 455B.275, subsection 3A,
15 paragraphs a and b, if enacted by 2013 Iowa Acts, House
16 File 541, section 1, are amended to read as follows:

17 a. The person reconstructing the dam is only
18 required to possess the flooding easements or ownership
19 which ~~were~~ was held prior to the reconstruction as long
20 as the former normal pool elevation is not exceeded and
21 the spillway capacity is increased by at least fifty
22 percent.

23 b. Flooding easements or ownership ~~are~~ is only
24 required to the top of the reconstructed spillway
25 elevation.

26 Sec. 40. Section 490.863, subsection 3, paragraph
27 a, as enacted by 2013 Iowa Acts, House File 469,
28 section 43, is amended to read as follows:

29 a. "Holder" means and "held by" refers to shares
30 held by both a record shareholder, as defined in
31 section 490.1301, subsection 7, and a beneficial
32 shareholder, as defined in section 490.1301, subsection
33 2.

34 Sec. 41. Section 490.1302, subsection 2, paragraph
35 d, Code 2013, as amended by 2013 Iowa Acts, House File
36 469, section 53, is amended to read as follows:

37 d. Paragraph "a"; shall not be applicable and
38 appraisal rights shall be available pursuant to
39 subsection 1 for the holders of any class or series
40 of shares where the corporate action is an interested
41 transaction.

42 Sec. 42. Section 522.6, subsection 2, if enacted by
43 2013 Iowa Acts, Senate File 189, section 6, is amended
44 to read as follows:

45 2. If an insurer qualifies for exemption from the
46 requirements of this chapter pursuant to paragraph "a"
47 of subsection 1, but the insurance group of which the
48 insurer is a member does not qualify for exemption
49 pursuant to paragraph "b" of subsection 1, then the
50 own risk and solvency assessment summary report that

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1 is required pursuant to section ~~521H.5~~ 522.5 shall
2 include information concerning every insurer in the
3 insurance group. This requirement may be satisfied by
4 the submission of more than one summary report for any
5 combination of insurers in the insurance group provided
6 that the combination of reports submitted includes
7 every insurer in the insurance group.

8 Sec. 43. Section 533.405, subsection 4A, paragraph
9 b, subparagraphs (1) and (2), as enacted by 2013 Iowa
10 Acts, Senate File 183, section 8, are amended to read
11 as follows:

12 (1) State credit unions with assets in excess of \$~~5~~
13 five million dollars as of the month ending immediately
14 prior to the date of the conclusion of the vote by the
15 membership approving the dissolution shall publish
16 the notice once a week for two successive weeks in a
17 newspaper of general circulation in each county in
18 which the state credit union maintains an office or
19 branch for the transaction of business.

20 (2) State credit unions with assets of \$~~5~~ five
21 million dollars or less as of the month ending
22 immediately prior to the date of the conclusion of
23 the vote by the membership approving the dissolution
24 shall publish the notice once in a newspaper of general
25 circulation in each county in which the state credit
26 union maintains an office or branch.

27 Sec. 44. Section 543C.2, subsection 1, paragraph j,
28 if enacted by 2013 Iowa Acts, House File 556, section
29 167, is amended to read as follows:

30 j. The subdivider, if a corporation, must register
31 to do business in the state of Iowa as a foreign
32 corporation with the secretary of state and furnish a
33 copy of the certificate of authority to do business
34 in the state of Iowa. If not a corporation, the
35 subdivider must comply with the provisions of chapter
36 547, by filing a proper trade name with the Polk
37 county recorder. The provisions of this ~~subsection~~
38 ~~paragraph~~ shall also apply to any person, partnership,
39 firm, company, corporation, or association, other than
40 the subdivider, which is engaged by or through the
41 subdivider for the purpose of advertising or selling
42 the land involved in the filing.

43 Sec. 45. Section 556.2, subsection 5, paragraph a,
44 unnumbered paragraph 1, as enacted by 2013 Iowa Acts,
45 House File 417, section 174, is amended to read as
46 follows:

47 A banking organization or financial organization
48 shall send to the owner of each account, to which none
49 of the actions specified in subsection ~~2~~ 1, paragraphs
50 "a" through "e" or subsection 2, paragraphs "a" through

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1 "e" have occurred during the preceding three calendar
2 years, a notice by certified mail stating in substance
3 the following:

4 Sec. 46. Section 716.7, subsection 1, as amended
5 by 2013 Iowa Acts, House File 556, section 234, if
6 enacted, is amended to read as follows:

7 1. For purposes of this section:

8 a. "Property" shall include any land, dwelling,
9 building, conveyance, vehicle, or other temporary or
10 permanent structure whether publicly or privately
11 owned.

12 b. "Public utility" is a public utility as defined
13 in section 476.1 or an electric transmission line as
14 provided in chapter 478.

15 ~~b. c.~~ "Public utility property" means any land,
16 dwelling, building, conveyance, vehicle, or other
17 temporary or permanent structure owned, leased, or
18 operated by a public utility and that is completely
19 enclosed by a physical barrier of any kind. ~~For~~
20 ~~the purposes of this section, a "public utility" is~~
21 ~~a public utility as defined in section 476.1 or an~~
22 ~~electric transmission line as provided in chapter 478.~~

23 e. d. "Railway corporation" means a corporation,
24 company, or person owning, leasing, or operating any
25 railroad in whole or in part within this state.

26 ~~d. e.~~ "Railway property" means all tangible real
27 and personal property owned, leased, or operated
28 by a railway corporation with the exception of any
29 administrative building or offices of the railway
30 corporation.

31 Sec. 47. Section 724.2, subsection 1, paragraph i,
32 if enacted by 2013 Iowa Acts, House File 556, section
33 206, is amended to read as follows:

34 i. A nonresident who possesses an offensive weapon
35 which is a curio or relic firearm under the federal
36 Firearms Act, 18 U.S.C. ch. 44, solely for use in
37 official functions in this state of a historical
38 reenactment organization of which the person is a
39 member, if the offensive weapon is legally possessed
40 by the person in the person's state of residence and
41 the offensive weapon is at all times while in this
42 state rendered incapable of firing live ammunition. A
43 nonresident who possesses an offensive weapon under
44 ~~this subsection paragraph~~ while in this state shall
45 not have in the person's possession live ammunition.
46 The offensive weapon may, however, be adapted for the
47 firing of blank ammunition.

48 Sec. 48. 2013 Iowa Acts, House File 556, section
49 257, subsection 3, if enacted, is amended by adding the
50 following new subsection:

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1 NEW SUBSECTION. 12. The Code editor is directed
2 to change any terminology that references a web site,
3 websites, the internet, and internet site, or internet
4 sites in any Act enacted during the 2013 regular
5 session of the Eighty-fifth General Assembly in the
6 same manner as that terminology is changed in this
7 section of this Act.

8 Sec. 49. 2013 Iowa Acts, House File 607, section
9 29, subsection 3, if enacted, is amended to read as
10 follows:

11 3. The department of agriculture and land
12 stewardship or the office of attorney general acting
13 on behalf of the agricultural development authority in
14 an administrative or judicial proceeding shall not be
15 affected as a result of this Act. Any ~~statue~~ statute
16 of limitation shall apply to the parties as if this Act
17 had not been enacted.

18 Sec. 50. 2013 Iowa Acts, House File 607, section
19 34, if enacted, is amended to read as follows:

20 SEC. 34. ADMINISTRATION OF ONGOING PROGRAMS. The
21 Iowa finance authority shall complete the
22 administration of ongoing programs of the agricultural
23 development authority as provided in chapter 175, to
24 the extent that the administration of those programs
25 ~~are is~~ in progress on the effective date of this
26 division of this Act. The Iowa finance authority shall
27 assume all rights and obligations of the agricultural
28 development authority to the extent that moneys have
29 been committed, obligations incurred, or rights accrued
30 prior to the effective date of this division of this
31 Act. Moneys owing due to the rights and obligations of
32 the agricultural development authority and assumed by
33 the Iowa finance authority shall be paid as directed by
34 the Iowa finance authority.

35 Sec. 51. 2013 Iowa Acts, House File 607, section
36 35, subsection 1, if enacted, is amended to read as
37 follows:

38 1. The assets and liabilities of the former
39 Iowa rural rehabilitation corporation assumed by
40 the agricultural development authority pursuant to
41 section 175.28 shall be transferred to the Iowa finance
42 authority on the effective date of this division of
43 this Act. On such effective date, the Iowa finance
44 authority shall be the successor in interest to
45 the agreements in effect between the United States
46 government and the agricultural development authority
47 on behalf of this state.

48 Sec. 52. 2013 Iowa Acts, Senate File 427, section
49 35, is amended to read as follows:

50 SEC. 35 ADMINISTRATIVE RULES. The department

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1 of public health shall adopt all initial rules,
2 and amendments to existing rules, necessary for the
3 implementation of this Act.

4 Sec. 53. REPEAL. 2013 Iowa Acts, House File 417,
5 section 34, and 2013 Iowa Acts, House File 556, section
6 27, if enacted, are repealed.

7 Sec. 54. REPEAL. 2013 Iowa Acts, House File 469,
8 sections 83 and 84, are repealed.

9 Sec. 55. CONTINGENT REPEAL. If 2013 Iowa Acts,
10 House File 575, section 12, is enacted, 2013 Iowa Acts,
11 House File 417, section 93, is repealed.

12 DIVISION IV

13 EMINENT DOMAIN

14 Sec. 56. NEW SECTION. 6A.15 Property on state
15 historic registry.

16 1. Property listed on the state register of
17 historic places maintained by the historical division
18 of the department of cultural affairs shall not be
19 removed from the register solely for the purpose of
20 allowing acquisition of the property by condemnation,
21 unless such condemnation is undertaken by the
22 department of transportation.

23 2. Property listed on the state register of
24 historic places maintained by the historical division
25 of the department of cultural affairs shall not be
26 condemned by the state or a political subdivision
27 unless a joint resolution authorizing commencement of
28 the condemnation proceedings is approved by a vote of
29 at least two-thirds of the members of both chambers
30 of the general assembly and signed by the governor.
31 The approval requirements of this subsection shall not
32 apply to condemnation undertaken by the department of
33 transportation.

34 Sec. 57. Section 6A.19, Code 2013, is amended to
35 read as follows:

36 6A.19 Interpretative clause.

37 A grant in this chapter of right to take private
38 property for a public use shall not be construed as
39 limiting a like grant elsewhere in the Code for another
40 and different use. Unless specifically provided by
41 law, this chapter shall not be construed to limit or
42 otherwise affect the application of chapters 478 and
43 479 to the eminent domain authority of the utilities
44 division of the department of commerce.

45 Sec. 58. Section 6A.22, subsection 2, paragraph
46 c, subparagraph (1), Code 2013, is amended to read as
47 follows:

48 (1) (a) If private property is to be condemned for
49 development or creation of a lake, only that number
50 of acres justified as reasonable and necessary for

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1 a surface drinking water source, and not otherwise
2 acquired, may be condemned. In addition, the acquiring
3 agency shall conduct a review of prudent and feasible
4 alternatives to provision of a drinking water source
5 prior to making a determination that such lake
6 development or creation is reasonable and necessary.

7 Development or creation of a lake as a surface drinking
8 water source includes all of the following:

9 (i) Construction of the dam, including sites for
10 suitable borrow material and the auxiliary spillway.

11 (ii) The water supply pool.

12 (iii) The sediment pool.

13 (iv) The flood control pool.

14 (v) The floodwater retarding pool.

15 (vi) The surrounding area upstream of the dam
16 no higher in elevation than the top of the dam's
17 elevation.

18 (vii) The appropriate setback distance required
19 by state or federal laws and regulations to protect
20 drinking water supply.

21 (b) For purposes of this subparagraph (1), "number
22 of acres justified as reasonable and necessary for
23 a surface drinking water source" means according to
24 guidelines of the United States natural resource
25 conservation service and according to analyses of
26 surface drinking water capacity needs conducted
27 by one or more registered professional engineers.

28 The registered professional engineers may, if
29 appropriate, employ standards or guidelines other
30 than the guidelines of the United States natural
31 resource conservation service when determining the
32 number of acres justified as reasonable and necessary
33 for a surface drinking water source. The data and
34 information used by the registered professional
35 engineers shall include data and information relating
36 to population and commercial enterprise activity for
37 the area from the two most recent federal decennial
38 censuses unless the district court of the county in
39 which the property is situated has determined by a
40 preponderance of the evidence that such data would
41 not accurately predict the population and commercial
42 enterprise activity of the area in the future.

43 (c) A second review or analysis of the drinking
44 water capacity needs shall be performed upon receipt
45 by the acquiring agency of a petition signed by not
46 less than twenty-five percent of the affected property
47 owners. The registered professional engineer to
48 perform the second review or analysis shall be selected
49 by a committee appointed by the affected property
50 owners and whose membership is comprised of at least

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1 fifty percent property owners affected by the proposed
2 condemnation action. The acquiring agency shall be
3 responsible for paying the fees and expenses of such
4 an engineer.

5 (d) If private property is to be condemned for
6 development or creation of a lake, the plans, analyses,
7 applications, including any application for funding,
8 and other planning activities of the acquiring agency
9 shall not include or provide for the use of the lake
10 for recreational purposes.

11 Sec. 59. Section 6B.54, subsection 10, paragraph
12 a, Code 2013, is amended by adding the following new
13 subparagraph:

14 NEW SUBPARAGRAPH. (3) Reasonable attorney fees and
15 reasonable costs not to exceed one hundred thousand
16 dollars, attributable to a determination that the
17 creation of a lake through condemnation includes a
18 future recreational use or that a violation of section
19 6A.22, subsection 2, paragraph "c", subparagraph (1),
20 subparagraph division (d), has occurred, if such fees
21 and costs are not otherwise provided under section
22 6B.33.

23 Sec. 60. NEW SECTION. 6B.56B Disposition of
24 condemned property — two-year time period.

25 1. When two years have elapsed since property
26 was condemned for the creation of a lake according
27 to the requirements of section 6A.22, subsection 2,
28 paragraph "c", subparagraph (1), and the property has
29 not been used for or construction has not progressed
30 substantially from the date the property was condemned
31 for the purpose stated in the application filed
32 pursuant to section 6B.3, and the acquiring agency has
33 not taken action to dispose of the property pursuant
34 to section 6B.56, the acquiring agency shall, within
35 sixty days, adopt a resolution offering the property
36 for sale to the prior owner at a price as provided in
37 section 6B.56. If the resolution adopted approves an
38 offer of sale to the prior owner, the offer shall be
39 made in writing and mailed by certified mail to the
40 prior owner. The prior owner has one hundred eighty
41 days after the offer is mailed to purchase the property
42 from the acquiring agency.

43 2. If the acquiring agency has not adopted a
44 resolution described in subsection 1 within the
45 sixty-day time period, the prior owner may, in writing,
46 petition the acquiring agency to offer the property
47 for sale to the prior owner at a price as provided in
48 section 6B.56. Within sixty days after receipt of
49 such a petition, the acquiring agency shall adopt a
50 resolution described in subsection 1. If the acquiring

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1 agency does not adopt such a resolution within sixty
2 days after receipt of the petition, the acquiring
3 agency is deemed to have offered the property for sale
4 to the prior owner.

5 3. The acquiring agency shall give written notice
6 to the owner of the right to purchase the property
7 under this section at the time damages are paid to the
8 owner.

9 Sec. 61. Section 403.7, subsection 1, unnumbered
10 paragraph 1, Code 2013, is amended to read as follows:

11 A municipality shall have the right to acquire by
12 condemnation any interest in real property, including a
13 fee simple title thereto, which it may deem necessary
14 for or in connection with an urban renewal project
15 under this chapter, subject to the limitations on
16 eminent domain authority in ~~chapter~~ chapters 6A and 6B.
17 However, a municipality shall not condemn agricultural
18 land included within an economic development area
19 for any use unless the owner of the agricultural land
20 consents to condemnation or unless the municipality
21 determines that the land is necessary or useful for any
22 of the following:

23 Sec. 62. NEW SECTION. 423B.11 Use of revenues —
24 limitation.

25 The revenue raised by a local sales and services
26 tax imposed under this chapter by a county shall not
27 be expended for any purpose related to a project that
28 includes the condemnation of private property for
29 the creation of a lake according to the requirements
30 of section 6A.22, subsection 2, paragraph "c",
31 subparagraph (1), if the local sales and services tax
32 has not been approved at election in the area where the
33 property to be condemned is located.

34 Sec. 63. Section 455A.5, Code 2013, is amended by
35 adding the following new subsection:

36 NEW SUBSECTION. 7. The authority granted to the
37 commission to acquire real property for purposes
38 of carrying out a duty related to development or
39 maintenance of the recreation resources of the state,
40 including planning, acquisition, and development of
41 recreational projects, and areas and facilities related
42 to such projects, shall not include the authority to
43 acquire real property by eminent domain.

44 Sec. 64. Section 456A.24, subsection 2, unnumbered
45 paragraph 1, Code 2013, is amended to read as follows:

46 Acquire by purchase, ~~condemnation~~, lease, agreement,
47 gift, and devise lands or waters suitable for the
48 purposes hereinafter enumerated, and rights-of-way
49 thereto, and to maintain the same for the following
50 purposes, ~~to wit:~~

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1 Sec. 65. Section 456A.24, Code 2013, is amended by
2 adding the following new subsection:

3 NEW SUBSECTION. 15. The authority granted the
4 department to acquire real property for any statutory
5 purpose relating to the development or maintenance
6 of the recreation resources of the state, including
7 planning, acquisition, and development of recreational
8 projects, and areas and facilities related to such
9 projects, shall not include the authority to acquire
10 real property by eminent domain.

11 Sec. 66. Section 461A.7, Code 2013, is amended to
12 read as follows:

13 461A.7 ~~Eminent domain~~ Purchase of lands — public
14 parks.

15 The commission may purchase ~~or condemn~~ lands from
16 willing sellers for public parks. ~~No~~ A contract for
17 the purchase of such public parks shall not be made to
18 an amount in excess of funds appropriated therefor by
19 the general assembly.

20 Sec. 67. Section 461A.10, Code 2013, is amended to
21 read as follows:

22 461A.10 Title to lands.

23 The title to all lands purchased, ~~condemned,~~ or
24 donated, hereunder, for park ~~or highway~~ purposes and
25 the title to all lands purchased, condemned, or donated
26 hereunder for highway purposes, shall be taken in the
27 name of the state and if thereafter it shall be deemed
28 advisable to sell any portion of the land so purchased
29 or condemned, the proceeds of such sale shall be placed
30 to the credit of the ~~said~~ public state parks fund to be
31 used for such park purposes.

32 Sec. 68. Section 463C.8, subsection 1, paragraph k,
33 Code 2013, is amended to read as follows:

34 k. The power to acquire, own, hold, administer,
35 and dispose of property, except that such power is not
36 a grant of authority to acquire property by eminent
37 domain.

38 Sec. 69. REPEAL. Sections 461A.9 and 461A.75, Code
39 2013, are repealed.

40 Sec. 70. SEVERABILITY. If any provision of this
41 Act is held invalid, the invalidity shall not affect
42 other provisions or applications of this Act which can
43 be given effect without the invalid provision, and to
44 this end the provisions of this Act are severable as
45 provided in section 4.12.

46 Sec. 71. EFFECTIVE UPON ENACTMENT. This division
47 of this Act, being deemed of immediate importance,
48 takes effect upon enactment.

49 Sec. 72. APPLICABILITY. Except as otherwise
50 provided in this division of this Act, this division

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1 of this Act applies to projects or condemnation
2 proceedings pending or commenced on or after the
3 effective date of this Act.

4 Sec. 73. RETROACTIVE APPLICABILITY.

5 Notwithstanding any provision of law to the contrary,
6 the following provision or provisions of this division
7 of this Act apply retroactively to projects or
8 condemnation proceedings pending or commenced on or
9 after February 15, 2013:

10 1. The section amending section 6A.22.

11 2. The section enacting section 6B.56B.

12 DIVISION V

13 APPORTIONMENT OF TRANSPORTATION FUNDS — APPROPRIATION

14 Sec. 74. Section 312.3, subsection 2, Code 2013, is
15 amended by adding the following new paragraph:

16 NEW PARAGRAPH. d. For purposes of apportioning

17 among the cities of the state the percentage of
18 the road use tax fund to be credited to the street
19 construction fund of the cities for each month
20 beginning April 2011 and ending March 2021 pursuant to
21 this subsection, the population of each city shall be
22 determined by the greater of the population of the city
23 as of the last preceding certified federal census or
24 as of the April 1, 2010, population estimates base as
25 determined by the United States census bureau.

26 Sec. 75. STREET CONSTRUCTION FUND — APPROPRIATION.

27 1. In a written application to the treasurer of
28 state submitted by October 1, 2013, a city may request
29 an additional distribution of moneys to be credited
30 to the street construction fund of the city equal to
31 that additional amount, calculated by the treasurer,
32 that the city would have received if the funds were
33 apportioned based upon the population of the city as
34 determined by section 312.3, subsection 2, paragraph
35 "d", as enacted in this division of this Act, for the
36 months prior to the effective date of this division of
37 this Act.

38 2. Upon determination by the treasurer of state
39 that an additional amount should be credited to a city
40 as provided by this section, there is appropriated from
41 the general fund of the state to the department of
42 transportation, for the fiscal year beginning July 1,
43 2013, and ending June 30, 2014, an amount sufficient to
44 pay the additional amount which shall be distributed to
45 the city for deposit in the street construction fund
46 of the city.

47 Sec. 76. EFFECTIVE UPON ENACTMENT. This division
48 of this Act, being deemed of immediate importance,
49 takes effect upon enactment.

50 Sec. 77. RETROACTIVE APPLICABILITY. This division

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1 of this Act applies retroactively to April 2011.

2 DIVISION VI

3 INSURANCE PRODUCERS

4 Sec. 78. Section 522B.1, Code 2013, is amended by
5 adding the following new subsections:

6 NEW SUBSECTION. 7A. "Intended beneficiary" means
7 a person who is not listed as a beneficiary of an
8 insurance policy or contract in the records of the
9 insurer.

10 NEW SUBSECTION. 12A. "Policy owner" means the
11 person who is identified as the legal owner of an
12 insurance policy or contract under the terms of the
13 insurance policy or contract, or who is otherwise
14 vested with legal title to the insurance policy or
15 contract through a valid assignment completed in
16 accordance with the terms of the insurance policy or
17 contract and is properly recorded as the legal owner of
18 the policy or contract in the records of the insurer.
19 "Policy owner" does not include a person who has a mere
20 beneficial interest in an insurance policy or contract.

21 Sec. 79. Section 522B.11, subsection 7, Code 2013,
22 is amended by striking the subsection and inserting in
23 lieu thereof the following:

24 7. a. Unless otherwise specified in this chapter,
25 the duties and responsibilities of an insurance
26 producer are limited to using reasonable care,
27 diligence, and judgment in procuring the insurance
28 requested of the insurance producer by the policy
29 owner.

30 b. An insurance producer has no duty to change the
31 beneficiary of an insurance policy or contract unless
32 clear written evidence of the policy owner's intent
33 to name an intended beneficiary as a beneficiary of
34 the policy or contract is presented to the insurance
35 producer or insurer in the manner required by the
36 policy or contract, prior to the payment of any
37 insurance benefits under the policy or contract. Such
38 evidence shall be provided in the same manner as a
39 claim for benefits under the policy or contract.

40 c. An insurance producer is not in the business
41 of supplying information to others and has no duty
42 to provide advice or information unless the insurance
43 producer holds oneself out as an insurance specialist,
44 consultant, or counselor and receives compensation for
45 consultation and advice apart from commissions paid by
46 an insurer.

47 d. An insurance producer may agree to accept
48 additional duties and responsibilities not specified in
49 this chapter. Any agreement by an insurance producer
50 to accept such additional duties and responsibilities

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1 shall be in writing and signed by the insurance
2 producer and the policy owner.

3 e. The general assembly declares that the holdings
4 of Langwith v. Am. Nat'l Gen. Ins. Co., 793 N.W.2d
5 215 (Iowa 2010) and Pitts v. Farm Bureau Life Ins.
6 Co., 818 N.W.2d 91 (Iowa 2012) are abrogated to the
7 extent that they impose higher or greater duties and
8 responsibilities on insurance producers than those set
9 forth in this subsection.

10 DIVISION VII

11 PROTEST AND APPEAL OF PROPERTY ASSESSMENTS

12 Sec. 80. Section 421.1A, subsection 6, Code 2013,
13 is amended to read as follows:

14 6. The members of the property assessment appeal
15 board shall receive compensation from the state
16 commensurate with the salary of a district judge
17 ~~through December 31, 2013.~~ The members of the board
18 shall be considered state employees for purposes of
19 salary and benefits. The members of the board and
20 any employees of the board, when required to travel
21 in the discharge of official duties, shall be paid
22 their actual and necessary expenses incurred in the
23 performance of duties.

24 Sec. 81. Section 421.1A, subsection 7, Code 2013,
25 is amended by striking the subsection.

26 Sec. 82. Section 441.21, subsection 3, Code 2013,
27 is amended to read as follows:

28 3. a. "Actual value", "taxable value", or "assessed
29 value" as used in other sections of the Code in
30 relation to assessment of property for taxation shall
31 mean the valuations as determined by this section;
32 however, other provisions of the Code providing special
33 methods or formulas for assessing or valuing specified
34 property shall remain in effect, but this section
35 shall be applicable to the extent consistent with such
36 provisions. The assessor and department of revenue
37 shall disclose at the written request of the taxpayer
38 all information in any formula or method used to
39 determine the actual value of the taxpayer's property.

40 b. The burden of proof shall be upon any
41 complainant attacking such valuation as excessive,
42 inadequate, inequitable, or capricious; however, in
43 protest or appeal proceedings when the complainant
44 offers competent evidence by at least two disinterested
45 witnesses that the market value of the property is less
46 than the market value determined by the assessor, the
47 burden of proof thereafter shall be upon the officials
48 or persons seeking to uphold such valuation to be
49 assessed.

50 Sec. 83. Section 441.35, subsection 2, Code 2013,

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1 is amended to read as follows:

2 2. In any year after the year in which an
3 assessment has been made of all of the real estate
4 in any taxing district, the board of review shall
5 meet as provided in section 441.33, and where the
6 board finds the same has changed in value, the board
7 shall revalue and reassess any part or all of the
8 real estate contained in such taxing district, and
9 in such case, the board shall determine the actual
10 value as of January 1 of the year of the revaluation
11 and reassessment and compute the taxable value
12 thereof. ~~Any aggrieved taxpayer may petition for
13 a revaluation of the taxpayer's property, but no
14 reduction or increase shall be made for prior years.~~

15 If the assessment of any such property is raised, or
16 any property is added to the tax list by the board,
17 the clerk shall give notice in the manner provided in
18 section 441.36. However, if the assessment of all
19 property in any taxing district is raised, the board
20 may instruct the clerk to give immediate notice by one
21 publication in one of the official newspapers located
22 in the taxing district, and such published notice
23 shall take the place of the mailed notice provided for
24 in section 441.36, but all other provisions of that
25 section shall apply. The decision of the board as to
26 the foregoing matters shall be subject to appeal to the
27 property assessment appeal board within the same time
28 and in the same manner as provided in section 441.37A
29 and to the district court within the same time and in
30 the same manner as provided in section 441.38.

31 Sec. 84. Section 441.37, subsection 1, paragraphs a
32 and b, Code 2013, are amended to read as follows:

33 a. Any property owner or aggrieved taxpayer who is
34 dissatisfied with the owner's or taxpayer's assessment
35 may file a protest against such assessment with the
36 board of review on or after April 16, to and including
37 May 5, of the year of the assessment. In any county
38 which has been declared to be a disaster area by proper
39 federal authorities after March 1 and prior to May 20
40 of said year of assessment, the board of review shall
41 be authorized to remain in session until June 15 and
42 the time for filing a protest shall be extended to and
43 include the period from May 25 to June 5 of such year.
44 ~~Said The~~ protest shall be in writing and signed by the
45 one protesting or by the protester's duly authorized
46 agent. The taxpayer may have an oral hearing ~~thereon~~
47 ~~on the protest~~ if request ~~therefor~~ ~~for the oral hearing~~
48 ~~is made in writing is made~~ at the time of filing the
49 protest. ~~Said The~~ protest must be confined to one or
50 more of the following grounds:

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1 (1) For odd-numbered assessment years and for
2 even-numbered assessment years for property that was
3 reassessed in such even-numbered assessment year:

4 (a) That said assessment is not equitable as
5 compared with assessments of other like property in
6 the ~~taxing district assessing jurisdiction~~. When this
7 ground is relied upon as the basis of a protest the
8 legal description and assessments of a representative
9 number of comparable properties, as described by the
10 aggrieved taxpayer shall be listed on the protest,
11 otherwise said protest shall not be considered on this
12 ground consideration shall be given to whether the
13 other like property in the assessing jurisdiction was
14 appraised using a different appraisal methodology than
15 the methodology used to appraise the property that is
16 the subject of the protest.

17 (2) (b) That the property is assessed for more
18 than the value authorized by law, ~~stating~~. When
19 this ground is relied upon, the specific amount which
20 the protesting party believes the property to be
21 overassessed, and the amount which the party considers
22 to be its actual value and ~~the amount the party~~
23 ~~considers a fair assessment shall be stated.~~

24 (3) (c) That the property is not assessable, is
25 exempt from taxes, or is misclassified and stating the
26 reasons for the protest.

27 (4) (d) That there is an error in the assessment
28 and state the specific alleged error. When this ground
29 is relied upon, it may include but is not limited to
30 listing errors, clerical or mathematical errors, or
31 other errors that result in an error in the assessment.

32 (5) (e) That there is fraud in the assessment
33 which shall be specifically stated.

34 (2) For even-numbered assessment years, when the
35 property has not been reassessed in such even-numbered
36 assessment year, that there has been a decrease in the
37 value of the property from the previous reassessment
38 year. When this ground is relied upon, the decrease in
39 value shall be shown by comparing the market value of
40 the property as of January 1 of the current assessment
41 year and the actual value of the property for the
42 previous reassessment year. Such protest shall be
43 in the same manner as described in this section and
44 shall be reviewed by the local board of review pursuant
45 to section 441.35, subsection 2, but no reduction or
46 increase shall be made for prior years.

47 b. In addition to the above, the property owner
48 may protest annually to the board of review under
49 the provisions of section 441.35, but such protest
50 shall be in the same manner and upon the same terms as

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1 ~~heretofore prescribed in this section. The burden of~~
2 ~~proof for all protests filed under this section shall~~
3 ~~be as stated in section 441.21, subsection 3, paragraph~~
4 ~~"b".~~

5 Sec. 85. Section 441.37A, subsection 1, paragraph
6 b, Code 2013, is amended to read as follows:
7 b. For an appeal to the property assessment appeal
8 board to be valid, written notice must be filed by
9 the party appealing the decision with the secretary
10 of the property assessment appeal board within twenty
11 days after ~~the date the board of review's letter of~~
12 ~~disposition of the appeal is postmarked to the party~~
13 ~~making the protest adjournment of the local board of~~
14 ~~review or May 31, whichever is later.~~ The written
15 notice of appeal shall include a petition setting forth
16 the basis of the appeal and the relief sought. No new
17 grounds in addition to those set out in the protest
18 to the local board of review as provided in section
19 441.37 can be pleaded, but additional evidence to
20 sustain those grounds may be introduced. The assessor
21 shall have the same right to appeal to the assessment
22 appeal board as an individual taxpayer, public body, or
23 other public officer as provided in section 441.42. An
24 appeal to the board is a contested case under chapter
25 17A.

26 Sec. 86. Section 441.37A, subsection 2, paragraph
27 a, Code 2013, is amended to read as follows:
28 a. A party to the appeal may request a hearing or
29 the appeal may proceed without a hearing. If a hearing
30 is requested, the appellant and the local board of
31 review from which the appeal is taken shall be given
32 at least thirty days' written notice by the property
33 assessment appeal board of the date the appeal shall be
34 heard and the local board of review may be present and
35 participate at such hearing. Notice to all affected
36 taxing districts shall be deemed to have been given
37 when written notice is provided to the local board of
38 review. The requirement of thirty days' written notice
39 may be waived by mutual agreement of all parties to
40 the appeal. Failure by the appellant to appear at
41 the property assessment appeal board hearing shall ~~be~~
42 ~~grounds for result in~~ dismissal of the appeal unless a
43 continuance is granted to the appellant by the board
44 following a showing of good cause for the appellant's
45 failure to appear. If an appeal is dismissed for
46 failure to appear, the property assessment appeal board
47 shall have no jurisdiction to consider any subsequent
48 appeal on the appellant's protest.

49 Sec. 87. Section 441.37A, subsection 3, paragraph
50 a, Code 2013, is amended to read as follows:

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1 a. The board member considering the appeal shall
2 determine anew all questions arising before the local
3 board of review which relate to the liability of
4 the property to assessment or the amount thereof.
5 All of the evidence shall be considered and there
6 shall be no presumption as to the correctness of the
7 valuation of assessment appealed from. The burden
8 of proof for all appeals before the board shall be
9 as stated in section 441.21, subsection 3, paragraph
10 "b". The property assessment appeal board shall make a
11 decision in each appeal filed with the board. If the
12 appeal is considered by less than a majority of the
13 board, the determination made by that member shall be
14 forwarded to the full board for approval, rejection, or
15 modification. If the initial determination is rejected
16 by the board, it shall be returned for reconsideration
17 to the board member making the initial determination.
18 Any deliberation of the board regarding an initial
19 determination shall be confidential.

20 Sec. 88. REPEAL. 2005 Iowa Acts, chapter 150,
21 section 134, is repealed.

22 Sec. 89. EFFECTIVE UPON ENACTMENT. This division
23 of this Act, being deemed of immediate importance,
24 takes effect upon enactment.

25 Sec. 90. APPLICABILITY. The following provisions
26 of this division of this Act apply to assessment years
27 beginning on or after January 1, 2014:

- 28 1. The section amending section 441.37.
- 29 2. The section amending section 441.35.

30 DIVISION VIII

31 GENERAL AND SPECIAL EDUCATION

32 Sec. 91. GENERAL AND SPECIAL EDUCATION COSTS —
33 LEGISLATIVE STUDY.

- 34 1. For purposes of this section, "private agency"
35 means a residential facility licensed under chapter
36 135H or 237. "Private agency" does not include an
37 institution listed in section 218.1.
- 38 2. The legislative council is requested to
39 establish an interim study committee during the 2013
40 interim to examine the payment of general education
41 and special education costs associated with student
42 services provided by private agencies and whether
43 the planning for and costs of such services would be
44 more appropriately administered by the department of
45 education or the department of human services. The
46 study committee shall consist of legislator members of
47 both political parties from both houses of the general
48 assembly and representatives of the office of the
49 governor, the department of education, the department
50 of human services, and private agencies.

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1 DIVISION IX

2 ALL-TERRAIN VEHICLES

3 Sec. 92. Section 321.1, subsection 32, Code 2013,
4 is amended to read as follows:

5 32. "Implement of husbandry" means a vehicle or
6 special mobile equipment manufactured, designed, or
7 reconstructed for agricultural purposes and, except
8 for incidental uses, exclusively used in the conduct
9 of agricultural operations. "Implements of husbandry"
10 includes all-terrain vehicles operated in compliance
11 with section 321.234A, subsection 1, paragraph "a", but
12 not registered for operation upon a highway pursuant
13 to section 321.118, fence-line feeders, and vehicles
14 used exclusively for the application of organic or
15 inorganic plant food materials, organic agricultural
16 limestone, or agricultural chemicals. To be considered
17 an implement of husbandry, a self-propelled implement
18 of husbandry must be operated at speeds of thirty-five
19 miles per hour or less.

20 a. "Reconstructed" as used in this subsection means
21 materially altered from the original construction by
22 the removal, addition, or substitution of essential
23 parts, new or used.

24 b. A vehicle covered under this subsection, if
25 it otherwise qualifies, may be operated as special
26 mobile equipment and under such circumstances this
27 subsection shall not be applicable to such vehicle,
28 and such vehicle shall not be required to comply with
29 sections 321.384 through 321.423, when such vehicle is
30 moved during daylight hours; however, the provisions
31 of section 321.383 shall remain applicable to such
32 vehicle.

33 Sec. 93. Section 321.1, subsection 47A, Code 2013,
34 is amended to read as follows:

35 47A. "Off-road utility vehicle" means a motorized
36 flotation-tire vehicle with not less than four and not
37 more than eight low-pressure tires that is limited in
38 engine displacement to less than one thousand five
39 hundred cubic centimeters and in total dry weight
40 to not more than ~~one~~ two thousand ~~eight hundred~~
41 pounds and that has a seat that is of bucket or bench
42 design, not intended to be straddled by the operator,
43 and a steering wheel or control levers for control.
44 "Off-road utility vehicle" does not include dune
45 buggies, golf carts, go-carts, or minitrucks.

46 Sec. 94. Section 321.105A, subsection 2, paragraph
47 c, Code 2013, is amended by adding the following new
48 subparagraph:

49 NEW SUBPARAGRAPH. (31) An all-terrain vehicle
50 which is exempt from the sales tax pursuant to section

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1 423.3, subsection 8, or for which the applicant has
2 paid the sales tax in this state or has paid to another
3 state a state sales, use, or occupational tax.

4 Sec. 95. Section 321.109, subsection 1, paragraph
5 a, Code 2013, is amended to read as follows:

6 a. The annual fee for all motor vehicles including
7 vehicles designated by manufacturers as station wagons,
8 1993 and subsequent model year multipurpose vehicles,
9 and 2010 and subsequent model year motor trucks with
10 an unladen weight of ten thousand pounds or less,
11 except motor trucks registered under section 321.122,
12 business-trade trucks, special trucks, motor homes,
13 ambulances, hearses, all-terrain vehicles, motorcycles,
14 motorized bicycles, and 1992 and older model year
15 multipurpose vehicles, shall be equal to one percent
16 of the value as fixed by the department plus forty
17 cents for each one hundred pounds or fraction thereof
18 of weight of vehicle, as fixed by the department. The
19 weight of a motor vehicle, fixed by the department
20 for registration purposes, shall include the weight
21 of a battery, heater, bumpers, spare tire, and wheel.
22 Provided, however, that for any new vehicle purchased
23 in this state by a nonresident for removal to the
24 nonresident's state of residence the purchaser may make
25 application to the county treasurer in the county of
26 purchase for a transit plate for which a fee of ten
27 dollars shall be paid. And provided, however, that for
28 any used vehicle held by a registered dealer and not
29 currently registered in this state, or for any vehicle
30 held by an individual and currently registered in this
31 state, when purchased in this state by a nonresident
32 for removal to the nonresident's state of residence,
33 the purchaser may make application to the county
34 treasurer in the county of purchase for a transit
35 plate for which a fee of three dollars shall be paid.
36 The county treasurer shall issue a nontransferable
37 certificate of registration for which no refund shall
38 be allowed; and the transit plates shall be void thirty
39 days after issuance. Such purchaser may apply for a
40 certificate of title by surrendering the manufacturer's
41 or importer's certificate or certificate of title,
42 duly assigned as provided in this chapter. In this
43 event, the treasurer in the county of purchase shall,
44 when satisfied with the genuineness and regularity of
45 the application, and upon payment of a fee of twenty
46 dollars, issue a certificate of title in the name and
47 address of the nonresident purchaser delivering the
48 title to the owner. If there is a security interest
49 noted on the title, the county treasurer shall mail to
50 the secured party an acknowledgment of the notation

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1 of the security interest. The county treasurer shall
2 not release a security interest that has been noted on
3 a title issued to a nonresident purchaser as provided
4 in this paragraph. The application requirements of
5 section 321.20 apply to a title issued as provided
6 in this subsection, except that a natural person
7 who applies for a certificate of title shall provide
8 either the person's social security number, passport
9 number, or driver's license number, whether the license
10 was issued by this state, another state, or another
11 country. The provisions of this subsection relating to
12 multipurpose vehicles are effective for all 1993 and
13 subsequent model years. The annual registration fee
14 for multipurpose vehicles that are 1992 model years and
15 older shall be in accordance with section 321.124.

16 Sec. 96. NEW SECTION. 321.118 All-terrain
17 vehicles.

18 1. An all-terrain vehicle designed to travel
19 on four or more wheels may be registered under this
20 chapter for operation on secondary roads and on
21 city streets where authorized, as provided in this
22 chapter, for an annual fee of fifty dollars. However,
23 all-terrain vehicles registered under this section
24 are not subject to the titling provisions of this
25 chapter or to the manufacturer's label requirement
26 under section 321.30, subsection 2, paragraph "a".
27 Registration under this section is in addition to
28 the titling and registration requirements of chapter
29 321I. An applicant for registration of an all-terrain
30 vehicle under this section shall submit, along with the
31 application, a copy of the registration certificate
32 issued for the vehicle pursuant to section 321I.4
33 containing a description of the vehicle and identifying
34 the applicant as the owner of the vehicle.

35 2. This section shall not be construed to include
36 all-terrain vehicles within the meaning of the term
37 "motor vehicle subject to registration" or "vehicle
38 subject to registration" as that term applies to the
39 regulation of motor vehicle dealers, manufacturers, or
40 distributors or to the sale, rental, lease, transfer,
41 or disposition of motor vehicles.

42 Sec. 97. Section 321.166, subsection 1, paragraph
43 a, Code 2013, is amended to read as follows:

44 a. Registration plates shall be of metal and of a
45 size not to exceed six inches by twelve inches, except
46 that the size of plates issued for use on all-terrain
47 vehicles, motorized bicycles, motorcycles, motorcycle
48 trailers, and trailers with an empty weight of two
49 thousand pounds or less shall be established by the
50 department.

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1 Sec. 98. Section 321.166, subsection 4, Code 2013,
2 is amended to read as follows:

3 4. The registration plate number, except on
4 all-terrain vehicles, motorized bicycles, motorcycles,
5 motorcycle trailers, and trailers with an empty weight
6 of two thousand pounds or less, shall be of sufficient
7 size to be readable from a distance of one hundred feet
8 during daylight.

9 Sec. 99. Section 321.234A, subsection 1, paragraph
10 f, Code 2013, is amended by striking the paragraph.

11 Sec. 100. Section 321.234A, Code 2013, is amended
12 by adding the following new subsection:

13 NEW SUBSECTION. 5. The provisions of this section
14 do not apply to an all-terrain vehicle registered under
15 section 321.118 and operated on a highway in accordance
16 with section 321.234B.

17 Sec. 101. NEW SECTION. 321.234B Registered
18 all-terrain vehicles — operation on highways.

19 An all-terrain vehicle which is registered pursuant
20 to section 321.118 may be operated on a highway subject
21 to all of the following:

22 1. Persons who may operate. A person shall not
23 operate an all-terrain vehicle on a highway unless the
24 person is sixteen years of age or older and has a valid
25 driver's license other than a license valid only for
26 operation of a motorized bicycle.

27 2. Operation on certain highways only. All-terrain
28 vehicles registered under section 321.118 may be
29 operated on secondary roads, but shall not be operated
30 on primary highways or on highways within the corporate
31 limits of a city except as follows:

32 a. A person shall not operate an all-terrain
33 vehicle registered under section 321.118 on a primary
34 highway except to cross a primary highway; however, the
35 provisions of section 321.10 govern the crossing of a
36 primary highway when the all-terrain vehicle is being
37 operated on an all-terrain vehicle trail.

38 b. A person shall not operate an all-terrain
39 vehicle registered under section 321.118 on a highway
40 within the corporate limits of a city except on a
41 nonprimary highway where such operation is authorized
42 by ordinance pursuant to section 321.236, subsection
43 14A.

44 3. Motor vehicle laws applicable. The motor vehicle
45 laws, including but not limited to the provisions
46 of sections 321.20B, 321.285, 321.317, 321.385, and
47 321.387, apply to the operation of all-terrain vehicles
48 registered for operation on highways, except for those
49 provisions relating to required equipment which by
50 their nature can have no practical application.

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1 4. Penalties. A person convicted of a violation
2 of subsection 1 or 2 is guilty of a simple misdemeanor
3 punishable as a scheduled violation under section
4 805.8A, subsection 6.

5 Sec. 102. Section 321.236, Code 2013, is amended by
6 adding the following new subsection:

7 NEW SUBSECTION. 14A. Authorizing the operation of
8 all-terrain vehicles registered under section 321.118
9 on highways under the jurisdiction of a city, other
10 than municipal extensions of primary highways.

11 Sec. 103. Section 321.285, Code 2013, is amended by
12 adding the following new subsection:

13 NEW SUBSECTION. 6A. Notwithstanding any other
14 speed restrictions allowing for speed in excess of
15 forty-five miles per hour, a person shall not operate
16 an all-terrain vehicle on a highway at a speed in
17 excess of forty-five miles per hour.

18 Sec. 104. Section 321F.1, subsection 7, Code 2013,
19 is amended to read as follows:

20 7. "Motor vehicle" means every vehicle which is
21 self-propelled and subject to registration under the
22 laws of this state, other than an all-terrain vehicle
23 as defined in section 321.1.

24 Sec. 105. Section 321H.2, subsection 10, Code 2013,
25 is amended to read as follows:

26 10. "Vehicle subject to registration" means any
27 vehicle that is of a type required to be registered
28 under chapter 321 when operated on a public highway,
29 including but not limited to a vehicle that is
30 inoperable, salvage, or rebuilt, but not including an
31 all-terrain vehicle as defined in section 321.1.

32 Sec. 106. Section 321I.9, unnumbered paragraph 1,
33 Code 2013, is amended to read as follows:

34 Registration under this chapter shall not be
35 required for the following described all-terrain
36 vehicles:

37 Sec. 107. Section 321I.10, subsection 1, Code 2013,
38 is amended to read as follows:

39 1. A person shall not operate an all-terrain
40 vehicle or off-road utility vehicle upon roadways
41 or highways except as provided in ~~section~~ sections
42 321.234A and 321.234B and this section.

43 Sec. 108. Section 321I.10, subsections 2 and 3,
44 Code 2013, are amended by striking the subsections.

45 Sec. 109. Section 321I.31, subsection 1, Code 2013,
46 is amended to read as follows:

47 1. The owner of an all-terrain vehicle acquired on
48 or after January 1, 2000, other than an all-terrain
49 vehicle used exclusively as a farm implement or a
50 motorcycle previously issued a title pursuant to

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1 chapter 321, shall apply to the county recorder of the
2 county in which the owner resides for a certificate
3 of title for the all-terrain vehicle. The owner of
4 an all-terrain vehicle used exclusively as a farm
5 implement may obtain a certificate of title. A person
6 who owns an all-terrain vehicle that is not required to
7 have a certificate of title may apply for and receive
8 a certificate of title for the all-terrain vehicle
9 and, subsequently, the all-terrain vehicle shall be
10 subject to the requirements of this chapter as if
11 the all-terrain vehicle were required to be titled.
12 All all-terrain vehicles that are titled shall be
13 registered under this chapter.

14 Sec. 110. Section 322.2, subsections 13 and 23,
15 Code 2013, are amended to read as follows:

16 13. "Motor vehicle" means any self-propelled
17 vehicle subject to registration under chapter 321,
18 other than an all-terrain vehicle as defined in section
19 321.1.

20 23. "Used motor vehicle" or "second-hand motor
21 vehicle" means any motor vehicle of a type subject to
22 registration under the laws of this state, except an
23 all-terrain vehicle as defined in section 321.1, which
24 has been sold "at retail" as defined in this chapter
25 and previously registered in this or any other state.

26 Sec. 111. Section 322A.1, subsection 8, Code 2013,
27 is amended to read as follows:

28 8. "Motor vehicle" means a "motor vehicles" vehicle "
29 as defined in chapter 321 which are is subject to
30 registration pursuant to the provisions thereof, other
31 than an all-terrain vehicle as defined in section
32 321.1.

33 Sec. 112. Section 331.362, subsection 9, Code 2013,
34 is amended to read as follows:

35 9. A county may regulate traffic on and use of the
36 secondary roads, in accordance with sections 321.236
37 to 321.250, 321.254, 321.255, 321.285, subsection
38 4, sections 321.352, 321.471 to 321.473, and other
39 applicable provisions of chapter 321, and sections
40 321G.9, ~~321H.10~~, and 327G.15.

41 Sec. 113. Section 423.1, subsection 66, Code 2013,
42 is amended to read as follows:

43 66. "Vehicles subject to registration" means any
44 vehicle subject to registration pursuant to section
45 321.18, other than an all-terrain vehicle or off-road
46 utility vehicle registered pursuant to section 321.118.

47 Sec. 114. Section 516E.1, subsection 6, Code 2013,
48 is amended to read as follows:

49 6. "Motor vehicle" means any self-propelled vehicle
50 subject to registration under chapter 321, other than

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1 an all-terrain vehicle as defined in section 321.1.
 2 Sec. 115. Section 537B.2, subsection 2, Code 2013,
 3 is amended to read as follows:
 4 2. "Motor vehicle" means a motor vehicle as defined
 5 in section 321.1 which is subject to registration.
 6 However, "motor vehicle" does not include a motor
 7 vehicle, as defined in section 321.1, with a gross
 8 vehicle weight rating of more than twelve thousand
 9 pounds, or an all-terrain vehicle as defined in section
 10 321.1.
 11 Sec. 116. Section 805.8A, subsection 6, Code 2013,
 12 is amended by adding the following new paragraph:
 13 NEW PARAGRAPH. 0a. Section 321.234B, subsection 1
 14 or 2..... \$50.

DIVISION X

RULEMAKING PROCESS

17 Sec. 117. Section 17A.4, subsection 3, Code 2013,
 18 is amended to read as follows:
 19 3. a. When an agency for good cause finds that
 20 notice and public participation would be unnecessary,
 21 impracticable, or contrary to the public interest When
 22 the statute so provides, or with the approval of the
 23 administrative rules review committee, if the committee
 24 finds good cause that notice and public participation
 25 would be unnecessary, impracticable, or contrary to the
 26 public interest, the provisions of subsection 1 shall
 27 be inapplicable. The agency shall incorporate in each
 28 rule issued in reliance upon this provision either the
 29 finding and a brief statement of the reasons for the
 30 finding, or a statement that the rule is within a very
 31 narrowly tailored category of rules whose issuance
 32 has previously been exempted from subsection 1 by a
 33 special rule relying on this provision and including
 34 such a finding and statement of reasons for the entire
 35 category.
 36 b. (1) If the administrative rules review
 37 committee by a two-thirds vote, the governor, or the
 38 attorney general files with the administrative code
 39 editor an objection to the adoption of any a rule or
 40 portion of a rule pursuant to this subsection, that the
 41 rule or portion of the rule shall cease to be effective
 42 one hundred eighty days after the date the objection
 43 was filed. A
 44 (2) If the administrative rules review committee
 45 files with the administrative code editor an objection
 46 to the adoption of a rule or portion of a rule
 47 pursuant to this subsection, the administrative rules
 48 review committee, by a separate two-thirds vote, may
 49 suspend the applicability of the rule or portion of
 50 the rule until the rule ceases to be effective under

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1 this paragraph "b". The determination to suspend
2 the applicability of the rule or portion of the rule
3 shall be included in the copy of the objection to be
4 forwarded to the agency.

5 c. If an objection to a rule is filed under this
6 subsection, a copy of the objection, properly dated,
7 shall be forwarded to the agency at the time of filing
8 the objection. In any action contesting a rule or
9 portion of a rule adopted pursuant to this subsection,
10 the burden of proof shall be on the agency to show that
11 the procedures of subsection 1 were impracticable,
12 unnecessary, or contrary to the public interest and
13 that, if a category of rules was involved, the category
14 was very narrowly tailored.

15 Sec. 118. Section 17A.4, subsection 7, Code 2013,
16 is amended to read as follows:

17 7. a. Upon the vote of two-thirds of its members
18 the administrative rules review committee may delay the
19 effective date of a rule or portion of a rule seventy
20 days beyond that permitted in section 17A.5, unless the
21 rule was promulgated under section 17A.5, subsection 2,
22 paragraph "b". This provision shall be utilized by the
23 committee only if further time is necessary to study
24 and examine the rule. If the rule was promulgated
25 under section 17A.5, subsection 2, paragraph "b",
26 the administrative rules review committee, within
27 thirty-five days of the effective date of the rule and
28 upon the vote of two-thirds of its members, may suspend
29 the applicability of the rule or portion of the rule
30 for seventy days.

31 b. Notice of an effective date that was delayed
32 under this provision shall be published in the Iowa
33 administrative code and bulletin.

34 Sec. 119. Section 17A.4, Code 2013, is amended by
35 adding the following new subsection:

36 NEW SUBSECTION. 9. Upon the vote of two-thirds of
37 its members, the administrative rules review committee,
38 following notice of intended action as provided in
39 subsection 1 and prior to adoption of a rule pursuant
40 to that notice, may suspend further action relating to
41 that notice for seventy days. Notice of a notice of
42 intended action that was suspended under this provision
43 shall be published in the Iowa administrative code and
44 bulletin.

45 Sec. 120. Section 17A.8, subsection 9, Code 2013,
46 is amended to read as follows:

47 9. a. Upon a vote of two-thirds of its members,
48 the administrative rules review committee may delay the
49 effective date of a rule or portion of a rule until
50 the adjournment of the next regular session of the

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1 general assembly, unless the rule was promulgated under
2 section 17A.5, subsection 2, paragraph "b". If the
3 rule was promulgated under section 17A.5, subsection
4 2, paragraph "b", the administrative rules review
5 committee, within thirty-five days of the effective
6 date of the rule and upon the vote of two-thirds of its
7 members, may suspend the applicability of the rule or
8 portion of the rule until the adjournment of the next
9 regular session of the general assembly.

10 b. The committee shall refer a rule or portion
11 of a rule whose effective date has been delayed or
12 applicability has been suspended to the speaker of
13 the house of representatives and the president of the
14 senate who shall refer the delayed or suspended rule
15 or portion of the rule to the appropriate standing
16 committees of the general assembly. A standing
17 committee shall review a the rule within twenty-one
18 days after the rule is referred to the committee by
19 the speaker of the house of representatives or the
20 president of the senate and shall take formal committee
21 action by sponsoring a joint resolution to disapprove
22 the rule, by proposing legislation relating to the
23 rule, or by refusing to propose a joint resolution
24 or legislation concerning the rule. The standing
25 committee shall inform the administrative rules review
26 committee of the committee action taken concerning the
27 rule. If the general assembly has not disapproved of
28 the rule by a joint resolution, the rule shall become
29 effective. The speaker of the house of representatives
30 and the president of the senate shall notify the
31 administrative code editor of the final disposition
32 of each rule or portion of a rule whose effective
33 date has been delayed or whose applicability has been
34 suspended pursuant to this subsection. If a the
35 rule is disapproved, it the rule shall not become be
36 effective and the agency shall rescind the rule. This
37 section shall not apply to rules made effective under
38 section 17A.5, subsection 2, paragraph "b".

39 Sec. 121. Section 17A.23, Code 2013, is amended to
40 read as follows:

41 17A.23 Construction — delegation of authority.
42 1. Except as expressly provided otherwise by this
43 chapter or by another statute referring to this chapter
44 by name, the rights created and the requirements
45 imposed by this chapter shall be in addition to those
46 created or imposed by every other statute in existence
47 on July 1, 1975, or enacted after that date. If any
48 other statute in existence on July 1, 1975, or enacted
49 after that date diminishes a right conferred upon a
50 person by this chapter or diminishes a requirement

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1 imposed upon an agency by this chapter, this chapter
2 shall take precedence unless the other statute
3 expressly provides that it shall take precedence over
4 all or some specified portion of this ~~named~~ cited
5 chapter.

6 2. This chapter shall be construed broadly to
7 effectuate its purposes. This chapter shall also
8 be construed to apply to all agencies not expressly
9 exempted by this chapter or by another statute
10 specifically referring to this chapter by ~~name~~
11 citation; and except as to proceedings in process on
12 July 1, 1975, this chapter shall be construed to apply
13 to all covered agency proceedings and all agency action
14 not expressly exempted by this chapter or by another
15 statute specifically referring to this chapter by ~~name~~
16 citation.

17 3. An agency shall have only that authority or
18 discretion delegated to or conferred upon the agency by
19 law and shall not expand or enlarge its authority or
20 discretion beyond the powers delegated to or conferred
21 upon the agency. Unless otherwise specifically
22 provided in statute, a grant of rulemaking authority
23 shall be construed narrowly.

24 DIVISION XI

25 STATE EMPLOYEE AND ELECTED OFFICIAL PAYMENT OF HEALTH 26 INSURANCE PREMIUMS

27 Sec. 122. Section 2.40, subsection 1, paragraph
28 a, subparagraph (2), Code 2013, is amended to read as
29 follows:

30 (2) The member shall pay the premium for the
31 plan selected on the same basis as a full-time state
32 employee excluded from collective bargaining as
33 provided in chapter 20. However, the member shall pay
34 a portion of the total premium for the plan selected
35 in an amount as determined by the legislative council.
36 The payment amount as determined by the legislative
37 council shall be at least twenty percent of the total
38 premium for the single or family coverage provided
39 in connection with the member and shall include a
40 wellness credit to be applied to the member portion
41 of the premium. The payment amount determined by the
42 legislative council shall apply to employees of the
43 general assembly.

44 Sec. 123. NEW SECTION. 8A.440 Group health
45 insurance premium costs.

46 1. Collective bargaining agreements entered into
47 pursuant to chapter 20 for state employees shall
48 provide that a state employee covered by that agreement
49 who is a member of a state group health insurance plan
50 for employees of the state established under chapter

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1 509A shall pay at least twenty percent of the total
2 premium for the single or family coverage provided in
3 connection with each employee. The agreements shall
4 include a wellness credit to be applied to the member
5 portion of the premium.

6 2. A state employee not covered by a collective
7 bargaining agreement as provided in chapter 20 who is
8 a member of a state group health insurance plan for
9 employees of the state established under chapter 509A
10 shall pay the same percentage of the total premium
11 for such insurance as is paid under the collective
12 bargaining agreement that covers the greatest number
13 of state employees in the state government entity
14 employing the state employee and shall be provided a
15 wellness credit option.

16 Sec. 124. STATEWIDE ELECTED OFFICIALS — GROUP
17 HEALTH INSURANCE PREMIUM COSTS. A statewide elected
18 official who is a member of a state group insurance
19 plan for employees of the state established under
20 chapter 509A shall pay a portion of the total premium
21 for the plan selected in an amount as determined by the
22 executive council. The payment amount as determined
23 by the executive council shall be at least 20 percent
24 of the total premium for the single or family coverage
25 provided in connection with the elected official and
26 shall include a wellness credit to be applied to the
27 member portion of the premium.

28 Sec. 125. GROUP HEALTH INSURANCE PREMIUMS FOR STATE
29 EMPLOYEES.

30 1. a. This subsection does not apply to members
31 of the general assembly or elected officials who are
32 subject to the provisions of this division of this
33 Act amending section 2.40 or requiring statewide
34 elected officials to pay a portion of health insurance
35 premiums.

36 b. For the fiscal year beginning July 1, 2013, each
37 state employee who is a member of a state group health
38 insurance plan for state employees established under
39 chapter 509A shall pay at least 20 percent of the total
40 premium for the single or family coverage provided
41 in connection with the employee's membership in the
42 insurance plan.

43 c. For the fiscal year beginning July 1, 2013,
44 each person who is a member of a state group health
45 insurance plan for employees of the state board of
46 regents and the institutions under the control of the
47 state board shall pay at least 20 percent of the total
48 premium for the single or family coverage provided
49 in connection with the person's membership in the
50 insurance plan.

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1 d. For the fiscal year beginning July 1, 2013, each
2 judicial officer or employee of the judicial branch who
3 is a member of a state group health insurance plan for
4 state employees established under chapter 509A shall
5 pay at least 20 percent of the total premium for the
6 single or family coverage provided in connection with
7 the judicial officer or employee's membership in the
8 insurance plan.

9 e. The requirements in this subsection shall be
10 enforceable against all applicable employees for the
11 fiscal year beginning July 1, 2013, notwithstanding
12 any provision of chapter 20 to the contrary, and
13 shall remain applicable to each such state employee
14 and person in fiscal years succeeding the fiscal year
15 specified in this subsection until the requirement
16 implemented pursuant to section 8A.440 is applicable
17 to the employee or person.

18 f. The requirements in this subsection shall
19 include a wellness credit to be applied to the member
20 portion of the premium.

21 2. a. For the fiscal year beginning July 1, 2013,
22 the portion of the payments made pursuant to subsection
23 1 attributed to increases in payments as a result of
24 the percentage requirement implemented pursuant to
25 subsection 1 shall be transferred to the judicial
26 branch or the state agency charged for the state group
27 health insurance plan premiums of the judicial officer,
28 employee, or person who made the payment and shall
29 apply in lieu of a like amount from the appropriations
30 made to the judicial branch or the state agency for the
31 fiscal year.

32 b. The moneys paid by members or employees of
33 the general assembly pursuant to section 2.40, as
34 amended by this division of this Act, for the fiscal
35 year beginning July 1, 2013, are appropriated to the
36 general assembly in lieu of a like amount from the
37 appropriations made to the general assembly pursuant to
38 section 2.12, for the fiscal year.

39 c. The moneys paid by statewide elected officials
40 pursuant to the section of this division of this Act
41 requiring the officials to pay a portion of the health
42 insurance premium costs for the coverage provided to
43 the officials, for the fiscal year beginning July 1,
44 2012, are appropriated to the state agency charged for
45 the state group health insurance plan premiums of the
46 official who made the payment in lieu of a like amount
47 from the appropriations made to the state agency for
48 the fiscal year.

49 3. The department of management, with the
50 assistance of the department of administrative

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1 services, state board of regents, the state fair
2 board, the state department of transportation, and each
3 judicial district department of correctional services,
4 shall submit a quarterly report to the general assembly
5 and the legislative services agency during the fiscal
6 year beginning July 1, 2013, regarding the reductions
7 to appropriations made pursuant to subsection 2 during
8 the quarter.

9 Sec. 126. APPLICABILITY. The section of this
10 division of this Act enacting section 8A.440, applies
11 to collective bargaining agreements entered into on
12 or after the effective date of that section of this
13 division of this Act.

14 Sec. 127. EFFECTIVE UPON ENACTMENT. The following
15 sections of this division of this Act, being deemed of
16 immediate importance, take effect upon enactment:

17 1. The section of this Act enacting section 8A.440.

18 2. The section of this Act relating to group health
19 insurance premiums for state employees.

20 DIVISION XII

21 SPEED DETECTION JAMMING DEVICES

22 Sec. 128. Section 321.232, Code 2013, is amended to
23 read as follows:

24 321.232 ~~Radar~~ Speed detection jamming devices —
25 penalty.

26 1. A person shall not sell, operate, or possess
27 a ~~radar~~ speed detection jamming device, except as
28 otherwise provided in this section, when the device is
29 in a vehicle operated on the highways of this state or
30 the device is held for sale in this state.

31 2. This section does not apply to ~~radar~~ speed
32 measuring devices purchased by, held for purchase for,
33 or operated by peace officers using the devices in
34 performance of their official duties.

35 3. A ~~radar~~ speed detection jamming device sold,
36 operated, or possessed in violation of subsection 1
37 may be seized by a peace officer and is subject to
38 forfeiture as provided by chapter 809 or 809A.

39 4. For the purposes of this section "~~radar jamming~~
40 device"

41 a. "Speed detection jamming device" means any
42 mechanism designed or used to transmit radio waves in
43 the electromagnetic wave spectrum to interfere with the
44 reception of those emitted from a device used by peace
45 officers of this state to measure the speed of motor
46 vehicles on the highways of this state and which is not
47 designed for two-way transmission and cannot transmit
48 in plain language active or passive device, instrument,
49 mechanism, or equipment that is designed or intended
50 to interfere with, disrupt, or scramble the radar or

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1 laser that is used by a peace officer to measure the
2 speed of motor vehicles. "Speed detection jamming
3 device" does not include equipment that is legal under
4 federal communications commission regulations, such as
5 a citizens' band radio, a ham radio, or other similar
6 electronic equipment.

7 b. "Speed measuring device" includes but is not
8 limited to devices commonly known as radar speed meters
9 or laser speed meters.

10 Sec. 129. Section 805.8A, subsection 14, paragraph
11 g, Code 2013, is amended to read as follows:

12 g. Radar jamming Speed detection jamming
13 devices. For a violation under section 321.232, the
14 scheduled fine is one hundred dollars.

15 DIVISION XIII

16 FIREARMS

17 Sec. 130. Section 724.23, Code 2013, is amended to
18 read as follows:

19 724.23 Records kept by commissioner and issuing
20 officers.

21 1. The commissioner of public safety shall maintain
22 a permanent record of all valid permits to carry
23 weapons and of current permit revocations.

24 2. a. Notwithstanding any other law or rule to
25 the contrary, the commissioner of public safety and
26 any issuing officer shall keep confidential personally
27 identifiable information of holders of nonprofessional
28 permits to carry weapons and permits to acquire pistols
29 or revolvers, including but not limited to the name,
30 social security number, date of birth, residential
31 or business address, and driver's license or other
32 identification number of the applicant or permit
33 holder.

34 b. This subsection shall not prohibit the
35 release of statistical information relating to the
36 issuance, denial, revocation, or administration of
37 nonprofessional permits to carry weapons and permits to
38 acquire pistols or revolvers, provided that the release
39 of such information does not reveal the identity of any
40 individual permit holder.

41 c. This subsection shall not prohibit the release
42 of information to any law enforcement agency or any
43 employee or agent thereof when necessary for the
44 purpose of investigating a possible violation of law
45 or for conducting a lawfully authorized background
46 investigation.

47 d. Except as provided in paragraphs "b" and "c",
48 the release of any confidential information under this
49 section shall require a court order or the consent of
50 the person whose personally identifiable information is

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1 the subject of the information request.

2 Sec. 131. NEW SECTION. 724.29A Fraudulent purchase
3 of firearms or ammunition.

4 1. For purposes of this section:

5 a. "Ammunition" means any cartridge, shell, or
6 projectile designed for use in a firearm.

7 b. "Licensed firearms dealer" means a person who is
8 licensed pursuant to 18 U.S.C. § 923 to engage in the
9 business of dealing in firearms.

10 c. "Materially false information" means information
11 that portrays an illegal transaction as legal or a
12 legal transaction as illegal.

13 d. "Private seller" means a person who sells or
14 offers for sale any firearm or ammunition.

15 2. A person who knowingly solicits, persuades,
16 encourages, or entices a licensed firearms dealer or
17 private seller of firearms or ammunition to transfer
18 a firearm or ammunition under circumstances that the
19 person knows would violate the laws of this state or of
20 the United States commits a class "D" felony.

21 3. A person who knowingly provides materially
22 false information to a licensed firearms dealer or
23 private seller of firearms or ammunition with the
24 intent to deceive the firearms dealer or seller about
25 the legality of a transfer of a firearm or ammunition
26 commits a class "D" felony.

27 4. Any person who willfully procures another to
28 engage in conduct prohibited by this section shall be
29 held accountable as a principal.

30 5. This section shall not apply to a law
31 enforcement officer acting in the officer's official
32 capacity or to a person acting at the direction of such
33 law enforcement officer.

34 Sec. 132. EFFECTIVE UPON ENACTMENT. This division
35 of this Act, being deemed of immediate importance,
36 takes effect upon enactment.

37 Sec. 133. APPLICABILITY. The section of this
38 division of this Act amending section 724.23 applies
39 to holders of nonprofessional permits to carry weapons
40 and permits to acquire pistols or revolvers and to
41 applicants for nonprofessional permits to carry weapons
42 and permits to acquire pistols or revolvers on or after
43 the effective date of this division of this Act.

44 **DIVISION XIV**

45 **NOTARY PUBLIC**

46 Sec. 134. Section 9B.15, subsection 3, unnumbered
47 paragraph 1, Code 2013, is amended to read as follows:

48 A certificate of a notarial act is sufficient if it
49 meets the requirements of subsections 1 and 2 and all
50 any of the following apply:

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1 Sec. 135. Section 9B.17, subsection 1, paragraph a,
2 Code 2013, is amended to read as follows:
3 a. Include the notary public's name, the words
4 "Notarial Seal" and "Iowa", the words "Commission
5 Number" followed by a number assigned to the notary
6 public by the secretary of state, the words "My
7 Commission Expires" followed either by the date that
8 the notary public's term would ordinarily expire as
9 provided in section 9B.21 or a blank line on which the
10 notary public shall indicate the date of expiration,
11 if any, of the notary public's commission, as required
12 by and in satisfaction of section 9B.15, subsection 1,
13 paragraph "e", and other information required by the
14 secretary of state.

15 Sec. 136. Section 321I.31, subsection 3, Code 2013,
16 is amended to read as follows:

17 3. An owner of an all-terrain vehicle shall apply
18 to the county recorder for issuance of a certificate
19 of title within thirty days after acquisition.
20 The application shall be on forms the department
21 prescribes and accompanied by the required fee. The
22 application shall be signed and sworn to before a
23 ~~notary public~~ notarial officer as provided in chapter
24 9B or other person who administers oaths, or shall
25 include a certification signed in writing containing
26 substantially the representation that statements made
27 are true and correct to the best of the applicant's
28 knowledge, information, and belief, under penalty of
29 perjury. The application shall contain the date of
30 sale and gross price of the all-terrain vehicle or
31 the fair market value if no sale immediately preceded
32 the transfer and any additional information the
33 department requires. If the application is made for
34 an all-terrain vehicle last previously registered
35 or titled in another state or foreign country, the
36 application shall contain this information and any
37 other information the department requires.

38 Sec. 137. Section 462A.77, subsection 4, Code 2013,
39 is amended to read as follows:

40 4. Every owner of a vessel subject to titling
41 under this chapter shall apply to the county recorder
42 for issuance of a certificate of title for the vessel
43 within thirty days after acquisition. The application
44 shall be on forms the department prescribes, and
45 accompanied by the required fee. The application shall
46 be signed and sworn to before a ~~notary public~~ notarial
47 officer as provided in chapter 9B or other person who
48 administers oaths, or shall include a certification
49 signed in writing containing substantially the
50 representation that statements made are true and

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1 correct to the best of the applicant's knowledge,
2 information, and belief, under penalty of perjury.
3 The application shall contain the date of sale and
4 gross price of the vessel or the fair market value
5 if no sale immediately preceded the transfer, and any
6 additional information the department requires. If
7 the application is made for a vessel last previously
8 registered or titled in another state or foreign
9 country, it shall contain this information and any
10 other information the department requires.

11 Sec. 138. Section 554.3505, subsection 2, Code
12 2013, is amended to read as follows:

13 2. A protest is a certificate of dishonor made by a
14 United States consul or vice consul, or a ~~notary public~~
15 notarial officer as provided in chapter 9B or other
16 person authorized to administer oaths by the law of
17 the place where dishonor occurs. It may be made upon
18 information satisfactory to that person. The protest
19 must identify the instrument and certify either that
20 presentment has been made or, if not made, the reason
21 why it was not made, and that the instrument has been
22 dishonored by nonacceptance or nonpayment. The protest
23 may also certify that notice of dishonor has been given
24 to some or all parties.

25 Sec. 139. Section 589.4, Code 2013, is amended to
26 read as follows:

27 589.4 Acknowledgments by corporation officers.
28 The acknowledgments of all deeds, mortgages, or
29 other instruments in writing taken or certified more
30 than ten years earlier, which instruments have been
31 recorded in the recorder's office of any county of this
32 state, including acknowledgments of instruments made by
33 a corporation, or to which the corporation was a party,
34 or under which the corporation was a beneficiary,
35 and which have been acknowledged before or certified
36 by a ~~notary public~~ notarial officer as provided in
37 chapter 9B who was at the time of the acknowledgment or
38 certifying a stockholder or officer in the corporation,
39 are legal and valid official acts of the notaries
40 public, and entitle the instruments to be recorded,
41 anything in the laws of the state of Iowa in regard to
42 acknowledgments to the contrary notwithstanding. This
43 section does not affect pending litigation.

44 Sec. 140. Section 589.5, Code 2013, is amended to
45 read as follows:

46 589.5 Acknowledgments by stockholders.
47 All deeds and conveyances of lands within this
48 state executed more than ten years earlier, but
49 which have been acknowledged or proved according
50 to and in compliance with the laws of this state

1 before a ~~notary public~~ notarial officer as provided
 2 in chapter 9B or other official authorized by law
 3 to take acknowledgments who was, at the time of
 4 the acknowledgment, an officer or stockholder of a
 5 corporation interested in the deed or conveyance, or
 6 otherwise interested in the deeds or conveyances, are,
 7 if otherwise valid, valid in law as though acknowledged
 8 or proved before an officer not interested in the
 9 deeds or conveyances; and if recorded more than ten
 10 years earlier, in the respective counties in which
 11 the lands are, the records are valid in law as though
 12 the deeds and conveyances, so acknowledged or proved
 13 and recorded, had, prior to being recorded, been
 14 acknowledged or proved before an officer having no
 15 interest in the deeds or conveyances.

16 Sec. 141. Section 622.86, Code 2013, is amended to
 17 read as follows:

18 622.86 Foreign affidavits.

19 Those taken out of the state before any judge or
 20 clerk of a court of record, or before a ~~notary public~~
 21 notarial officer as provided in chapter 9B, or a
 22 commissioner appointed by the governor of this state to
 23 take acknowledgment of deeds in the state where such
 24 affidavit is taken, are of the same credibility as if
 25 taken within the state.

26 DIVISION XV
 27 FINANCIAL LITERACY

28 Sec. 142. FINANCIAL LITERACY PROGRAM. There is
 29 transferred from the general fund of the state to the
 30 banking division within the department of commerce for
 31 the fiscal year beginning July 1, 2013, and ending June
 32 30, 2014, the following amount, or so much thereof as
 33 is necessary, for the purposes designated:

34 For deposit in the banking division financial
 35 literacy fund created in section 524.107A to support
 36 financial literacy education as determined by the
 37 banking division through a bank, bank holding company,
 38 savings bank, or savings and loan association organized
 39 under the law of this state, another state, or the
 40 United States:

41 \$ 50,000

42 Sec. 143. NEW SECTION. 524.107A Financial literacy
 43 fund.

44 A financial literacy fund is created in the state
 45 treasury under the authority of the superintendent.
 46 Moneys credited to the fund for a fiscal year are
 47 appropriated to the banking division to be used for
 48 financial literacy program activities. Notwithstanding
 49 section 8.33, moneys credited to the fund that remain
 50 unencumbered or unobligated at the close of the fiscal

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1 year shall not revert but shall remain available for
 2 expenditure for the purposes designated until the close
 3 of the succeeding fiscal year. Notwithstanding section
 4 12C.7, subsection 2, interest or earnings on moneys
 5 deposited in the fund shall be credited to the fund.>

6 2. Title page, line 2, after <fees,> by inserting
 7 <and penalties, providing for matters relating to
 8 taxation,>

9 3. By renumbering as necessary.

COMMITTEE ON APPROPRIATIONS

H-1405

1 Amend the amendment, H-1378, to Senate File 446,
 2 as amended, passed, and reprinted by the Senate, as
 3 follows:

4 1. Page 19, line 21, by striking <47,897,214> and
 5 inserting <49,897,214>

6 2. Page 30, after line 27 by inserting:
 7 <__. Of the funds appropriated in this section,
 8 \$2,000,000 shall be used for distribution to a
 9 nonprofit, tax-exempt association that receives
 10 donations under section 170 of the Internal Revenue
 11 Code and whose members include Iowa food banks and
 12 their affiliates that together serve all counties in
 13 the state, to be used to purchase food for distribution
 14 to food-insecure Iowans.>

HEDDENS of Story
 ANDERSON of Polk
 BERRY of Black Hawk
 DUNKEL of Dubuque
 GAINES of Polk
 HALL of Woodbury
 HUNTER of Polk
 JACOBY of Johnson
 KEARNS of Lee
 KRESSIG of Black Hawk
 LUNDBY of Linn
 MASCHER of Johnson
 MUHLBAUER of Crawford
 OLDSOON of Polk
 T. OLSON of Linn
 PRICHARD of Floyd
 RUFF of Clayton
 M. SMITH of Marshall
 STECKMAN of Cerro Gordo
 T. TAYLOR of Linn

ABDUL-SAMAD of Polk
 BEARINGER of Fayette
 COHOON of Des Moines
 FORBES of Polk
 GASKILL of Wapello
 HANSON of Jefferson
 ISENHART of Dubuque
 KAJTAZOVIC of Black Hawk
 KELLEY of Jasper
 LENSING of Johnson
 LYKAM of Scott
 H. MILLER of Webster
 MURPHY of Dubuque
 R. OLSON of Polk
 OURTH of Warren
 RIDING of Polk
 RUNNING-MARQUARDT of Linn
 STAED of Linn
 STUTSMAN of Johnson
 THEDE of Scott

THOMAS of Clayton
WINCKLER of Scott

WESSEL-KROESCHELL of Story
WOLFE of Clinton

H-1406

1 Amend the amendment, H-1378, to Senate File 446,
2 as amended, passed, and reprinted by the Senate, as
3 follows:
4 1. Page 8, after line 11 by inserting:
5 <k. The department of public health shall adopt
6 rules pursuant to section 136A.5 to include lysosomal
7 storage disorders in the state's newborn metabolic
8 screening panel pursuant to section 136A.5.>

M. SMITH of Marshall

H-1407

1 Amend the amendment, H-1378, to Senate File 446,
2 as amended, passed, and reprinted by the Senate, as
3 follows:
4 1. Page 25, by striking lines 44 and 45 and
5 inserting:
6 <(2) The department shall implement a 39-week
7 elective cesarean section strategy that emphasizes
8 the importance of reducing the number of elective
9 deliveries performed before 39 weeks without a medical
10 indication.>

L. MILLER of Scott
RUNNING-MARQUARDT of Linn

H-1408

1 Amend the amendment, H-1378, to Senate File 446,
2 as amended, passed, and reprinted by the Senate, as
3 follows:
4 1. Page 21, line 47, after <law> by inserting <,
5 including reimbursement for abortion services which
6 shall be available under the medical assistance program
7 only for those abortions which are medically necessary>
8 2. By striking page 21, line 49, through page 22,
9 line 9, and inserting:
10 <1. Medically necessary abortions are those
11 performed under any of the following conditions:
12 a. The attending physician certifies that
13 continuing the pregnancy would endanger the life of the
14 pregnant woman.
15 b. The attending physician certifies that the
16 fetus is physically deformed, mentally deficient, or
17 afflicted with a congenital illness.

18 c. The pregnancy is the result of a rape which
19 is reported within 45 days of the incident to a law
20 enforcement agency or public or private health agency
21 which may include a family physician.

22 d. The pregnancy is the result of incest which
23 is reported within 150 days of the incident to a law
24 enforcement agency or public or private health agency
25 which may include a family physician.

26 e. Any spontaneous abortion, commonly known as a
27 miscarriage, if not all of the products of conception
28 are expelled.>

29 3. Page 50, by striking lines 49 and 50 and
30 inserting:

31 <a. Funds appropriated in this subsection shall
32 not be used to perform abortions except medically
33 necessary abortions, and shall not be used to operate
34 the early termination of pregnancy clinic except for
35 the performance of medically necessary abortions. For
36 the purpose of this subsection, an abortion is the
37 purposeful interruption of pregnancy with the intention
38 other than to produce a live-born infant or to remove a
39 dead fetus, and a medically necessary abortion is one
40 performed under one of the following conditions:

41 (1) The attending physician certifies that
42 continuing the pregnancy would endanger the life of the
43 pregnant woman.

44 (2) The attending physician certifies that the
45 fetus is physically deformed, mentally deficient, or
46 afflicted with a congenital illness.

47 (3) The pregnancy is the result of a rape which
48 is reported within 45 days of the incident to a law
49 enforcement agency or public or private health agency
50 which may include a family physician.

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1 (4) The pregnancy is the result of incest which
2 is reported within 150 days of the incident to a law
3 enforcement agency or public or private health agency
4 which may include a family physician.

5 (5) The abortion is a spontaneous abortion,
6 commonly known as a miscarriage, wherein not all of the
7 products of conception are expelled.>

8 4. Page 56, line 48, by striking <law,> and
9 inserting <law,>

10 5. Page 56, line 49, after <regulations> by
11 inserting <including reimbursement for abortion
12 services which shall be available under the medical
13 assistance program only for those abortions which are
14 medically necessary>

15 6. Page 57, by striking lines 5 through 15 and
16 inserting:

17 <1. Medically necessary abortions are those
18 performed under any of the following conditions:
19 a. The attending physician certifies that
20 continuing the pregnancy would endanger the life of the
21 pregnant woman.
22 b. The attending physician certifies that the
23 fetus is physically deformed, mentally deficient, or
24 afflicted with a congenital illness.
25 c. The pregnancy is the result of a rape which
26 is reported within 45 days of the incident to a law
27 enforcement agency or public or private health agency
28 which may include a family physician.
29 d. The pregnancy is the result of incest which
30 is reported within 150 days of the incident to a law
31 enforcement agency or public or private health agency
32 which may include a family physician.
33 e. Any spontaneous abortion, commonly known as a
34 miscarriage, if not all of the products of conception
35 are expelled.>
36 7. Page 92, line 36, after <law> by inserting <
37 including reimbursement for abortion services which
38 shall be available under the medical assistance program
39 only for those abortions which are medically necessary>
40 8. Page 92, by striking lines 38 through 48 and
41 inserting:
42 <1. Medically necessary abortions are those
43 performed under any of the following conditions:
44 a. The attending physician certifies that
45 continuing the pregnancy would endanger the life of the
46 pregnant woman.
47 b. The attending physician certifies that the
48 fetus is physically deformed, mentally deficient, or
49 afflicted with a congenital illness.
50 c. The pregnancy is the result of a rape which

Page 3

1 is reported within 45 days of the incident to a law
2 enforcement agency or public or private health agency
3 which may include a family physician.
4 d. The pregnancy is the result of incest which
5 is reported within 150 days of the incident to a law
6 enforcement agency or public or private health agency
7 which may include a family physician.
8 e. Any spontaneous abortion, commonly known as a
9 miscarriage, if not all of the products of conception
10 are expelled.>
11 9. By renumbering as necessary.

H-1409

1 Amend the amendment, H-1378, to Senate File 446,
2 as amended, passed, and reprinted by the Senate, as
3 follows:

4 1. Page 11, by striking lines 35 through 39.

5 2. Page 21, line 48, by striking <1,126,161,962>
6 and inserting <1,126,011,962>

7 3. Page 28, line 28, after <funds.> by inserting
8 <The department shall provide a transition plan for
9 patients described by this subsection to continue to
10 provide for lodging beyond December 31, 2013.>

11 4. Page 28, after line 35 by inserting:
12 <24. Of the funds appropriated in this section,
13 \$300,000 shall be used for reimbursement of staff
14 training as direct costs for home and community-based
15 services providers beginning January 1, 2014, as
16 provided under 2013 Iowa Acts, House File 198 or 2013
17 successor legislation, if enacted.>

18 5. Page 42, line 27, by striking <10,961,969> and
19 inserting <10,916,969>

20 6. Page 43, line 14, by striking <15,300,045> and
21 inserting <15,450,045>

22 7. Page 43, after line 43 by inserting:
23 <4. Of the funds appropriated in this section,
24 \$150,000 shall be used to continue the contract for the
25 provision of a program to provide technical assistance,
26 support, and consultation to providers of habilitation
27 services and home and community-based services waiver
28 services for adults with disabilities under the medical
29 assistance program.>

30 8. Page 70, by striking line 39 and inserting <–
31 ~~standing appropriation to health care trust fund.~~>

32 9. Page 72, after line 8 by inserting:

33 <DIVISION ____
34 TELEPHARMACY

35 Sec. ____ Section 155A.3, Code 2013, is amended by
36 adding the following new subsection:

37 NEW SUBSECTION. 40A. "Telepharmacy" means the
38 provision of pharmacy services by a central pharmacy
39 through remote pharmacy locations utilizing technology.

40 Sec. ____ Section 155A.13, Code 2013, is amended by
41 adding the following new subsection:

42 NEW SUBSECTION. 12. Notwithstanding any provision
43 of section 147.107, subsection 2, or section 155A.33,
44 to the contrary, the board of pharmacy shall adopt
45 rules and procedures pursuant to chapter 17A for
46 telepharmacy.>

47 10. Page 92, line 37, by striking <1,126,161,962>
48 and inserting <1,126,011,962>

49 11. Page 111, line 45, by striking <7,650,023> and
50 inserting <7,725,023>

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- 1 12. Page 112, after line 8 by inserting:
 2 <4. Of the funds appropriated in this section,
 3 \$75,000 shall be used to continue the contract for the
 4 provision of a program to provide technical assistance,
 5 support, and consultation to providers of habilitation
 6 services and home and community-based services waiver
 7 services for adults with disabilities under the medical
 8 assistance program.>
 9 13. By renumbering as necessary.

HEATON of Henry

H-1410

- 1 Amend the amendment, H-1378, to Senate File 446,
 2 as amended, passed, and reprinted by the Senate, as
 3 follows:
 4 1. Page 72, after line 8 by inserting:
 5 <DIVISION ____
 6 SEX OFFENDERS – CARE FACILITY
 7 Sec. ____ NEW SECTION. 218.101 Medical and
 8 personal care facility for sex offenders.
 9 1. a. By July 1, 2014, the department of human
 10 services, subject to funding, shall establish one or
 11 more facilities for the treatment of sex offenders
 12 classified as a tier II or tier III offender who
 13 require the type of medical and personal care provided
 14 by a nursing facility, residential care facility,
 15 or assisted living program, and are unable to obtain
 16 admission to a private facility due to the persons'
 17 status as a sex offender.
 18 b. The department may use or establish a state
 19 facility or facilities for the purpose described in
 20 this section, or may conduct a request for proposals
 21 process to contract with private facilities or
 22 programs to provide some or all of the necessary
 23 services described in subsection 2 for eligible
 24 persons identified in subsection 3. A request for
 25 proposals shall identify the reimbursement rates and
 26 the necessary training for the staff and the staffing
 27 requirements for the facility or program.
 28 2. The purpose of a medical and personal care
 29 facility for sex offenders is to provide one or more
 30 of the following:
 31 a. To provide the type of care provided in a
 32 nursing facility as described in section 135C.1,
 33 subsection 13.
 34 b. To provide the type of care provided in a
 35 residential care facility as described in section
 36 135C.1, subsection 17.

37 c. To provide the type of care provided in assisted
38 living programs as described in section 231C.2,
39 subsection 2.

40 3. A person is eligible for admission to a medical
41 and personal care facility for sex offenders if the
42 person meets all of the following requirements:

43 a. The person is classified as a tier II or tier
44 III sex offender pursuant to section 692A.102.

45 b. The person requires the type of medical
46 and personal care provided by a nursing facility,
47 residential care facility, or assisted living program.

48 c. The person is unable to obtain admission to a
49 private nursing facility, residential care facility, or
50 assisted living program due to the person's status as

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1 a sex offender.

2 4. a. A person requesting admission to a facility
3 shall submit an application for admission to the
4 department.

5 b. A representative of the department of
6 inspections and appeals, the department of corrections,
7 or the department of public safety, an administrator
8 of a residential care facility or nursing facility
9 or the administrator's designee, or a manager of an
10 assisted living program or the manager's designee, may
11 also submit an application requesting admission to a
12 facility on behalf of a person with the permission of
13 the person or the person's guardian.

14 c. The application shall include a statement
15 concerning the actions the person requesting admission
16 to a facility has taken, or the steps taken on the
17 person's behalf, to obtain admission to a private
18 nursing facility, residential care facility, or
19 assisted living program.

20 5. Upon application by or on behalf of a person
21 meeting the eligibility requirements, the department
22 shall admit the resident or tenant to a medical and
23 personal care facility for sex offenders unless an
24 alternative, adequate placement for the person is
25 arranged.

26 6. Upon admission to a state-operated medical and
27 personal care facility, the department shall assess a
28 resident or tenant to identify payment options. The
29 payor of last resort for the facility is the medical
30 assistance program established pursuant to chapter
31 249A.

32 7. A resident or tenant may be discharged from
33 a state-operated facility if the person is no longer
34 required to register as a tier II or tier III sex
35 offender, if the department determines the person

36 no longer requires the type of medical and personal
 37 care provided by a nursing facility, residential
 38 care facility, or assisted living program, or if an
 39 alternative, adequate placement is arranged.
 40 8. For purposes of this section, "adequate
 41 placement" means a placement that will provide the
 42 level of care necessary for an eligible person
 43 including the level of care provided by a nursing
 44 facility, residential care facility, or assisted living
 45 program.
 46 9. A state-operated facility offering the type
 47 of medical and personal care provided by a nursing
 48 facility shall meet the requirements for Medicare
 49 certification. A facility operated by the state shall
 50 not be required to be licensed or certified under

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1 chapter 135C or 231C.
 2 10. The department shall establish by rule all of
 3 the following requirements for a medical and personal
 4 care facility for sex offenders:
 5 a. The training requirements for staff at a
 6 facility.
 7 b. The staffing plans for a facility.
 8 c. The requirements of a safety plan for residents
 9 or tenants of a facility. The rules shall include but
 10 are not limited to all of the following:
 11 (1) A plan for the safety of residents, tenants,
 12 and staff of a facility.
 13 (2) A plan for the safety of visitors to a
 14 facility.
 15 (3) The responsibilities of employees of a facility
 16 in implementing a safety plan.
 17 d. The discharge policy and requirements of a
 18 state-operated facility.
 19 e. The security policy and the level of security
 20 that is adequate for a facility.
 21 11. The department shall adopt rules to administer
 22 this section.>
 23 2. By renumbering as necessary.

H. MILLER of Webster

H-1411

1 Amend the amendment, H-1378, to Senate File 446,
 2 as amended, passed, and reprinted by the Senate, as
 3 follows:
 4 1. Page 72, after line 8 by inserting:
 5 <DIVISION ____
 6 MAMMOGRAPHY

7 Sec. ____ Section 136C.3, subsection 10, Code 2013,
8 is amended to read as follows:

9 10. a. Adopt rules specifying the minimum training
10 and performance standards for an individual using a
11 radiation machine for mammography, and other rules
12 necessary to implement section 136C.15. The rules
13 shall complement federal requirements applicable to
14 similar radiation machinery and shall not be less
15 stringent than those federal requirements.

16 b. (1) Adopt rules to require that, by January
17 1, 2014, a facility where mammography services are
18 performed shall include information on breast density
19 in mammogram reports sent to patients pursuant to
20 regulations implementing the federal Mammography
21 Quality Standards Act of 1992, Pub. L. No. 102-539, as
22 amended, and include in the report sent to a patient
23 who has dense breast tissue, as determined by the
24 interpreting physician based on standards promulgated
25 by the American college of radiology, a notice that
26 contains the following language:

27 Your mammogram demonstrates that you may have
28 dense breast tissue, which can hide cancer or other
29 abnormalities. A report of your mammography results,
30 which contains information about your breast density,
31 has been sent to your referring physician's office,
32 and you should contact your physician if you have any
33 questions or concerns about this report.

34 (2) Nothing in this lettered paragraph "b" shall be
35 construed to create or impose liability on a facility
36 where mammography services are performed beyond the
37 duty to provide notice as set forth in this lettered
38 paragraph "b".

39 (3) Nothing in this lettered paragraph "b" shall
40 be deemed to require a notice that is inconsistent
41 with the provisions of the federal Mammography Quality
42 Standards Act of 1992, Pub. L. No. 102-539, as amended,
43 or any regulations promulgated pursuant to that Act.>

44 2. By renumbering as necessary.

H. MILLER of Webster

H-1412

1 Amend House File 471, as passed by the House, as
2 follows:

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

4 <Section 1. Section 598.41A, Code 2013, is amended
5 to read as follows:

6 598.41A Visitation — history of crimes against a
7 minor.

8 1. Notwithstanding section 598.41, the court shall
9 consider, in the award of visitation rights to a parent

10 of a child, the criminal history of the parent if the
 11 parent has been convicted of a sex offense against a
 12 minor as defined in section 692A.101.

13 2. Notwithstanding section 598.41, an individual
 14 who is a parent of a minor child and who has been
 15 convicted of a sex offense against a minor as defined
 16 in section 692A.101, is not entitled to visitation
 17 rights while incarcerated. While on probation, parole,
 18 or any other type of conditional release including a
 19 special sentence for such offense, visitation shall
 20 be denied until the parent successfully completes a
 21 treatment program approved by the court, if required
 22 by the court. The circumstances described in this
 23 subsection shall be considered a substantial change in
 24 circumstances.>

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

26 <Sec. ____ EFFECTIVE UPON ENACTMENT. The following
 27 provision or provisions of this Act, being deemed of
 28 immediate importance, take effect upon enactment:

29 1. The section of this Act amending section
 30 598.41A.

31 Sec. ____ RETROACTIVE APPLICABILITY. The following
 32 provision or provisions of this Act apply retroactively
 33 to an order or decree involving child custody or
 34 visitation issued on or after July 1, 2000:

35 1. The section of this Act amending section
 36 598.41A.>

37 3. Title page, line 1, after <to> by inserting
 38 <parental rights, including>

39 4. Title page, line 3, after <petition> by
 40 inserting <and the awarding of visitation when a
 41 history of crimes against a minor is involved, and
 42 including effective, retroactive, and applicability
 43 date provisions>

44 5. By renumbering as necessary.

SENATE AMENDMENT

H-1413

1 Amend the amendment, H-1378, to Senate File 446,
 2 as amended, passed, and reprinted by the Senate, as
 3 follows:

4 1. Page 54, line 36, by striking <shall not> and
 5 inserting <may>

THOMAS of Clayton

H-1414

1 Amend the amendment, H-1378, to Senate File 446,
 2 as amended, passed, and reprinted by the Senate, as

3 follows:

4 1. Page 37, line 44, after <Iowa.> by inserting
5 <However, if the department seeks to implement the
6 integrated health home approach for the children in the
7 area served by the circle of care collaboration, the
8 approach shall be implemented through a request for
9 proposals process and the funding allocated in this
10 subsection shall be combined with the other funding
11 made available to the providers selected to implement
12 the approach in the area.>

13 2. Page 38, line 30, after <2014.> by inserting
14 <However, if the department seeks to implement the
15 integrated health home approach for the children in the
16 area served by the system of care grantee, the approach
17 shall be implemented through a request for proposals
18 process and the funding allocated in this subsection
19 shall be combined with the other funding made available
20 to the providers selected to implement the approach in
21 the area.>

22 3. Page 38, line 34, after <counties.> by inserting
23 <However, if the department seeks to implement the
24 integrated health home approach for the children in the
25 area served by the system of care grantee, the approach
26 shall be implemented through a request for proposals
27 process and the funding allocated in this subsection
28 shall be combined with the other funding made available
29 to the providers selected to implement the approach in
30 the area.>

HEATON of Henry

H-1415

1 Amend the amendment, H-1378, to Senate File 446,
2 as amended, passed, and reprinted by the Senate, as
3 follows:

4 1. Page 17, line 37, by striking <5,542,834> and
5 inserting <6,500,000>

6 2. Page 19, line 21, by striking <47,897,214> and
7 inserting <48,854,380>

8 3. Page 19, line 25, by striking <2,663,854> and
9 inserting <3,621,020>

M. SMITH of Marshall

H-1416

1 Amend the amendment, H-1378, to Senate File 446,
2 as amended, passed, and reprinted by the Senate, as
3 follows:

4 1. Page 6, line 44, by striking <4,155,429> and
5 inserting <4,301,214>

6 2. Page 9, after line 24 by inserting:
 7 <(1) For distribution to the Iowa primary care
 8 association for statewide coordination of the Iowa
 9 collaborative safety net provider network:
 10 \$ 145,785>

BERRY of Black Hawk
 KAJTAZOVIC of Black Hawk
 KRESSIG of Black Hawk

H-1417

1 Amend the amendment, H-1404, to Senate File 452,
 2 as amended, passed, and reprinted by the Senate, as
 3 follows:

4 1. Page 5, after line 10 by inserting:
 5 <Sec. ____ Section 256C.4, subsection 1, paragraph
 6 d, Code 2013, is amended by adding the following new
 7 unnumbered paragraph:
 8 NEW UNNUMBERED PARAGRAPH Preschool foundation aid
 9 funding distributed to an approved local program that
 10 remains unencumbered or unobligated at the close of
 11 a fiscal year shall be used in the succeeding fiscal
 12 year to expand the local program's preschool student
 13 capacity.

14 Sec. ____ Section 256C.4, subsection 1, paragraphs
 15 g and h, Code 2013, are amended to read as follows:

16 g. ~~For the fiscal year beginning July 1, 2011,~~
 17 ~~and each succeeding fiscal year, of~~ Of the amount
 18 of preschool foundation aid received by a school
 19 district for a fiscal year in accordance with section
 20 257.16, not more than five percent may be used by the
 21 school district for the school district's costs of
 22 administering the district's approved local program.

23 h. ~~For the fiscal year beginning July 1, 2012, and~~
 24 ~~each succeeding fiscal year, of the amount of preschool~~
 25 ~~foundation aid received by a school district for a~~
 26 ~~fiscal year in accordance with section 257.16, not~~
 27 ~~less than ninety-five percent of the per pupil amount~~
 28 ~~shall be passed through to~~ If the students enrolled
 29 in a school district's approved local program receive
 30 the program's preschool instruction through or in
 31 conjunction with services provided to the students by
 32 a community-based provider for each pupil enrolled in
 33 the district's approved local program, the department's
 34 administrative rules and other requirements applicable
 35 to the provider and the school district's agreement
 36 with the provider shall allow payment for the
 37 provider's direct and indirect costs relating to the
 38 students. For the fiscal year beginning July 1, 2011,
 39 and each succeeding fiscal year, not more than five
 40 percent of the amount of preschool foundation aid

41 ~~passed through to a community-based provider may be~~
42 ~~used by the community-based provider for administrative~~
43 ~~costs. If the community-based provider is not subject~~
44 ~~to an annual audit in accordance with generally~~
45 ~~accepted accounting principles, the provider shall~~
46 ~~utilize processes which shall be recommended by the~~
47 ~~auditor of state to identify the provider's direct and~~
48 ~~indirect costs attributable to the students enrolled~~
49 ~~in the program.>~~

50 2. Page 5, before line 44 by inserting:

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1 <Sec. ____ EFFECTIVE UPON ENACTMENT. The following
2 provision or provisions of this division of this Act,
3 being deemed of immediate importance, take effect upon
4 enactment:

5 1. The sections amending section 256C.4, subsection
6 1, paragraphs "d", "g", and "h".>

7 3. By renumbering as necessary.

WINCKLER of Scott
DOLECHECK of Ringgold

H-1418

1 Amend the amendment, H-1404, to Senate File 452,
2 as amended, passed, and reprinted by the Senate, as
3 follows:

4 1. Page 4, after line 21 by inserting:

5 <Sec. ____ SCHOOL DISTRICT UNSPENT BALANCE
6 AUTHORIZATION — FY 2013-2014. Notwithstanding any
7 provision of law to the contrary, if a school district
8 experiences a budget shortfall caused by federal
9 funding reductions made pursuant to the federal Budget
10 Control Act of 2011, and the school district carries
11 a positive unspent balance at the end of the fiscal
12 year beginning July 1, 2012, the school district may
13 use, for the purposes for which the federal funds were
14 designated, the unspent balance remaining at the end of
15 the fiscal year beginning July 1, 2012, to alleviate
16 the shortfall.>

17 2. Page 5, after line 43 by inserting:

18 <Sec. ____ EFFECTIVE UPON ENACTMENT. The section
19 of this division of this Act relating to school
20 district unspent balance authorization for shortfalls
21 in FY 2013-2014, being deemed of immediate importance,
22 takes effect upon enactment.>

WINCKLER of Scott

H-1419

1 Amend House File 644 as follows:

2 1. Page 3, line 14, by striking <The> and inserting
3 <For the three-year period beginning July 1, 2013, and
4 ending June 30, 2016, the>

5 2. Page 5, by striking line 17 and inserting
6 <EFFICIENCIES STUDIES.

7 1. The homeland security and emergency>

8 3. Page 5, after line 23 by inserting:

9 <2. The homeland security and emergency management
10 division of the department of public defense shall
11 conduct a study to review the administration of the
12 enhanced E911 emergency telephone communication system
13 and expenditures associated with maintaining and
14 operating the system commencing July 1, 2013. The
15 study shall include an assessment of the adequacy
16 of and necessity for the one dollar wire-line E911
17 service surcharge imposed pursuant to section 34A.7
18 and the one dollar emergency communications service
19 surcharge imposed pursuant to section 34A.7A, and a
20 recommendation regarding continuation of the surcharges
21 at those levels or at a reduced level. The division
22 shall submit a report containing the results of the
23 study to the general assembly by January 1, 2016.>

VANDER LINDEN of Mahaska
WINDSCHITL of Harrison

H-1420

1 Amend the amendment, H-1404, to Senate File 452,
2 as amended, passed, and reprinted by the Senate, as
3 follows:

4 1. Page 3, after line 39 by inserting:

5 <Sec. ____ RENEWABLE ENERGY TRAINING AND
6 EDUCATION. There is appropriated from the general fund
7 of the state to the department of workforce development
8 for the following fiscal years, the following amounts,
9 or so much thereof as is necessary, to distribute for a
10 public purpose to an entity with a mission of educating
11 workers and the public in the various aspects of
12 renewable energy, its usage, and related occupational
13 opportunities:

- 14 1. FY 2013-2014
- 15 \$ 150,000
- 16 2. FY 2014-2015
- 17 \$ 150,000>

18 2. By renumbering as necessary.

KELLEY of Jasper

H-1421

1 Amend the amendment, H-1404, to Senate File 452,
2 as amended, passed, and reprinted by the Senate, as
3 follows:

4 1. Page 45, after line 25 by inserting:

5 <DIVISION ____

6 SCHOOL EMPLOYEES — BACKGROUND INVESTIGATIONS

7 Sec. ____ NEW SECTION. 279.69 School employees —
8 background investigations.

9 1. Prior to hiring an applicant for a school
10 employee position, a school district shall have access
11 to and shall review the information in the Iowa court
12 information system available to the general public,
13 the sex offender registry information under section
14 692A.121 available to the general public, the central
15 registry for child abuse information established under
16 section 235A.14, and the central registry for dependent
17 adult abuse information established under section
18 235B.5 for information regarding the applicant. A
19 school district shall implement a consistent policy
20 to follow the same procedure for each school employee
21 employed by the school district on or after July
22 1, 2013, at least every five years after the school
23 employee's date of hire. A school district shall
24 not charge an employee for the cost of the registry
25 checks conducted pursuant to this subsection. A school
26 district shall maintain documentation demonstrating
27 compliance with this subsection.

28 2. Being listed in the sex offender registry
29 established under chapter 692A, the central registry
30 for child abuse information established under section
31 235A.14, or the central registry for dependent adult
32 abuse information established under section 235B.5
33 shall constitute grounds for the immediate suspension
34 from duties of a school employee, pending a termination
35 hearing by the board of directors of a school district.
36 A termination hearing conducted pursuant to this
37 subsection shall be limited to the question of whether
38 the school employee was incorrectly listed in the
39 registry.

40 3. For purposes of this section, "school employee"
41 means an individual employed by a school district,
42 including a part-time, substitute, or contract
43 employee. "School employee" does not include an
44 individual subject to a background investigation
45 pursuant to section 272.2, subsection 17, section
46 279.13, subsection 1, paragraph "b", or section
47 321.375, subsection 2.

48 Sec. ____ STATE MANDATE FUNDING SPECIFIED. In
49 accordance with section 25B.2, subsection 3, the state
50 cost of requiring compliance with any state mandate

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1 included in this division of this Act shall be paid
 2 by a school district from state school foundation
 3 aid received by the school district under section
 4 257.16. This specification of the payment of the
 5 state cost shall be deemed to meet all of the state
 6 funding-related requirements of section 25B.2,
 7 subsection 3, and no additional state funding shall be
 8 necessary for the full implementation of this division
 9 of this Act by and enforcement of this division of this
 10 Act against all affected school districts.>

PRICHARD of Floyd
 RUFF of Clayton

H-1422

1 Amend the amendment, H-1404, to Senate File 452,
 2 as amended, passed, and reprinted by the Senate, as
 3 follows:

4 1. Page 46, after line 5 by inserting:

5 <DIVISION ___
 6 MH/DS SYSTEM REDESIGN — IMPLEMENTATION
 7 REGIONAL FORMATION REQUIREMENTS
 8 Sec. ___. Section 331.389, subsection 3, paragraph
 9 a, Code 2013, is amended to read as follows:

10 a. The counties comprising the region are
 11 contiguous except that a region may include a county
 12 that is not contiguous with any of the other counties
 13 in the region, if the county that is not contiguous has
 14 had a formal relationship for two years or longer with
 15 one or more of the other counties in the region for the
 16 provision of mental health and disability services.

17 ELIGIBILITY MAINTENANCE
 18 Sec. ___. Section 331.396, subsection 1, Code 2013,
 19 is amended by adding the following new paragraph:
 20 NEW PARAGRAPH. Od. Notwithstanding paragraphs
 21 "a" through "c", the person is an adult or child who
 22 received mental health services from a county in
 23 accordance with the county's service management plan
 24 approved under section 331.439, Code 2013.

25 Sec. ___. Section 331.396, subsection 2, Code 2013,
 26 is amended by adding the following new paragraph:
 27 NEW PARAGRAPH. Od. Notwithstanding paragraphs
 28 "a" through "c", the person is an adult or child who
 29 received intellectual disability services from a county
 30 in accordance with the county's service management plan
 31 approved in accordance with section 331.439, Code 2013.

32 Sec. ___. Section 331.397, subsection 2, paragraph
 33 b, Code 2013, is amended to read as follows:

34 b. Until funding is designated for other service

35 populations, eligibility for the service domains
36 listed in this section shall be limited to such persons
37 who are in need of mental health or intellectual
38 disability services. However, if a county in a region
39 was providing services to an individual child or to an
40 individual adult person with a developmental disability
41 other than intellectual disability or a brain injury
42 prior to formation of the region, the individual child
43 or adult person shall remain eligible for the services
44 provided when the region is formed, provided that funds
45 are available to continue such services.

46 STATE PAYMENTS TO REGION

47 Sec. ____ Section 426B.3, subsection 4, as enacted
48 by 2012 Iowa Acts, chapter 1120, section 137, is
49 amended to read as follows:

50 4. a. For the fiscal years beginning July 1, 2013,

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1 and July 1, 2014, a county with a county population
2 expenditure target amount that exceeds the amount of
3 the county's base year expenditures for mental health
4 and disabilities services shall receive an equalization
5 payment for the difference.

6 b. The equalization payments determined in
7 accordance with this subsection shall be made by the
8 department of human services for each fiscal year as
9 provided in appropriations made from the property tax
10 relief fund for this purpose. If the county is part of
11 a region that has been approved by the department in
12 accordance with section 331.389, to commence partial
13 or full operations, the county's equalization payment
14 shall be remitted to the region for expenditure as
15 approved by the region's governing board. The payment
16 for a county that has been approved by the department
17 to operate as an individual county region shall be
18 remitted to the county for expenditure as approved by
19 the county board of supervisors. For the fiscal year
20 beginning July 1, 2013, and succeeding fiscal years,
21 the payment shall be remitted on or before December
22 31 only for those counties approved to operate as an
23 individual county region or to be part of a region.
24 Remittance of the payment for a county without such
25 approval shall be deferred until such approval is
26 granted.

27 STRATEGIC PLAN REQUIREMENT FOR FY 2013-2014

28 Sec. ____ 2012 Iowa Acts, chapter 1128, section 8,
29 is amended to read as follows:

30 SEC. 8. COUNTY MENTAL HEALTH, MENTAL RETARDATION
31 INTELLECTUAL DISABILITY, AND DEVELOPMENTAL
32 DISABILITIES SERVICES MANAGEMENT PLAN — STRATEGIC
33 PLAN. Notwithstanding section 331.439, subsection

34 1, paragraph "b", subparagraph (3), counties are not
 35 required to submit a three-year strategic plan by
 36 April 1, 2012, to the department of human services. A
 37 county's strategic plan in effect as of the effective
 38 date of this section shall remain in effect until the
 39 regional service system management plan for the region
 40 to which the county belongs is approved in accordance
 41 with section 331.393, subject to modification before
 42 that date as necessary to conform with statutory
 43 changes affecting the plan and any amendments to the
 44 plan that are adopted in accordance with law.

45 TRANSITION FUNDS – FY 2012-2013

46 Sec. ____ 2013 Iowa Acts, House File 160, section
 47 1, is amended by adding the following new subsection:
 48 NEW SUBSECTION. 4. A county receiving an
 49 allocation under this section may use the allocation
 50 to pay for non-Medicaid mental health and disability

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1 services provided during the state fiscal year
 2 beginning July 1, 2012, and for the county's unpaid
 3 obligation for non-Medicaid bills for services provided
 4 in prior state fiscal years. Moneys allocated in this
 5 section shall not be used for services provided in
 6 the state fiscal year beginning July 1, 2013. Moneys
 7 allocated to a county under this section that remain
 8 unencumbered or unobligated at the close of the state
 9 fiscal year beginning July 1, 2012, shall be remitted
 10 to the department on or before December 15, 2013.

11 TRANSITION FUND — SERVICES MAINTENANCE

12 Sec. ____ TRANSITION FUND — SERVICES
 13 MAINTENANCE. A county receiving an allocation of
 14 funding from the mental health and disability services
 15 redesign transition fund created in 2012 Iowa Acts,
 16 chapter 1120, section 23, shall utilize the allocation
 17 so that the services available to an individual child
 18 or other individual person in accordance with the
 19 county's approved service management plan in effect as
 20 of June 30, 2012, remain in place provided the child or
 21 other person continues to comply with the eligibility
 22 requirements applicable under the plan as of that date.

23 REDESIGN EQUALIZATION PAYMENT APPROPRIATION

24 Sec. ____ MENTAL HEALTH AND DISABILITY SERVICES —
 25 EQUALIZATION PAYMENTS TRANSFER AND APPROPRIATION.

26 1. There is transferred from the general fund of
 27 the state to the department of human services for the
 28 fiscal year beginning July 1, 2013, and ending June 30,
 29 2014, the following amount, or so much thereof as is
 30 necessary, to be used for the purposes designated:

31 For deposit in the property tax relief fund created
 32 in section 426B.1, for distribution as provided in this

33 section:

34 \$ 29,820,478

35 2. The moneys credited to the property tax relief
36 fund in accordance with this section are appropriated
37 to the department of human services for distribution
38 of equalization payments for counties in the amounts
39 specified in section 426B.3, subsection 4, as enacted
40 by 2012 Iowa Acts, chapter 1120, section 137, for the
41 fiscal year beginning July 1, 2013. If the county
42 is part of a region that has been approved by the
43 department in accordance with section 331.389, to
44 commence partial or full operations, the county's
45 equalization payment shall be remitted to the region
46 for expenditure as approved by the region's governing
47 board.

48 3. a. For the purposes of this subsection,
49 "payment obligation" means an outstanding obligation
50 for payment to the department of human services for the

Page 4

1 undisputed cost of services provided under the medical
2 assistance program prior to July 1, 2012, or for the
3 undisputed cost of non-Medicaid services provided prior
4 to July 1, 2013.

5 b. (1) If a county with a payment obligation
6 has not either satisfied the payment obligation on
7 or before June 28, 2013, or received approval by the
8 director of human services for a repayment plan for the
9 obligation in accordance with subparagraph (2),
10 the department shall offset up to the amount of the
11 obligation any amount otherwise payable to or for the
12 county under this section or under the mental health
13 and disability regional services fund created in 2012
14 Iowa Acts, chapter 1120, section 9. Any offset amount
15 shall be transferred to the appropriation made for
16 the medical assistance program for the fiscal year
17 beginning July 1, 2012, in 2011 Iowa Acts, chapter
18 1133, section 122. The department shall credit a
19 county's payment obligation with any amount owed by
20 the department to the county for mental health or
21 disability services provided through June 30, 2013.

22 (2) A county with a payment obligation may submit
23 a request to the department to enter into a repayment
24 plan to satisfy the payment obligation during the
25 fiscal year beginning July 1, 2013. The request must
26 be submitted to the department on or before June 15,
27 2013. The terms of a repayment plan shall require
28 the payment obligation to be paid in full by the
29 close of the fiscal year beginning July 1, 2013, and
30 provide, after county payments for the fiscal year are
31 made in accordance with the plan, that the projected

32 ending balance of the county's services fund under
 33 section 331.424A be equal to at least 15 percent of
 34 the projected gross revenue for the services fund
 35 for the fiscal year. The terms may also allow for
 36 the department to authorize remittance of all or a
 37 portion of the amount otherwise payable to or for the
 38 county under this section or under the mental health
 39 and disability regional services fund created in 2012
 40 Iowa Acts, chapter 1120, section 9, during or upon
 41 completion of the repayment plan. A payment plan
 42 entered into under this subparagraph and its terms and
 43 conditions are subject to approval of the director of
 44 human services. The director's approval process shall
 45 be completed on or before July 30, 2013.

46 c. The equalization payment under this section for
 47 a county that is not subject to paragraph "b" shall be
 48 remitted on or before July 15, 2013.

49 MEDICAID OBLIGATION COST SETTLEMENT

50 Sec. ___. COUNTY MEDICAL ASSISTANCE NONFEDERAL

Page 5

1 SHARE — COST SETTLEMENT. Any county obligation for
 2 payment to the department of human services of the
 3 nonfederal share of the cost of services provided under
 4 the medical assistance program prior to July 1, 2012,
 5 pursuant to sections 249A.12 and 249A.26, shall remain
 6 at the amount billed through the period ending June 30,
 7 2013. The final monthly billings for the obligations
 8 shall be remitted to counties on or before August 1,
 9 2013. Any adjustments to the final amounts billed for
 10 such services that occur on or after July 1, 2013,
 11 shall be applied to the appropriation made to the
 12 department of human services from the general fund of
 13 the state for the medical assistance program for the
 14 fiscal year beginning July 1, 2013.

15 TRANSITION FROM LEGAL SETTLEMENT TO RESIDENCY

16 Sec. ___. MENTAL HEALTH AND DISABILITY REGIONAL
 17 SERVICES FUND — FY 2013-2014. Moneys credited to
 18 the mental health and disability regional services
 19 fund created in 2012 Iowa Acts, chapter 1120, section
 20 9, for the fiscal year beginning July 1, 2013, are
 21 appropriated to the department for distribution to
 22 be used to pay the costs of county or regionally
 23 administered non-Medicaid mental health and disability
 24 services. The department of human services shall
 25 determine the financial need of counties as necessary
 26 to minimize the effects of the change in determining
 27 the financial responsibility for such services based
 28 on legal settlement to residency. If the county of
 29 residence is part of a region that has been approved
 30 by the department in accordance with section 331.389,

31 to commence partial or full operations, the moneys
 32 appropriated by this section shall be remitted to the
 33 region for expenditure as approved by the region's
 34 governing board.

35 COUNTY MENTAL HEALTH AND DISABILITY
 36 SERVICES FUND — FY 2013-2014

37 Sec. ____. SERVICES FUND — MANAGEMENT PLAN. For
 38 the fiscal year beginning July 1, 2013, and ending
 39 June 30, 2014, the appropriations made by the county
 40 board of supervisors for payment for mental health
 41 and disability services pursuant to section 331.424A,
 42 subsection 3, as enacted by 2012 Iowa Acts, chapter
 43 1120, section 132, shall be made in accordance with the
 44 county's service management plan approved under section
 45 331.439, Code 2013, until the county management plan is
 46 replaced by a regional service system management plan
 47 approved under section 331.393.

48 Sec. ____. EFFECTIVE UPON ENACTMENT. This division
 49 of this Act, being deemed of immediate importance,
 50 takes effect upon enactment.

Page 6

1 DIVISION ____

2 DATA AND STATISTICAL INFORMATION AND OUTCOME AND
 3 PERFORMANCE MEASURES

4 Sec. ____. Section 225C.4, subsection 1, paragraph
 5 j, Code 2013, is amended to read as follows:

6 j. Establish and maintain a data collection and
 7 management information system oriented to the needs of
 8 patients, providers, the department, and other programs
 9 or facilities in accordance with section 225C.6A. The
 10 system shall be used to identify, collect, and analyze
 11 service outcome and performance measures data in order
 12 to assess the effects of the services on the persons
 13 utilizing the services. The administrator shall
 14 annually submit to the commission information collected
 15 by the department indicating the changes and trends
 16 in the disability services system. The administrator
 17 shall make the outcome data available to the public.

18 Sec. ____. Section 225C.6A, Code 2013, is amended to
 19 read as follows:

20 225C.6A Disability services system ~~redesign central~~
 21 ~~data repository.~~

22 1. The commission department shall do the following
 23 relating to redesign of data concerning the disability
 24 services system in the state:

25 1. Identify sources of revenue to support statewide
 26 delivery of core disability services to eligible
 27 disability populations.

28 2. Ensure there is a continuous improvement process
 29 for development and maintenance of the disability

30 services system for adults and children. The process
31 shall include but is not limited to data collection and
32 reporting provisions.

33 ~~3.~~ a. Plan, collect, and analyze data as necessary
34 to issue cost estimates for serving additional
35 populations and providing core disability services
36 statewide. The department shall maintain compliance
37 with applicable federal and state privacy laws
38 to ensure the confidentiality and integrity of
39 individually identifiable disability services data.
40 The department shall ~~regularly~~ may periodically assess
41 the status of the compliance in order to assure that
42 data security is protected.

43 b. ~~In implementing~~ Implement a system central data
44 repository under this ~~subsection~~ section for collecting
45 and analyzing state, county and region, and private
46 contractor data, ~~the~~. The department shall establish
47 a client identifier for the individuals receiving
48 services. ~~The client identifier shall be used in lieu~~
49 ~~of the individual's name or social security number.~~
50 ~~The client identifier shall consist of the last four~~

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1 ~~digits of an individual's social security number, the~~
2 ~~first three letters of the individual's last name, the~~
3 ~~individual's date of birth, and the individual's gender~~
4 ~~in an order determined by the department.~~

5 c. Consult on an ongoing basis with regional
6 administrators, service providers, and other
7 stakeholders in implementing the central data
8 repository and operations of the repository. The
9 consultation shall focus on minimizing the state and
10 local costs associated with operating the repository.

11 d. Engage with other state and local government
12 and nongovernmental entities operating the Iowa
13 health information network under chapter 135 and
14 other data systems that maintain information relating
15 to individuals with information in the central data
16 repository in order to integrate data concerning
17 individuals.

18 e. 2. A county or region shall not be required to
19 utilize a uniform data operational or transactional
20 system. However, the system utilized shall have the
21 capacity to exchange information with the department,
22 counties and regions, contractors, and others involved
23 with services to persons with a disability who have
24 authorized access to the central data repository. The
25 information exchanged shall be labeled consistently
26 and share the same definitions. Each county
27 regional administrator shall regularly report to the
28 department annually on or before December 1, for the

29 preceding fiscal year the following information for
30 each individual served: demographic information,
31 expenditure data, and data concerning the services and
32 other support provided to each individual, as specified
33 in administrative rule adopted by the commission by the
34 department.

35 4. Work with county representatives and other
36 qualified persons to develop an implementation plan
37 for replacing the county of legal settlement approach
38 to determining service system funding responsibilities
39 with an approach based upon residency. The plan shall
40 address a statewide standard for proof of residency,
41 outline a plan for establishing a data system for
42 identifying residency of eligible individuals, address
43 residency issues for individuals who began residing
44 in a county due to a court order or criminal sentence
45 or to obtain services in that county, recommend an
46 approach for contesting a residency determination, and
47 address other implementation issues.

48 3. The outcome and performance measures applied
49 to the regional disability services system shall
50 utilize measurement domains. The department may

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1 identify other measurement domains in consultation with
2 system stakeholders to be utilized in addition to the
3 following initial set of measurement domains:

- 4 a. Access to services.
- 5 b. Life in the community.
- 6 c. Person-centeredness.
- 7 d. Health and wellness.
- 8 e. Quality of life and safety.
- 9 f. Family and natural supports.

10 4. a. The processes used for collecting outcome
11 and performance measures data shall include but are
12 not limited to direct surveys of the individuals and
13 families receiving services and the providers of the
14 services. The department shall involve a workgroup of
15 persons who are knowledgeable about both the regional
16 service system and survey techniques to implement and
17 maintain the processes. The workgroup shall conduct
18 an ongoing evaluation for the purpose of eliminating
19 the collection of information that is not utilized.
20 The surveys shall be conducted with a conflict-free
21 approach in which someone other than a provider of
22 services surveys an individual receiving the services.

23 b. The outcome and performance measures data
24 shall encompass and provide a means to evaluate both
25 the regional services and the services funded by the
26 medical assistance program provided to the same service
27 populations.

28 c. The department shall develop and implement an
 29 internet-based approach with graphical display of
 30 information to provide outcome and performance measures
 31 data to the public and those engaged with the regional
 32 service system.

33 d. The department shall include any significant
 34 costs for collecting and interpreting outcome and
 35 performance measures and other data in the department's
 36 operating budget.

37 Sec. ____ REPEAL. The amendment to section 225C.4,
 38 subsection 1, paragraph j, in 2012 Iowa Acts, chapter
 39 1120, section 2, is repealed.

40 Sec. ____ REPEAL. The amendments to section
 41 225C.6A, in 2012 Iowa Acts, chapter 1120, sections 6,
 42 7, and 95, are repealed.

43 DIVISION ____
 44 CHILDREN'S CABINET

45 Sec. ____ NEW SECTION. 242.1 Findings.

46 The general assembly finds there is a need for a
 47 state-level children's cabinet to provide guidance,
 48 oversight, problem solving, long-term strategy
 49 development, and collaboration among the state and
 50 local efforts to build a comprehensive, coordinated

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1 system to promote the well-being of the children in
 2 this state and to address the needs of children for
 3 mental health treatment and other specialized services.

4 Sec. ____ NEW SECTION. 242.2 Children's cabinet
 5 established.

6 There is established within the department of human
 7 services a children's cabinet.

8 1. The voting members of the children's cabinet
 9 shall consist of the following:

10 a. The director of the department of education or
 11 the director's designee.

12 b. The director of the department of human services
 13 or the director's designee. This member shall be
 14 chairperson of the cabinet.

15 c. The director of the department of public health
 16 or the director's designee.

17 d. A parent of a child with a severe emotional
 18 disturbance or a disability who is the primary
 19 caregiver for that child, appointed by the governor.

20 e. A juvenile court judge or juvenile court officer
 21 appointed by the chief justice of the supreme court.

22 f. A community-based provider of child welfare,
 23 health, or juvenile justice services to children,
 24 appointed by the director of human services.

25 g. A member of the early childhood Iowa state
 26 board, appointed by the state board.

- 27 h. A community stakeholder who is not affiliated
28 with a provider of services, appointed by the governor.
- 29 i. Not more than three other members, including
30 a pediatrician, designated by the cabinet chairperson
31 to ensure adequate representation of the persons and
32 interests who may be affected by the recommendations
33 made by the cabinet.
- 34 2. In addition to the voting members, there
35 shall be four ex officio, nonvoting members of the
36 children's cabinet. These members shall be two state
37 representatives, one appointed by the speaker of
38 the house of representatives and one by the minority
39 leader of the house of representatives, and two state
40 senators, one appointed by the majority leader of the
41 senate and one by the minority leader of the senate.
- 42 3. a. The voting members, other than department
43 directors and their designees, shall be appointed for
44 four-year terms. The terms of such members begin on
45 May 1 in the year of appointment and expire on April 30
46 in the year of expiration.
- 47 b. Vacancies shall be filled in the same manner as
48 original appointments. A vacancy shall be filled for
49 the unexpired term.
- 50 c. The voting members shall receive actual and

Page 10

- 1 necessary expenses incurred in the performance of their
2 duties and legislative members shall be compensated as
3 provided in section 2.32A.
- 4 4. Staffing services for the children's cabinet
5 shall be provided by the department of human services.
6 Sec. ____ NEW SECTION. 242.3 Duties.
7 The children's cabinet shall perform the following
8 duties to address the needs of children and families in
9 this state:
- 10 1. Recommend operating provisions for health homes
11 for children implemented by the department of human
12 services. The provisions shall include but are not
13 limited to all of the following:
- 14 a. Identification of quality expectations.
15 b. Identification of performance criteria.
16 c. Provisions for monitoring the implementation of
17 specialized health homes.
- 18 2. Gather information and improve the understanding
19 of policymakers and the public of how the various
20 service systems intended to meet the needs of children
21 and families operate at the local level.
- 22 3. Address areas of overlap, gaps, and conflict
23 between service systems.
- 24 4. Support the evolution of service systems in
25 implementing new services and enhancing existing

26 services to address the needs of children and families
 27 through process improvement methodologies.
 28 5. Assist policymakers and service system users in
 29 understanding and effectively managing system costs.
 30 6. Ensure services offered are evidence-based.
 31 7. Issue guidelines to enable the services and
 32 other support which is provided by or under the control
 33 of state entities and delivered at the local level to
 34 have sufficient flexibility to engage local resources
 35 and meet unique needs of children and families.
 36 8. Integrate efforts of policymakers and service
 37 providers to improve the well-being of community
 38 members in addition to children and families.
 39 9. Implement strategies so that the children and
 40 families engaged with the service systems avoid the
 41 need for higher level services and other support.
 42 10. Submit a report annually by December 15 to the
 43 governor, general assembly, and supreme court providing
 44 findings and recommendations and issue other reports as
 45 deemed necessary by the cabinet. The reports submitted
 46 or issued by the children's cabinet shall be posted on
 47 the department's internet site.
 48 Sec. ____ INITIAL TERMS. Notwithstanding section
 49 242.2, subsection 3, paragraph "a", as enacted by
 50 this division of this Act, the appointing authorities

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1 for the members of the children's cabinet created by
 2 this division of this Act who are subject to terms of
 3 service shall be coordinated so that the initial terms
 4 of approximately half of such members are two years and
 5 the remainder are for four years and remain staggered
 6 thereafter.>
 7 2. By renumbering as necessary.

FRY of Clarke

H-1423

1 Amend the amendment, H-1404, to Senate File 452,
 2 as amended, passed, and reprinted by the Senate, as
 3 follows:
 4 1. Page 46, after line 5 by inserting:
 5 <DIVISION ____
 6 IGNITION INTERLOCK
 7 Sec. ____ Section 321J.2, subsection 3, paragraph
 8 c, unnumbered paragraph 1, Code 2013, is amended to
 9 read as follows:
 10 Assessment of a fine of one thousand two hundred
 11 fifty dollars. However, ~~in the discretion of the~~
 12 ~~court~~, if no personal or property injury has resulted

13 from the defendant's actions, the court ~~may~~ shall waive
14 no less than four hundred fifty dollars and up to six
15 hundred twenty-five dollars one-half of the amount
16 of the fine when the defendant presents to the court
17 at the end of the minimum period of ineligibility a
18 temporary restricted license issued pursuant to section
19 321J.20.

20 Sec. ____ Section 321J.20, subsections 1 and 2,
21 Code 2013, are amended to read as follows:

22 1. a. The department may, on application, issue
23 a temporary restricted license to a person whose
24 noncommercial driver's license is revoked under this
25 chapter allowing the person to drive to and from the
26 person's home and specified places at specified times
27 which can be verified by the department and which are
28 required by ~~the~~ any of the following:

29 (1) The person's full-time or part-time
30 employment.

31 (2) The person's continuing health care or the
32 continuing health care of another who is dependent upon
33 the person.

34 (3) The person's continuing education while
35 enrolled in an educational institution on a part-time
36 or full-time basis and while pursuing a course of study
37 leading to a diploma, degree, or other certification of
38 successful educational completion.

39 (4) The person's substance abuse treatment, and to
40 attend groups whose purpose is to eliminate or reduce
41 alcohol or other drug use.

42 (5) The person's court-ordered community service
43 responsibilities, and appointments.

44 (6) Appointments with the person's parole or
45 probation officer.

46 (7) Transport of the person's dependent minor child
47 to and from school when public school transportation is
48 not available for the child.

49 (8) Transport of the person's dependent minor child
50 to and from child care when necessary for the person's

Page 2

1 full-time or part-time employment.

2 b. The department may also issue a temporary
3 restricted license under this subsection that allows
4 the person to drive for work purposes within the scope
5 of the person's full-time or part-time employment.

6 Any vehicle operated within the scope of the person's
7 full-time or part-time employment must be equipped
8 at all times with an ignition interlock device of a
9 type approved by the commissioner of public safety,
10 notwithstanding any provision of section 321J.4,

11 321J.9, or 321J.12 to the contrary.

12 c. The department may issue a temporary restricted
13 license under this subsection only if the person's
14 driver's license has not been revoked previously under
15 section 321J.4, 321J.9, or 321J.12 and if any of the
16 following apply:

17 (1) The person's noncommercial driver's license is
18 revoked under section 321J.4 and the minimum period of
19 ineligibility for issuance of a temporary restricted
20 license has expired. This subsection shall not apply
21 to a revocation ordered under section 321J.4 resulting
22 from a plea or verdict of guilty of a violation of
23 section 321J.2 that involved a death.

24 (2) The person's noncommercial driver's license is
25 revoked under section 321J.9 and the person has entered
26 a plea of guilty on a charge of a violation of section
27 321J.2 which arose from the same set of circumstances
28 which resulted in the person's driver's license
29 revocation under section 321J.9 and the guilty plea
30 is not withdrawn at the time of or after application
31 for the temporary restricted license, and the minimum
32 period of ineligibility for issuance of a temporary
33 restricted license has expired.

34 (3) The person's noncommercial driver's license is
35 revoked under section 321J.12, and the minimum period
36 of ineligibility for issuance of a temporary restricted
37 license has expired.

38 ~~b. d.~~ A temporary restricted license may
39 be issued under this subsection if the person's
40 noncommercial driver's license is revoked for two years
41 under section 321J.4, subsection 2, or section 321J.9,
42 subsection 1, paragraph "b", and the first three
43 hundred sixty-five days of the revocation have expired.

44 ~~e. e.~~ This subsection does not apply to a person
45 whose license was revoked under section 321J.2A or
46 section 321J.4, subsection 4 or 6, or to a person whose
47 license is suspended or revoked for another reason.

48 ~~d. f.~~ Following the applicable minimum period
49 of ineligibility, a temporary restricted license
50 under this subsection shall not be issued until the

Page 3

1 applicant installs an ignition interlock device of a
2 type approved by the commissioner of public safety on
3 all motor vehicles owned or operated by the applicant
4 in accordance with section 321J.2, 321J.4, 321J.9,
5 or 321J.12, or this subsection. Installation of an
6 ignition interlock device under this subsection shall
7 be required for the period of time for which the
8 temporary restricted license is issued and for such
9 additional period of time following reinstatement as is
10 required under section 321J.17, subsection 3.

11 2. a. Notwithstanding section 321.560, the
12 department may, on application, and upon the expiration
13 of the minimum period of ineligibility for a temporary
14 restricted license provided for under section
15 321.560, 321J.4, 321J.9, or 321J.12, issue a temporary
16 restricted license to a person whose noncommercial
17 driver's license has either been revoked under this
18 chapter, or revoked or suspended under chapter 321
19 solely for violations of this chapter, or who has been
20 determined to be a habitual offender under chapter
21 321 based solely on violations of this chapter or on
22 violations listed in section 321.560, subsection 1,
23 paragraph "b", and who is not eligible for a temporary
24 restricted license under subsection 1. However, the
25 department may not issue a temporary restricted license
26 under this subsection for a violation of section
27 321J.2A or to a person under the age of twenty-one
28 whose license is revoked under section 321J.4, 321J.9,
29 or 321J.12. A

30 (1) If the person has no more than one previous
31 revocation under this chapter, a temporary restricted
32 license issued under this subsection may allow the
33 person to drive to and from the person's home and
34 specified places at specified times which can be
35 verified by the department and which are required by
36 any of the following:

37 (a) The person's full-time or part-time employment.

38 (b) The person's continuing health care or the
39 continuing health care of another who is dependent upon
40 the person.

41 (c) The person's continuing education while
42 enrolled in an educational institution on a part-time
43 or full-time basis and while pursuing a course of study
44 leading to a diploma, degree, or other certification of
45 successful educational completion.

46 (d) The person's substance abuse treatment and to
47 attend groups whose purpose is to eliminate or reduce
48 alcohol or other drug use.

49 (e) The person's court-ordered community service
50 responsibilities.

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1 (f) Appointments with the person's parole or
2 probation officer.

3 (g) Transport of the person's dependent minor child
4 to and from child care when necessary for the person's
5 full-time or part-time employment.

6 (2) If the person has more than one previous
7 revocation under this chapter, a temporary restricted
8 license issued under this subsection may allow the
9 person to drive to and from the person's home and

10 specified places at specified times which can be
 11 verified by the department and which are required by
 12 the any of the following:
 13 (a) The person's full-time or part-time
 14 employment;
 15 (b) The person's continuing education while
 16 enrolled in an educational institution on a part-time
 17 or full-time basis and while pursuing a course of study
 18 leading to a diploma, degree, or other certification of
 19 successful educational completion;~~or,~~
 20 (c) The person's' substance abuse treatment and to
 21 attend groups whose purpose is to eliminate or reduce
 22 alcohol or other drug use.>
 23 2. By renumbering as necessary.

WOLFE of Clinton
 R. OLSON of Polk

H-1424

1 Amend the amendment, H-1404, to Senate File 452,
 2 as amended, passed, and reprinted by the Senate, as
 3 follows:
 4 1. Page 4, after line 21 by inserting:
 5 <Sec. ____ Section 91C.7, subsection 1, Code 2013,
 6 is amended to read as follows:
 7 1. A contractor who is not registered with the
 8 labor commissioner as required by this chapter shall
 9 not be awarded a contract to perform work for the state
 10 ~~or,~~ an agency of the state, or a political subdivision
 11 of the state.>
 12 2. By renumbering as necessary.

JACOBY of Johnson

H-1425

1 Amend the amendment, H-1404, to Senate File 452,
 2 as amended, passed, and reprinted by the Senate, as
 3 follows:
 4 1. Page 2, by striking lines 9 through 14.
 5 2. Page 2, by striking lines 41 through 46.
 6 3. Page 3, by striking lines 25 through 37.
 7 4. By renumbering as necessary.

WINCKLER of Scott
 ANDERSON of Polk
 BERRY of Black Hawk
 DUNKEL of Dubuque
 GAINES of Polk
 HALL of Woodbury
 HEDDENS of Story

ABDUL-SAMAD of Polk
 BEARINGER of Fayette
 COHOON of Des Moines
 FORBES of Polk
 GASKILL of Wapello
 HANSON of Jefferson
 HUNTER of Polk

JACOBY of Johnson
 KEARNS of Lee
 LENSING of Johnson
 LYKAM of Scott
 H. MILLER of Webster
 MURPHY of Dubuque
 T. OLSON of Linn
 RIDING of Polk
 M. SMITH of Marshall
 STECKMAN of Cerro Gordo
 T. TAYLOR of Linn
 THOMAS of Clayton
 WOLFE of Clinton

KAJTAZOVIC of Black Hawk
 KRESSIG of Black Hawk
 LUNDBY of Linn
 MASCHER of Johnson
 MUHLBAUER of Crawford
 OLDSOON of Polk
 PRICHARD of Floyd
 RUFF of Clayton
 STAED of Linn
 STUTSMAN of Johnson
 THEDE of Scott
 WESSEL-KROESCHELL of Story
 WOOD of Scott

H-1426

1 Amend the amendment, H-1404, to Senate File 452,
 2 as amended, passed, and reprinted by the Senate, as
 3 follows:

4 1. Page 46, after line 5 by inserting:

5 <DIVISION ____

6 NEWBORN CRITICAL CONGENITAL HEART DISEASE SCREENING

7 Sec. ____ NEW SECTION. 136A.5A Newborn critical
 8 congenital heart disease screening.

9 1. Each newborn born in this state shall receive
 10 a critical congenital heart disease screening by
 11 pulse oximetry or other means as determined by rule,
 12 in conjunction with the metabolic screening required
 13 pursuant to section 136A.5.

14 2. An attending health care provider shall ensure
 15 that every newborn under the provider's care receives
 16 the critical congenital heart disease screening.

17 3. This section does not apply if a parent objects
 18 to the screening. If a parent objects to the screening
 19 of a newborn, the attending health care provider shall
 20 document the refusal in the newborn's medical record
 21 and shall obtain a written refusal from the parent and
 22 report the refusal to the department.

23 4. Notwithstanding any provision to the contrary,
 24 the results of each newborn's critical congenital
 25 heart disease screening shall only be reported in a
 26 manner consistent with the reporting of the results
 27 of metabolic screenings pursuant to section 136A.5
 28 if funding is available for implementation of the
 29 reporting requirement.

30 5. This section shall be administered in accordance
 31 with rules adopted pursuant to section 136A.8.

32 Sec. ____ NEWBORN CRITICAL CONGENITAL HEART
 33 DISEASE SCREENING. Notwithstanding any provision
 34 to the contrary relating to the newborn screening
 35 policy pursuant to 641 IAC 4.3(1), critical congenital
 36 heart disease screening shall be included in the

37 state's newborn screening panel as included in the
 38 recommended uniform screening panel as approved by the
 39 United States secretary of health and human services.
 40 The center for congenital and inherited disorders
 41 advisory committee shall make recommendations regarding
 42 implementation of the screening and the center for
 43 congenital and inherited disorders shall adopt rules
 44 as necessary to implement the screening. However,
 45 reporting of the results of each newborn's critical
 46 congenital heart disease screening shall not be
 47 required unless funding is available for implementation
 48 of the reporting requirement.>
 49 2. By renumbering as necessary.

ISENHART of Dubuque
 ANDERSON of Polk
 BERRY of Black Hawk
 DUNKEL of Dubuque
 GASKILL of Wapello
 HANSON of Jefferson
 JACOBY of Johnson
 KEARNS of Lee
 LENSING of Johnson
 LYKAM of Scott
 MURPHY of Dubuque
 PRICHARD of Floyd
 RUFF of Clayton
 STAED of Linn
 STUTSMAN of Johnson
 THEDE of Scott
 WESSEL-KROESCHELL of Story
 WOLFE of Clinton

ABDUL-SAMAD of Polk
 BEARINGER of Fayette
 COHOON of Des Moines
 FORBES of Polk
 HALL of Woodbury
 HEDDENS of Story
 KAJTAZOVIC of Black Hawk
 KRESSIG of Black Hawk
 LUNDBY of Linn
 MASCHER of Johnson
 T. OLSON of Linn
 RIDING of Polk
 M. SMITH of Marshall
 STECKMAN of Cerro Gordo
 T. TAYLOR of Linn
 THOMAS of Clayton
 WINCKLER of Scott
 WOOD of Scott

H-1427

1 Amend the amendment, H-1404, to Senate File 452,
 2 as amended, passed, and reprinted by the Senate, as
 3 follows:
 4 1. Page 4, before line 1 by inserting:
 5 <Sec. ____ GENERAL ASSEMBLY — HEALTH
 6 BENEFITS. The legislative council shall determine the
 7 health benefits for members of the general assembly and
 8 employees of the general assembly.>
 9 2. By striking page 37, line 24, through page 40,
 10 line 19.
 11 3. By renumbering as necessary.

HALL of Woodbury

H-1428

1 Amend the amendment, H-1404, to Senate File 452,

2 as amended, passed, and reprinted by the Senate, as
3 follows:

4 1. Page 2, after line 8 by inserting:
5 <As a condition of the limitation of the
6 appropriation in this subsection, the director of
7 the economic development authority and employees
8 of the economic development authority shall not
9 receive bonus pay unless otherwise authorized by
10 law, required pursuant to a contract of employment
11 entered into before July 1, 2013, or required pursuant
12 to a collective bargaining agreement. For purposes
13 of this section, "bonus pay" means any additional
14 remuneration provided the director or an employee in
15 the form of a bonus, including but not limited to a
16 retention bonus, recruitment bonus, exceptional job
17 performance pay, extraordinary job performance pay,
18 exceptional performance pay, extraordinary duty pay,
19 or extraordinary or special duty pay, and any extra
20 benefit not otherwise provided to other similarly
21 situated employees.>

22 2. Page 2, after line 40 by inserting:
23 <As a condition of the limitation of the
24 appropriation in this subsection, the director of
25 the economic development authority and employees
26 of the economic development authority shall not
27 receive bonus pay unless otherwise authorized by
28 law, required pursuant to a contract of employment
29 entered into before July 1, 2013, or required pursuant
30 to a collective bargaining agreement. For purposes
31 of this section, "bonus pay" means any additional
32 remuneration provided the director or an employee in
33 the form of a bonus, including but not limited to a
34 retention bonus, recruitment bonus, exceptional job
35 performance pay, extraordinary job performance pay,
36 exceptional performance pay, extraordinary duty pay,
37 or extraordinary or special duty pay, and any extra
38 benefit not otherwise provided to other similarly
39 situated employees.>

40 3. By renumbering as necessary.

KAJTAZOVIC of Black Hawk

H-1429

1 Amend the amendment, H-1404, to Senate File 452,
2 as amended, passed, and reprinted by the Senate, as
3 follows:

4 1. Page 46, after line 5 by inserting:
5 <DIVISION ____
6 STATE BOARD OF REGENTS — TRANSPARENCY
7 Sec. ____ Section 262.8, Code 2013, is amended to
8 read as follows:

9 262.8 Meetings — public forums — public readings.

10 1. The board shall meet four times a year. Special
11 meetings may be called by the board, by the president
12 of the board, or by the executive director of the board
13 upon written request of any five members thereof.

14 2. Each regular meeting of the state board of
15 regents shall begin with at least thirty minutes for
16 public comment if requested by members of the public.
17 A member of the public shall be granted up to five
18 minutes to make comments and may be granted more time
19 by a member of the board.

20 3. At least two members of the state board of
21 regents shall hold public forums at which issues
22 relating to the activities of the board and the
23 institutions the board governs can be discussed and
24 addressed. The forums shall provide the community
25 with opportunities to pose questions, receive answers,
26 and make comments. The board shall divide the state
27 into at least six geographic regions, including but
28 not limited to northwest, southwest, north central,
29 south central, northeast, and southeast Iowa, and shall
30 hold a forum in accordance with this subsection in each
31 region at least quarterly. Notice of a forum shall
32 be prominently posted on the board's internet site at
33 least two weeks prior to the date of the forum.

34 4. The board shall hold public readings of a
35 proposal at two regular meetings of the board before
36 the board takes action on a proposal before the board
37 if the proposal affects an academic program at an
38 institution governed by the board, or if the estimated
39 cost of the proposal is one hundred thousand dollars or
40 more. A quorum of the board must be physically present
41 at any board meeting that includes a public reading
42 required by this subsection. The affirmative vote of
43 a majority of the membership of the board is necessary
44 for any action to be taken by the board on a proposal
45 subject to this subsection.

46 Sec. ____. Section 262.9, Code 2013, is amended by
47 adding the following new subsection:

48 NEW SUBSECTION. 38. The board is subject to
49 chapters 21 and 22.>

50 2. By renumbering as necessary.

KAJTAZOVIC of Black Hawk
BERRY of Black Hawk
FORBES of Polk
GASKILL of Wapello
HEDDENS of Story
JACOBY of Johnson
KELLEY of Jasper
LENSING of Johnson
H. MILLER of Webster

BEARINGER of Fayette
COHOON of Des Moines
GAINES of Polk
HANSON of Jefferson
HUNTER of Polk
KEARNS of Lee
KRESSIG of Black Hawk
MASCHER of Johnson
MUHLBAUER of Crawford

MURPHY of Dubuque
 RUFF of Clayton
 STAED of Linn
 STUTSMAN of Johnson
 THEDE of Scott
 WESSEL-KROESCHELL of Story
 WOOD of Scott

PRICHARD of Floyd
 M. SMITH of Marshall
 STECKMAN of Cerro Gordo
 T. TAYLOR of Linn
 THOMAS of Clayton
 WINCKLER of Scott

H-1430

1 Amend the amendment, H-1404, to Senate File 452,
 2 as amended, passed, and reprinted by the Senate, as
 3 follows:

4 1. Page 46, after line 5 by inserting:

5 <DIVISION ____

6 MENTAL HEALTH ADVOCATES

7 Sec. ____ Section 229.19, subsection 1, paragraphs
 8 a and b, Code 2013, are amended to read as follows:

9 a. In each county ~~with a population of three~~
 10 ~~hundred thousand or more inhabitants~~ the board of
 11 ~~supervisors~~ chief judge of the judicial district
 12 encompassing the county shall appoint an individual
 13 who has demonstrated by prior activities an informed
 14 concern for the welfare and rehabilitation of persons
 15 with mental illness, and who is not an officer or
 16 employee of the department of human services nor of
 17 any agency or facility providing care or treatment to
 18 persons with mental illness, to act as an advocate
 19 representing the interests of patients involuntarily
 20 hospitalized by the court, in any matter relating
 21 to the patients' hospitalization or treatment under
 22 section 229.14 or 229.15. ~~In each county with a~~
 23 ~~population of under three hundred thousand inhabitants,~~
 24 ~~the chief judge of the judicial district encompassing~~
 25 ~~the county shall appoint the advocate.~~

26 b. The court ~~or, if the advocate is appointed by~~
 27 ~~the county board of supervisors, the board~~ shall assign
 28 the advocate appointed from a patient's county of
 29 legal settlement residence to represent the interests
 30 of the patient. If a patient ~~has no county of legal~~
 31 ~~settlement is committed by a court that is not located~~
 32 in the patient's county of residence, the court ~~or,~~
 33 ~~if the advocate is appointed by the county board~~
 34 ~~of supervisors, the board~~ shall assign the advocate
 35 appointed from the county where the hospital or
 36 facility is located to represent the interests of the
 37 patient.

38 Sec. ____ Section 229.19, subsection 3, Code 2013,
 39 is amended to read as follows:

40 3. The court ~~or, if the advocate is appointed~~
 41 ~~by the county board of supervisors, the board~~ shall
 42 prescribe reasonable compensation for the services of

43 the advocate. The compensation shall be based upon
 44 the reports filed by the advocate with the court. The
 45 advocate's compensation shall be paid by the county in
 46 which the court is located, either judicial branch
 47 order of the court or, if the advocate is appointed
 48 by the county board of supervisors, on the direction
 49 of the board. If the advocate is appointed by the
 50 court, the The advocate is an employee of the state for

Page 2

1 purposes of chapter 669. If the advocate is appointed
 2 by the county board of supervisors, the advocate is an
 3 employee of the county for purposes of chapter 670. If
 4 the patient or the person who is legally liable for
 5 the patient's support is not indigent, the ~~board~~ court
 6 shall recover the costs of compensating the advocate
 7 from that person. If that person has an income level
 8 as determined pursuant to section 815.9 greater than
 9 one hundred percent but not more than one hundred
 10 fifty percent of the poverty guidelines, at least one
 11 hundred dollars of the advocate's compensation shall
 12 be recovered in the manner prescribed by the ~~county~~
 13 ~~board of supervisors~~ supreme court. If that person
 14 has an income level as determined pursuant to section
 15 815.9 greater than one hundred fifty percent of the
 16 poverty guidelines, at least two hundred dollars of
 17 the advocate's compensation shall be recovered in
 18 substantially the same manner prescribed by the ~~county~~
 19 ~~board of supervisors as provided in section 815.9~~
 20 supreme court.

21 Sec. ____ TRANSITION OF EMPLOYEE RIGHTS OF FORMER
 22 COUNTY — PAID ADVOCATES.

23 1. The full-time or part-time county employees or
 24 independent contractors paid for mental health advocate
 25 services under section 229.19 immediately prior to
 26 July 1, 2014, shall become judicial branch employees
 27 effective July 1, 2014, and the judicial branch shall
 28 assume all costs associated with the functions of the
 29 employees on that date. Persons who were paid by the
 30 counties immediately prior to becoming state employees
 31 as a result of this Act shall not forfeit accrued
 32 vacation, accrued sick leave, or benefits related
 33 to longevity of service, except as provided in this
 34 section.

35 2. The supreme court, after consulting with the
 36 department of administrative services, shall prescribe
 37 rules to provide for the following:

38 a. A person referred to in subsection 1 shall have
 39 to the person's credit as a state employee commencing
 40 on the date of becoming a state employee the number of
 41 accrued vacation days that was credited to the person

42 as a county employee as of the end of the day prior to
43 becoming a state employee.
44 b. Each person referred to in subsection 1 shall
45 have to the person's credit as a state employee
46 commencing on the date of becoming a state employee the
47 number of accrued days of sick leave that was credited
48 to the person as a county employee as of the end of the
49 day prior to becoming a state employee. However, the
50 number of days of sick leave credited to a person under

Page 3

1 this subsection and eligible to be taken when sick
2 or eligible to be received upon retirement shall not
3 respectively exceed the maximum number of days, if any,
4 or the maximum dollar amount as provided in section
5 70A.23 that state employees generally are entitled to
6 accrue or receive according to rules in effect as of
7 the date the person becomes a state employee.

8 c. Commencing on the date of becoming a state
9 employee, each person referred to in subsection 1 is
10 entitled to claim the person's most recent continuous
11 period of service in county employment as state
12 employment for purposes of determining the number of
13 days of vacation which the person is entitled to earn
14 each year. The actual vacation benefit, including
15 the limitation on the maximum accumulated vacation
16 leave, shall be determined as provided in section 70A.1
17 according to rules in effect for state employees of
18 comparable longevity, irrespective of any greater or
19 lesser benefit as a county employee.

20 3. Persons referred to in subsection 1 who were
21 covered by county employee life insurance and accident
22 and health insurance plans prior to becoming state
23 employees in accordance with this section shall be
24 permitted to apply prior to becoming state employees
25 for life insurance and health and accident insurance
26 plans that are available to state employees so that
27 those persons do not suffer a lapse of insurance
28 coverage as a result of this section. The judicial
29 branch, after consulting with the department of
30 administrative services, shall prescribe rules and
31 distribute application forms and take other actions
32 as necessary to enable those persons to elect to
33 have insurance coverage that is in effect on the date
34 of becoming state employees. The actual insurance
35 coverage available to a person shall be determined
36 by the plans that are available to state employees,
37 irrespective of any greater or lesser benefits that may
38 have been available to the person as a county employee.

39 4. Commencing on the date of becoming a state
40 employee, each person referred to in subsection 1 is

41 entitled to claim the person's most recent continuous
 42 period of service in county employment as state
 43 employment for purposes of determining disability
 44 benefits as provided in section 70A.20 according to
 45 rules in effect for state employees of comparable
 46 longevity, irrespective of any greater or lesser
 47 benefit that may have been available to the person as a
 48 county employee.
 49 Sec. ____ EFFECTIVE DATE. This division of this
 50 Act takes effect July 1, 2014.>

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1 2. By renumbering as necessary.

M. SMITH of Marshall
 BEARINGER of Fayette
 COHOON of Des Moines
 HEDDENS of Story
 LENSING of Johnson
 H. MILLER of Webster
 T. TAYLOR of Linn
 WESSEL-KROESCHELL of Story

ANDERSON of Polk
 BERRY of Black Hawk
 FORBES of Polk
 KEARNS of Lee
 MASCHER of Johnson
 STUTSMAN of Johnson
 THEDE of Scott
 WINCKLER of Scott

H-1431

1 Amend the amendment, H-1404, to Senate File 452,
 2 as amended, passed, and reprinted by the Senate, as
 3 follows:

4 1. Page 4, after line 21 by inserting:
 5 <Sec. ____ Section 49.77, subsection 1, Code 2013,
 6 is amended by adding the following new paragraph:
 7 NEW PARAGRAPH. c. At the discretion of the
 8 commissioner, an electronic election register may
 9 be used to produce the declaration required in this
 10 subsection. The person desiring to vote shall sign
 11 the declaration produced by the electronic election
 12 register prior to receiving a ballot.

13 Sec. ____ Section 135C.7, Code 2013, is amended by
 14 adding the following new unnumbered paragraph:
 15 NEW UNNUMBERED PARAGRAPH In addition to the
 16 license fees listed in this section, there shall be
 17 an annual assessment assessed to each licensee in an
 18 amount to cover the cost of independent reviewers
 19 provided pursuant to section 135C.42. The department
 20 shall, in consultation with licensees, establish
 21 the assessment amount by rule based on the award of
 22 a request for proposals. The assessment shall be
 23 retained by the department as a repayment receipt as
 24 defined in section 8.2 and used for the purpose of
 25 paying the cost of the independent reviewers.>

26 2. Page 21, line 20, by striking <April 2011> and

27 inserting <March 2011>

28 3. Page 27, after line 31 by inserting:

29 <Sec. ____ GENERAL AND SPECIAL EDUCATION
30 INSTRUCTIONAL PROGRAMS — PRIVATE AGENCY RESIDENTIAL
31 SERVICES.

32 1. For purposes of this section, "private agency"
33 means a residential facility licensed under chapter
34 135H or 237. "Private agency" does not include an
35 institution listed in section 218.1.

36 2. If a private agency contracted with a school
37 district on or before July 1, 2010, to provide general
38 education or special education instructional programs,
39 for the school years beginning July 1, 2012, and
40 July 1, 2013, the private agency may bill the school
41 district for the subsequent costs of such programs, in
42 accordance with billing practices in place on July 1,
43 2010. Such school district may in turn bill a child's
44 school district of residence for such costs. Such
45 costs include, if necessary to meet the special needs
46 of children requiring general education or special
47 education, the costs of general administration, health
48 service, attendance officers, plant operation, and
49 plant maintenance, instructional costs, and the costs
50 of purchase of equipment, transportation, and property,

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1 casualty, and liability insurance. Such costs do not
2 include the costs of services otherwise funded pursuant
3 to chapter 135H or 237.

4 3. An auditor conducting an annual audit of
5 a school district pursuant to section 11.6 shall
6 review and verify the information contained in any
7 cost reports submitted to the school district by a
8 private agency contracting with the school district as
9 described in this section.>

10 4. Page 27, after line 50 by inserting:

11 <Sec. ____ EFFECTIVE UPON ENACTMENT. The section
12 of this division of this Act relating to general and
13 special education instructional programs and private
14 agency residential services, being deemed of immediate
15 importance, takes effect upon enactment.>

16 5. Page 46, after line 5 by inserting:

17 <DIVISION ____
18 PRACTICE BY BUSINESS ENTITIES

19 Sec. ____ REPEAL. 2013 Iowa Acts, Senate File 181,
20 section 29, is repealed.

21 Sec. ____ RETROACTIVE APPLICABILITY. This division
22 of this Act applies retroactively to March 28, 2013.

23 Sec. ____ EFFECTIVE UPON ENACTMENT. This division
24 of this Act, being deemed of immediate importance,
25 takes effect upon enactment.

26 DIVISION ____
 27 MANUFACTURED AND MOBILE HOMES
 28 Sec. ____ Section 435.1, subsection 6, Code 2013,
 29 is amended to read as follows:
 30 6. "Mobile home park" means a site, lot, field,
 31 or tract of land upon which three or more mobile
 32 homes, ~~or~~ manufactured homes, modular homes, motor
 33 homes, recreational park trailers, travel trailers,
 34 or a combination of any of these homes or trailers,
 35 are placed on developed spaces pursuant to a rental
 36 agreement as defined in section 562B.7 and operated
 37 as a for-profit enterprise with water, sewer or
 38 septic, and electrical services available. The term
 39 "mobile home park" shall not be construed to include
 40 manufactured or mobile homes, buildings, tents,
 41 or other structures temporarily maintained by any
 42 individual, educational institution, or company on
 43 their own premises and used exclusively to house their
 44 own labor or students. The term "mobile home park"
 45 shall not be construed to include a campground as
 46 defined in section 557B.1.
 47 Sec. ____ Section 435.1, Code 2013, is amended by
 48 adding the following new subsections:
 49 NEW SUBSECTION. 8. "Motor home" means the same as
 50 defined in section 321.1, subsection 36C.

Page 3

1 NEW SUBSECTION. 9. "Recreational park trailer"
 2 means a recreational vehicle built on a single chassis,
 3 mounted on wheels, which may be connected to utilities
 4 necessary for operation of installed fixtures and
 5 appliances, with a gross trailer area not exceeding
 6 four hundred square feet when in the set-up mode, and
 7 certified by the manufacturer as complying with the
 8 American national standards institute construction
 9 standard commonly referred to as "ANSI A 119.5".
 10 Sec. ____ Section 562B.7, subsection 7, Code 2013,
 11 is amended to read as follows:
 12 7. "Mobile home park" ~~shall mean any means a~~
 13 site, lot, field, or tract of land upon which three
 14 or more mobile homes, manufactured homes, ~~or~~ modular
 15 homes, motor homes, recreational park trailers, travel
 16 trailers, or a combination of any of these homes
 17 or trailers are placed on developed spaces pursuant
 18 to a rental agreement and operated as a for-profit
 19 enterprise with water, sewer or septic, and electrical
 20 services available. The term "mobile home park"
 21 shall not be construed to include manufactured or
 22 mobile homes, buildings, tents, or other structures
 23 temporarily maintained by any individual, educational
 24 institution, or company on their own premises and used

25 exclusively to house their own labor or students.
 26 The term "mobile home park" shall not be construed to
 27 include a campground as defined in section 557B.1.
 28 Sec. ____ Section 562B.7, Code 2013, is amended by
 29 adding the following new subsections:
 30 NEW SUBSECTION. 8A. "Motor home" means the same as
 31 defined in section 321.1, subsection 36C.
 32 NEW SUBSECTION. 9A. "Recreational park trailer"
 33 means a recreational vehicle built on a single chassis,
 34 mounted on wheels, which may be connected to utilities
 35 necessary for operation of installed fixtures and
 36 appliances, with a gross trailer area not exceeding
 37 four hundred square feet when in the set-up mode, and
 38 certified by the manufacturer as complying with the
 39 American national standards institute construction
 40 standard commonly referred to as "ANSI A 119.5".>
 41 6. Page 46, line 6, by striking <fees,> and
 42 inserting <fees>
 43 7. Page 46, line 8, by striking <taxation,> and
 44 inserting <taxation>
 45 8. By renumbering as necessary.

LOFGREN of Muscatine
 SODERBERG of Plymouth

H-1432

1 Amend House File 640 as follows:
 2 1. Page 1, before line 1 by inserting:
 3 <DIVISION I
 4 LEGISLATIVE INTENT
 5 Section 1. USE OF RENEWABLE FUELS. The general
 6 assembly finds and declares all of the following:
 7 1. This state and the United States have
 8 demonstrated a commitment to a long term policy of
 9 increasing the production, distribution, and use
 10 of clean renewable fuels according to a renewable
 11 fuel standard, sometimes referred to as "RFS2", by
 12 encouraging the increased domestic production and
 13 utilization of renewable fuels, which includes total
 14 renewable biofuels such as ethanol, advanced biofuels,
 15 cellulosic and agricultural waste-based biofuels, and
 16 biomass-based biodiesel.
 17 2. Renewable fuels have become increasingly
 18 important to this state and its economy including by
 19 providing jobs and strengthening rural communities, and
 20 have proven to be economically viable for consumers in
 21 this state and throughout the midwest.>
 22 2. Page 1, line 29, by striking <for use in an
 23 engine>
 24 3. By striking page 1, line 31, through page 2,
 25 line 6.

26 4. Page 2, before line 7 by inserting:
 27 <Sec. ____ Section 323.1, Code 2013, is amended by
 28 adding the following new subsections:
 29 NEW SUBSECTION. 01. "Blender pump" means a motor
 30 fuel blender pump as defined in section 214.1 that
 31 dispenses motor fuel or special fuel in a manner
 32 required pursuant to chapters 214 and 214A.
 33 NEW SUBSECTION. 7A. "Motor fuel pump" means the
 34 same as defined in section 214.1 that dispenses motor
 35 fuel or special fuel in a manner that complies with
 36 standards set forth in chapters 214 and 214A.
 37 NEW SUBSECTION. 7B. "Refiner" means a person
 38 engaged in the refining of crude oil to produce motor
 39 fuel or special fuel, and includes any affiliate of
 40 such person.
 41 NEW SUBSECTION. 7C. "Renewable fuel" means the
 42 same as defined in section 214A.1 that complies with
 43 standards set forth in section 214A.2.
 44 NEW SUBSECTION. 11. "Storage tank" means a
 45 motor fuel storage tank as defined in section 214.1,
 46 including an underground storage tank subject to
 47 regulation under chapter 455G.
 48 NEW SUBSECTION. 12. "Supplier" means the same as
 49 defined in section 452A.2.
 50 Sec. ____ NEW SECTION. 323.4A Use of renewable

Page 2

1 fuel.
 2 1. A supply agreement or other document executed by
 3 a distributor or dealer and a refiner or supplier on or
 4 after the effective date of this Act shall not contain
 5 a provision restricting the distributor or dealer from
 6 doing any of the following:
 7 a. Installing, converting, or operating a storage
 8 tank, a motor fuel pump, or a blender pump located on
 9 the distributor's or dealer's retail premises for use
 10 in storing or dispensing renewable fuel. However,
 11 this paragraph does not apply to a dealer whose retail
 12 premises are leased from the distributor or franchiser.
 13 b. Using a motor fuel pump to dispense ethanol
 14 blended gasoline, including gasoline with a specified
 15 blend or a range of blends under chapter 214A, if
 16 the motor fuel pump meets all applicable federal and
 17 state requirements and is approved as required by the
 18 state fire marshal for dispensing the specified blend
 19 or range of blends, including as provided in section
 20 455G.31.
 21 c. Purchasing, selling, or dispensing motor fuel
 22 or special fuel that is a renewable fuel from a source
 23 other than the refiner or supplier if the refiner or
 24 supplier does not provide motor fuel or special fuel

25 that is a renewable fuel for sale by the distributor
26 or dealer.

27 2. This section does not apply to any activity
28 that constitutes mislabeling, misbranding, willful
29 adulteration, or other trademark violation by the
30 dealer.>

31 5. Page 3, line 5, after <fuel> by inserting <that
32 is>

33 6. By renumbering, redesignating, and correcting
34 internal references as necessary.

KLEIN of Washington

H-1433

1 Amend House File 640 as follows:

2 1. Page 5, after line 33 by inserting:

3 <DIVISION ___
4 FUEL TAX

5 Sec. ___. Section 452A.3, subsection 1, unnumbered
6 paragraph 1, Code 2013, is amended to read as follows:

7 Except as otherwise provided in this section and
8 in this division, until June 30, ~~2013~~ 2014, this
9 subsection shall apply to the excise tax imposed on
10 each gallon of motor fuel used for any purpose for the
11 privilege of operating motor vehicles in this state.

12 Sec. ___. Section 452A.3, subsection 1A, Code 2013,
13 is amended to read as follows:

14 1A. Except as otherwise provided in this section
15 and in this division, after June 30, ~~2013~~ 2014, an
16 excise tax of twenty cents is imposed on each gallon of
17 motor fuel used for any purpose for the privilege of
18 operating motor vehicles in this state.

19 Sec. ___. EFFECTIVE UPON ENACTMENT. This division
20 of this Act, being deemed of immediate importance,
21 takes effect upon enactment.>

22 2. Title page, by striking line 7 and inserting
23 <liability, extending the period for determining the
24 rates of the motor fuel tax based on calculating the
25 distribution of ethanol blended gasoline and other
26 motor fuel, including fees and penalties, and including
27 effective date provisions.>

28 3. By renumbering as necessary.

KLEIN of Washington

H-1434

1 Amend the amendment, H-1404, to Senate File 452,
2 as amended, passed, and reprinted by the Senate, as
3 follows:

4 1. Page 3, line 42, by striking <department of

5 human rights> and inserting <credit union division of
6 the department of commerce>

7 2. Page 46, after line 5 by inserting:

8 <DIVISION ____

9 INDIVIDUAL DEVELOPMENT ACCOUNT PROGRAM

10 Sec. ____ Section 541A.1, subsection 2, Code 2013,
11 is amended by striking the subsection.

12 Sec. ____ Section 541A.1, subsections 5, 6, and 9,
13 Code 2013, are amended to read as follows:

14 5. "Financial institution" means a financial
15 institution approved by the ~~administrator~~
16 superintendent as an investment mechanism for
17 individual development accounts.

18 6. "Household income" means the annual household
19 income of an account holder or prospective account
20 holder, as determined in accordance with rules adopted
21 by the ~~administrator~~ superintendent.

22 9. "Operating organization" means an agency selected
23 by the ~~administrator~~ superintendent for involvement in
24 operating individual development accounts directed to a
25 specific target population.

26 Sec. ____ Section 541A.1, Code 2013, is amended by
27 adding the following new subsection:

28 NEW SUBSECTION. 11. "Superintendent" means the
29 superintendent of credit unions appointed pursuant to
30 section 533.104.

31 Sec. ____ Section 541A.2, subsection 1, paragraph
32 a, Code 2013, is amended to read as follows:

33 a. To be eligible to open an account, a prospective
34 account holder must have a household income that is
35 equal to or less than ~~two~~ one hundred percent of the
36 federal poverty level.

37 Sec. ____ Section 541A.3, subsection 1, paragraphs
38 c and d, Code 2013, are amended to read as follows:

39 c. Payment of a state savings match either shall
40 be made directly to the account holder or to an
41 operating organization's central reserve account for
42 later distribution to the account holder in the most
43 appropriate manner as determined by the ~~administrator~~
44 superintendent.

45 d. Subject to the limitation in paragraph "a",
46 the state savings match shall be equal to one hundred
47 percent of the amount deposited by the account holder.
48 However, the ~~administrator~~ superintendent may limit,
49 reduce, delay, or otherwise revise state savings
50 match payment provisions as necessary to restrict the

Page 2

1 payments to the funding available.

2 Sec. ____ Section 541A.3, subsection 4, Code 2013,
3 is amended to read as follows:

4 4. The ~~administrator~~ superintendent shall
5 coordinate the filing of claims for a state savings
6 match authorized under subsection 1, between account
7 holders and operating organizations. Claims approved
8 by the ~~administrator~~ superintendent may be paid to
9 each account holder, for an aggregate amount for
10 distribution to the holders of the accounts in a
11 particular financial institution, or to an operating
12 organization's central reserve account for later
13 distribution to the account holders depending on
14 the efficiency for issuing the state savings match
15 payments. Claims shall be initially filed with the
16 ~~administrator~~ superintendent on or before a date
17 established by the ~~administrator~~ superintendent.
18 Claims approved by the ~~administrator~~ superintendent
19 shall be paid from the individual development account
20 state savings match fund.

21 Sec. ____. Section 541A.5, subsection 2, paragraph
22 a, Code 2013, is amended to read as follows:

23 a. The rules adopted by the commission shall
24 include but are not limited to provision for transfer
25 of an individual development account to a different
26 financial institution than originally approved by
27 the ~~administrator~~ superintendent, if the different
28 financial institution has an agreement with the
29 account's operating organization.

30 Sec. ____. Section 541A.5, subsection 3, Code 2013,
31 is amended to read as follows:

32 3. The ~~administrator~~ superintendent shall utilize
33 a request for proposals process for selection of
34 operating organizations and approval of financial
35 institutions.

36 Sec. ____. Section 541A.7, Code 2013, is amended to
37 read as follows:
38 541A.7 Individual development account state match
39 fund.

40 1. An individual development account state
41 match fund is created in the state treasury under
42 the authority of the ~~administrator~~ superintendent.
43 Notwithstanding section 8.33, moneys appropriated
44 to the fund shall not revert to any other fund.
45 Notwithstanding section 12C.7, subsection 2, interest
46 or earnings on moneys deposited in the fund shall be
47 credited to the fund.

48 2. Moneys available in the fund for a fiscal year
49 are appropriated to the ~~administrator~~ superintendent to
50 be used to provide the state match for account holder

Page 3

1 deposits in accordance with section 541A.3. ~~At least~~
2 ~~eighty-five percent of the amount appropriated shall~~

3 ~~be used for state match payments and the remainder may~~
 4 ~~Moneys credited to the fund shall not~~ be used for the
 5 administrative costs of the operating organization.
 6 Administrative costs include but are not limited to
 7 accounting services, curriculum costs for financial
 8 education or asset-specific training, and costs for
 9 technical assistance contractors.>
 10 3. By renumbering as necessary.

SODERBERG of Plymouth

H-1435

1 Amend the amendment, H-1404, to Senate File 452,
2 as amended, passed, and reprinted by the Senate, as
3 follows:

4 1. Page 46, after line 5 by inserting:

5 <DIVISION ____
 6 HORSE RACING

7 Sec. ____ Section 99D.7, subsection 5, paragraph b,
8 Code 2013, is amended to read as follows:

9 b. The commission shall, beginning January 1, 2012,
 10 regulate the purse structure for all horse racing so
 11 that seventy-six percent is designated for thoroughbred
 12 racing, fifteen and one-quarter percent is designated
 13 for quarter horse racing, and eight and ~~three-quarter~~
 14 three-quarters percent is designated for standardbred
 15 racing. The purse moneys designated for standardbred
 16 racing may only be used to support standardbred harness
 17 racing purses at the state fair, county fairs, or other
 18 harness racing tracks approved by the commission, or
 19 for the construction, maintenance, or repair of harness
 20 racing tracks located in Iowa and at the fairgrounds
 21 for such fairs or other harness racing tracks located
 22 in Iowa and approved by the commission. The horse
 23 racetrack in Polk county shall not provide funding to
 24 support standardbred racing at such county fairs that
 25 is not otherwise provided for in this paragraph.

26 Sec. ____ Section 99D.11, subsection 6, paragraph
27 c, subparagraph (4), Code 2013, is amended to read as
28 follows:

29 (4) An unlicensed advance deposit wagering operator
 30 or an individual taking or receiving wagers from
 31 residents of this state ~~on races conducted at the horse~~
 32 ~~racetrack located in Polk county~~ is guilty of a class
 33 "D" felony.

34 Sec. ____ Section 99D.25A, subsection 2, Code 2013,
35 is amended to read as follows:

36 2. Phenylbutazone shall not be administered to a
 37 horse in dosages which would result in concentrations
 38 of more than five micrograms of the substance or
 39 its metabolites per milliliter of blood. In races

40 recognized as graded stakes thoroughbred races, the
 41 commission may establish restrictions on dosage amounts
 42 for phenylbutazone which would result in concentrations
 43 of less than five micrograms of the substance or its
 44 metabolites per milliliter of blood.>
 45 2. By renumbering as necessary.

ISENHART of Dubuque

H-1436

1 Amend the amendment, H-1432, to House File 640 as
 2 follows:
 3 1. Page 2, after line 26 by inserting:
 4 <__. Marketing the sale of any renewable
 5 fuel, including but not limited to advertising its
 6 availability or price on a sign, on a motor fuel pump,
 7 on a blender pump, or by media.
 8 ____. Selling or dispensing renewable fuel in any
 9 specified area located on the dealer's retail premises,
 10 including but not limited to any area in which a name
 11 or logo of a franchiser or any other entity appears.
 12 ____. Using a payment form for the sale of a
 13 renewable fuel by the retail dealer that is the same
 14 type as the payment form used for the sale of another
 15 type of motor fuel or special fuel by the dealer on the
 16 dealer's retail premises.>
 17 2. By renumbering, redesignating, and correcting
 18 internal references as necessary.

MUHLBAUER of Crawford
 KELLEY of Jasper
 THOMAS of Clayton

H-1437

1 Amend the amendment, H-1404, to Senate File 452,
 2 as amended, passed, and reprinted by the Senate, as
 3 follows:
 4 1. Page 46, after line 5 by inserting:
 5 <DIVISION ____
 6 INDIVIDUAL DEVELOPMENT ACCOUNT PROGRAM
 7 Sec. ____. Section 541A.2, subsection 1, paragraph
 8 a, Code 2013, is amended to read as follows:
 9 a. To be eligible to open an account, a prospective
 10 account holder must have a household income that is
 11 equal to or less than ~~two~~ one hundred percent of the
 12 federal poverty level.
 13 Sec. ____. Section 541A.7, subsection 2, Code 2013,
 14 is amended to read as follows:
 15 2. Moneys available in the fund for a fiscal
 16 year are appropriated to the administrator to be

17 used to provide the state match for account holder
 18 deposits in accordance with section 541A.3. ~~At least~~
 19 ~~eighty-five percent of the amount appropriated shall~~
 20 ~~be used for state match payments and the remainder may~~
 21 Moneys credited to the fund shall not be used for the
 22 administrative costs of the operating organization.
 23 Administrative costs include but are not limited to
 24 accounting services, curriculum costs for financial
 25 education or asset-specific training, and costs for
 26 technical assistance contractors.>
 27 2. By renumbering as necessary.

SODERBERG of Plymouth

H-1438

1 Amend the amendment, H-1404, to Senate File 452,
 2 as amended, passed, and reprinted by the Senate, as
 3 follows:
 4 1. By striking page 4, line 33, through page 5,
 5 line 10.
 6 2. By renumbering as necessary.

L. MILLER of Scott

H-1439

1 Amend the amendment, H-1404, to Senate File 452,
 2 as amended, passed, and reprinted by the Senate, as
 3 follows:
 4 1. Page 45, line 48, after <activities.> by
 5 inserting <Moneys in the fund shall not be used for
 6 administrative purposes.>

SODERBERG of Plymouth

H-1440

1 Amend Senate File 338, as passed by the Senate, as
 2 follows:
 3 1. Page 1, before line 1 by inserting:
 4 <Section 1. NEW SECTION. 137G.1 Food vendor —
 5 motor vehicle — background check.
 6 1. A business that operates a motor vehicle
 7 primarily marketing the sale and dispensing of ice
 8 cream or other food products from or near the motor
 9 vehicle to children may require an applicant for
 10 employment or employee of the business to be subject to
 11 a criminal history and abuse registry record background
 12 check. The business shall perform the background check
 13 by accessing the single contact repository established
 14 under section 135C.33, subsection 6.

15 2. The business shall inform the applicant or
 16 employee of the requirement of the background check
 17 required under subsection 1 and obtain a signed waiver
 18 from the applicant or employee prior to requesting such
 19 a check.

20 Sec. ____ Section 235A.15, subsection 2, paragraph
 21 e, Code 2013, is amended by adding the following new
 22 subparagraph:

23 NEW SUBPARAGRAPH. (24) To a business which is
 24 authorized to perform a background check pursuant to
 25 section 137G.1.

26 Sec. ____ Section 235B.6, subsection 2, paragraph
 27 e, Code 2013, is amended by adding the following new
 28 subparagraph:

29 NEW SUBPARAGRAPH. (19) To a business which is
 30 authorized to perform a background check pursuant to
 31 section 137G.1.>

32 2. Page 1, by striking lines 5 and 6 and inserting
 33 <review the sex offender registry>

34 3. Page 1, by striking lines 12 through 16 and
 35 inserting <district shall implement a consistent policy
 36 to follow the same procedure for each school employee
 37 employed by the school district on or after July
 38 1, 2013, at least every five years after the school
 39 employee's date of hire. A school district shall not
 40 charge>

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

42 <Sec. ____ Section 298.4, subsection 1, Code 2013,
 43 is amended by adding the following new paragraph:

44 NEW PARAGRAPH. f. To pay the cost of background
 45 investigations under section 279.69.>

46 5. Page 2, line 6, by striking <257.16> and
 47 inserting <257.16, or from the district management levy
 48 under section 298.4>

49 6. Title page, line 1, after <employees> by
 50 inserting <and certain food vendors>

Page 2

1 7. By renumbering as necessary.

HESS of Clay

H-1441

1 Amend Senate File 432, as passed by the Senate, as
 2 follows:

3 1. Page 4, after line 16 by inserting:

4 <DIVISION ____

5 EDUCATIONAL INSTITUTION PROPERTY TAX EXEMPTION

6 Sec. ____ EDUCATIONAL INSTITUTION PROPERTY TAX

7 EXEMPTION — FILING. Notwithstanding the requirement

8 for the filing of a statement claiming the property
 9 tax exemption by February 1 as provided in section
 10 427.1, subsection 9, for the assessment year beginning
 11 January 1, 2013, the statement claiming the exemption
 12 under section 427.1, subsection 9, for property owned
 13 by an educational institution as part of its endowment
 14 fund that was acquired by the educational institution
 15 from a governmental entity after January 1, 2012, and
 16 that is located in a county having a population of
 17 at least two hundred thousand but not more than two
 18 hundred fifty thousand according to the 2010 federal
 19 decennial census, shall be filed not later than thirty
 20 days following the effective date of this division of
 21 this Act.

22 Sec. ____. EFFECTIVE UPON ENACTMENT. This division
 23 of this Act, being deemed of immediate importance,
 24 takes effect upon enactment.

25 Sec. ____. RETROACTIVE APPLICABILITY. This division
 26 of this Act applies retroactively to January 1, 2013,
 27 for assessment years beginning on or after that date.>

28 2. Title page, line 4, by striking <taxes> and
 29 inserting <taxes, and including effective date and
 30 retroactive applicability provisions>

31 3. By renumbering as necessary.

WINDSCHITL of Harrison
 T. OLSON of Linn

H-1442

1 Amend the amendment, H-1251, to Senate File 406, as
 2 passed by the Senate, as follows:

3 1. Page 1, after line 15 by inserting:

4 <__. Page 1, line 13, after <law.> by inserting
 5 <The person appointed as administrator must meet the
 6 qualifications to be appointed as a mental health
 7 advocate.>>

8 2. Page 1, line 19, by striking <employed by a
 9 county> and inserting <servings>

10 3. Page 1, by striking lines 25 and 26 and
 11 inserting:

12 <__. Page 1, line 29, by striking <advocates.>
 13 and inserting <advocates and for reassigning advocate
 14 responsibilities based on the location of the patient's
 15 placement or other patient need. The court shall be
 16 notified of any reassignment. The procedures for
 17 filling a vacant mental health>>

18 4. Page 1, after line 29 by inserting:

19 <__. Page 2, after line 2 by inserting:
 20 <7. Implementing a uniform job description based
 21 upon the best practices for the duties of a mental
 22 health advocate developed and promulgated by the

23 judicial council pursuant to section 229.19, subsection
24 1, paragraph "c".>>

25 5. Page 1, by striking lines 36 through 40 and
26 inserting:

27 <__. Page 3, by striking lines 10 through 19 and
28 inserting:

29 <Sec. ____. Section 229.2, subsection 1, paragraph
30 b, subparagraph (6), Code 2013, is amended to read as
31 follows:

32 (6) Upon approval of the admission of a minor
33 over the minor's objections, the juvenile court
34 shall appoint an individual to act as an advocate
35 representing the interests of the minor in the same
36 manner as ~~an a mental health~~ advocate representing
37 the interests of patients involuntarily hospitalized
38 ~~pursuant to in accordance with~~ section 229.19.>>

39 6. Page 2, line 19, after <employees> by inserting
40 <or independent contractors>

41 7. By renumbering as necessary.

HEATON of Henry

H-1443

1 Amend House File 119, as passed by the House, as
2 follows:

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

5 <Section 1. Section 232.71C, subsection 1, Code
6 2013, is amended to read as follows:

7 1. If, upon completion of an assessment performed
8 under section 232.71B, the department determines
9 that the best interests of the child require juvenile
10 court action, the department shall act appropriately
11 to initiate the action. If at any time during the
12 assessment process the department believes court action
13 is necessary to safeguard a child, the department shall
14 act appropriately to initiate the action. The county
15 attorney shall assist the department ~~as provided under~~
16 ~~section 232.90, subsection 2.~~

17 Sec. 2. Section 232.90, Code 2013, is amended to
18 read as follows:

19 232.90 Duties of county attorney.

20 1. As used in this section, "state" means the
21 general interest held by the people in the health,
22 safety, welfare, and protection of all children living
23 in this state.

24 ~~±~~ 2. The county attorney shall represent the
25 state in proceedings arising from a petition filed
26 under this division and shall present evidence in
27 support of the petition. The county attorney shall
28 be present at proceedings initiated by petition under

29 this division filed by an intake officer or the county
 30 attorney, or if a party to the proceedings contests
 31 the proceedings, or if the court determines there
 32 is a conflict of interest between the child and the
 33 child's parent, guardian, or custodian or if there are
 34 contested issues before the court.

35 ~~2. 3. The county attorney shall represent the~~
 36 ~~department in proceedings arising under this division.~~
 37 ~~However, if If there is disagreement between the~~
 38 ~~department and the county attorney regarding the~~
 39 ~~appropriate action to be taken, the department may~~
 40 ~~request to that the state be represented by the~~
 41 ~~attorney general in place of the county attorney. If~~
 42 ~~the state is represented by the attorney general,~~
 43 ~~the county attorney may continue to appear in the~~
 44 ~~proceeding and may present the position of the county~~
 45 ~~attorney regarding the appropriate action to be taken~~
 46 ~~in the case.~~

47 4. The county attorney shall comply with the
 48 requirements of chapter 232B and the federal Indian
 49 Child Welfare Act, Pub. L. No. 95-608, when either
 50 chapter 232B or the federal Indian Child Welfare Act

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1 is determined to be applicable in any proceeding under
 2 this division.

3 Sec. 3. Section 232.114, Code 2013, is amended to
 4 read as follows:

5 232.114 Duties of county attorney.

6 1. As used in this section, "state" means the
 7 general interest held by the people in the health,
 8 safety, welfare, and protection of all children living
 9 in this state.

10 ~~1. 2.~~ Upon the filing of a petition the county
 11 attorney shall represent the state in all adversary
 12 proceedings arising under this division and shall
 13 present evidence in support of the petition.

14 ~~2. 3. The county attorney shall represent the~~
 15 ~~department in proceedings arising under this division.~~
 16 ~~However, if If there is disagreement between the~~
 17 ~~department and the county attorney regarding the~~
 18 ~~appropriate action to be taken, the department may~~
 19 ~~request to that the state be represented by the~~
 20 ~~attorney general in place of the county attorney. If~~
 21 ~~the state is represented by the attorney general,~~
 22 ~~the county attorney may continue to appear in the~~
 23 ~~proceeding and may present the position of the county~~
 24 ~~attorney regarding the appropriate action to be taken~~
 25 ~~in the case.~~

26 4. The county attorney shall comply with the
 27 requirements of chapter 232B and the federal Indian

28 Child Welfare Act, Pub. L. No. 95-608, when either
29 chapter 232B or the federal Indian Child Welfare Act
30 is determined to be applicable in any proceeding under
31 this division.>

SENATE AMENDMENT

H-1444

1 Amend House File 590, as amended, passed, and
2 reprinted by the House, as follows:
3 1. Page 6, by striking lines 28 through 35 and
4 inserting:
5 <13. Court-ordered and voluntary services. The
6 department shall provide or arrange for and monitor
7 services for abused children and their families on a
8 voluntary basis or under a final or intermediate order
9 of the juvenile court. The department may provide
10 or arrange for and monitor services for children and
11 their families on a voluntary basis for cases in which
12 a family assessment is completed.>
13 2. Page 7, after line 17 by inserting:
14 <NEW SUBSECTION. 13A. Safety issue. If the
15 department determines that a safety issue continues
16 to require a child to reside outside of the child's
17 home at the conclusion of a family assessment, the
18 department shall transfer the assessment to the child
19 abuse assessment pathway for a disposition.
20 NEW SUBSECTION. 13B. Conclusion of family
21 assessment. At the conclusion of a family assessment,
22 the department shall transfer the case, if appropriate,
23 to a contracted provider to review the service plan for
24 the child and family. The contracted provider shall
25 make a referral to the department abuse hotline if a
26 family's noncompliance with a service plan places a
27 child at risk. If any of the criteria for child abuse
28 as defined in section 232.68, subsection 2, paragraph
29 "a", are met, the department shall commence a child
30 abuse assessment. If any of the criteria for a child
31 in need of assistance, as defined in section 232.2,
32 subsection 6, are met, the department shall determine
33 whether to request a child in need of assistance
34 petition.>
35 3. Page 7, after line 23 by inserting:
36 <NEW SUBSECTION. 17. Quality assurance. The
37 department shall engage external stakeholders,
38 including but not limited to representatives of
39 the county attorneys' offices, service providers,
40 and parent partners to develop a quality assurance
41 component to the differential response system.>
42 4. Page 11, line 28, by striking <(6), or (7)> and
43 inserting <or (6)>

- 44 5. Page 11, line 35, by striking <(6), or (7)> and
 45 inserting <or (6)>
 46 6. By renumbering, redesignating, and correcting
 47 internal references as necessary.

SENATE AMENDMENT

H-1445

- 1 Amend House File 632, as passed by the House, as
 2 follows:
 3 1. Page 1, line 22, by striking <division of this>
 4 2. Page 1, line 25, by striking <division of this>
 5 3. By renumbering as necessary.

SENATE AMENDMENT

H-1446

- 1 Amend the House amendment, S-3218, to Senate File
 2 452, as amended, passed, and reprinted by the Senate,
 3 as follows:
 4 1. By striking page 1, line 5, through page 60,
 5 line 29, and inserting:
 6 <DIVISION I
 7 STANDING APPROPRIATIONS AND RELATED MATTERS
 8 Section 1. BUDGET PROCESS FOR FISCAL YEAR
 9 2014-2015.
 10 1. For the budget process applicable to the fiscal
 11 year beginning July 1, 2014, on or before October 1,
 12 2013, in lieu of the information specified in section
 13 8.23, subsection 1, unnumbered paragraph 1, and
 14 paragraph "a", all departments and establishments of
 15 the government shall transmit to the director of the
 16 department of management, on blanks to be furnished
 17 by the director, estimates of their expenditure
 18 requirements, including every proposed expenditure, for
 19 the ensuing fiscal year, together with supporting data
 20 and explanations as called for by the director of the
 21 department of management after consultation with the
 22 legislative services agency.
 23 2. The estimates of expenditure requirements
 24 shall be in a form specified by the director of
 25 the department of management, and the expenditure
 26 requirements shall include all proposed expenditures
 27 and shall be prioritized by program or the results to
 28 be achieved. The estimates shall be accompanied by
 29 performance measures for evaluating the effectiveness
 30 of the programs or results.
 31 Sec. 2. LIMITATIONS OF STANDING APPROPRIATIONS
 32 — FY 2013-2014. Notwithstanding the standing
 33 appropriations in the following designated sections for

34 the fiscal year beginning July 1, 2013, and ending June
35 30, 2014, the amounts appropriated from the general
36 fund of the state pursuant to these sections for the
37 following designated purposes shall not exceed the
38 following amounts:

39 1. For the work-study program under section 261.85:
40 \$ 500,000

41 The limitation of the appropriation in this
42 subsection 1 shall prevail over any provision in 2013
43 Iowa Acts, House File 604, or any other Act enacted
44 by the general assembly during the 2013 session, that
45 limits the standing appropriation for the fiscal year
46 beginning July 1, 2013, for the work-study program
47 under section 261.85 to zero.

48 2. For payment for nonpublic school transportation
49 under section 285.2:
50 \$ 8,560,931

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1 If the total approved claims for reimbursement for
2 nonpublic school pupil transportation exceed the amount
3 appropriated in accordance with this subsection, the
4 department of education shall prorate the amount of
5 each approved claim.

6 3. For the enforcement of chapter 453D relating to
7 tobacco product manufacturers under section 453D.8:
8 \$ 18,416

9 Sec. 3. LIMITATIONS OF STANDING APPROPRIATIONS

10 — FY 2014-2015. Notwithstanding the standing
11 appropriations in the following designated sections for
12 the fiscal year beginning July 1, 2014, and ending June
13 30, 2015, the amounts appropriated from the general
14 fund of the state pursuant to these sections for the
15 following designated purposes shall not exceed the
16 following amounts:

17 1. For payment for nonpublic school transportation
18 under section 285.2:
19 \$ 8,560,931

20 If the total approved claims for reimbursement for
21 nonpublic school pupil transportation exceed the amount
22 appropriated in accordance with this subsection, the
23 department of education shall prorate the amount of
24 each approved claim.

25 2. For the enforcement of chapter 453D relating to
26 tobacco product manufacturers under section 453D.8:
27 \$ 9,208

28 Sec. 4. INSTRUCTIONAL SUPPORT STATE AID —

29 FY 2013-2014 — FY 2014-2015. In lieu of the
30 appropriation provided in section 257.20, subsection 2,
31 the appropriation for the fiscal years beginning July
32 1, 2013, and July 1, 2014, for paying instructional

33 support state aid under section 257.20 for fiscal years
34 2013-2014 and 2014-2015 is zero.

35 Sec. 5. Section 8.8, Code 2013, is amended to read
36 as follows:

37 8.8 Special olympics fund — appropriation.
38 A special olympics fund is created in the office
39 of the treasurer of state under the control of the
40 department of management. There is appropriated
41 annually from the general fund of the state to the
42 special olympics fund ~~fifty one hundred~~ thousand
43 dollars for distribution to one or more organizations
44 which administer special olympics programs benefiting
45 the citizens of Iowa with disabilities.

46 DIVISION II

47 MISCELLANEOUS PROVISIONS AND APPROPRIATIONS

48 Sec. 6. INDIVIDUAL DEVELOPMENT ACCOUNT
49 PROGRAM. There is appropriated from the general fund
50 of the state to the department of human rights for the

Page 3

1 fiscal year beginning July 1, 2013, and ending June 30,
2 2014, the following amounts, or so much thereof as is
3 necessary, for the purposes designated:

4 For deposit in the individual development account
5 state match fund created in section 541A.7 to support
6 the operating organization providing individual
7 development accounts in Iowa:

8 \$ 250,000

9 Sec. 7. RENEWABLE ENERGY TRAINING AND
10 EDUCATION. There is appropriated from the general fund
11 of the state to the department of workforce development
12 for the following fiscal years, the following amounts,
13 or so much thereof as is necessary, to distribute for a
14 public purpose to an entity with a mission of educating
15 workers and the public in the various aspects of
16 renewable energy, its usage, and related occupational
17 opportunities:

18 1. FY 2013-2014
19 \$ 150,000

20 2. FY 2014-2015
21 \$ 150,000

22 Sec. 8. PUBLIC TRANSIT. There is appropriated from
23 the general fund of the state to the department of
24 transportation, for the fiscal year beginning July 1,
25 2012, and ending June 30, 2013, the following amount,
26 or so much thereof as is necessary, for the purposes
27 designated:

28 For distribution to the public transit systems in
29 the state for vehicle purchasing priorities:
30 \$ 5,000,000

31 For purposes of section 8.33, unencumbered or

32 unobligated moneys from the moneys appropriated in this
33 section shall not revert at the close of the fiscal
34 year but shall remain available for expenditure for the
35 purposes designated until the close of the fiscal year
36 that ends two years after the end of the fiscal year
37 for which the appropriation was made.

38 Sec. 9. AIR TRAFFIC CONTROL TOWER. There is
39 appropriated from the general fund of the state to
40 the department of transportation, for the fiscal year
41 beginning July 1, 2013, and ending June 30, 2014, the
42 following amount, or so much thereof as is necessary,
43 for the purposes designated:

44 For the public purpose of defraying costs associated
45 with the operation of a contract air traffic control
46 tower which holds an air agency certificate:

47 \$ 150,000

48 Moneys appropriated by this section shall be
49 distributed on a local match basis to the largest city
50 in a county with a population of more than 92,000 and

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1 less than 95,000 as of the last preceding certified
2 federal census.

3 Sec. 10. GOVERNOR AND LIEUTENANT GOVERNOR — FTE
4 AUTHORIZATION. For purposes of the offices of the
5 governor and lieutenant governor, there is authorized
6 an additional 3.00 full-time equivalent positions above
7 those otherwise authorized pursuant to 2013 Iowa Acts,
8 House File 603, if enacted.

9 Sec. 11. TASK FORCE — DEPARTMENT OF EDUCATION.

10 1. There is established within the department of
11 education a personal financial literacy task force to
12 study the implementation of personal financial literacy
13 requirements as a high school graduation requirement.

14 2. The task force shall consist of eleven voting
15 members designated by the department. At least five
16 voting members shall have a background in education and
17 at least five voting members shall have a background
18 in finance.

19 3. The task force shall include four ex officio,
20 nonvoting members consisting of the following:

21 a. Two state senators, one appointed by the
22 majority leader of the senate and one appointed by the
23 minority leader of the senate from their respective
24 parties.

25 b. Two state representatives, one appointed by the
26 speaker and one appointed by the minority leader of the
27 house of representatives from their respective parties.

28 4. By November 13, 2013, the task force shall
29 file a report with the general assembly regarding the
30 findings and recommendations of the task force.

31 5. Members of the task force shall be reimbursed
 32 for mileage expenses incurred while engaged in the
 33 performance of official duties and shall receive per
 34 diem compensation by the department. Mileage expenses
 35 reimbursement and per diem compensation shall not
 36 exceed a total of \$10,000 for the task force.

37 Sec. 12. CHRONIC WASTING DISEASE. The department
 38 of agriculture and land stewardship and the department
 39 of natural resources shall jointly devise a plan for
 40 the eradication of chronic wasting disease in the
 41 state.

42 Sec. 13. Section 91C.7, subsection 1, Code 2013, is
 43 amended to read as follows:

44 1. A contractor who is not registered with the
 45 labor commissioner as required by this chapter shall
 46 not be awarded a contract to perform work for the state
 47 ~~or, an agency of the state, or a political subdivision~~
 48 of the state.

49 Sec. 14. Section 99F.11, subsection 3, paragraph
 50 d, subparagraph (3), Code 2013, is amended by striking

Page 5

1 the subparagraph and inserting in lieu thereof the
 2 following:

3 (3) One-half of the moneys remaining after the
 4 appropriation in subparagraph (1) is appropriated to
 5 the economic development authority for distribution
 6 equally to the three state tourism regions to
 7 develop public-private partnerships to market local
 8 attractions.

9 Sec. 15. Section 135C.7, Code 2013, is amended by
 10 adding the following new unnumbered paragraph:
 11 NEW UNNUMBERED PARAGRAPH In addition to the
 12 license fees listed in this section, there shall be
 13 an annual assessment assessed to each licensee in an
 14 amount to cover the cost of independent reviewers
 15 provided pursuant to section 135C.42. The department
 16 shall, in consultation with licensees, establish
 17 the assessment amount by rule based on the award of
 18 a request for proposals. The assessment shall be
 19 retained by the department as a repayment receipt as
 20 defined in section 8.2 and used for the purpose of
 21 paying the cost of the independent reviewers.

22 Sec. 16. Section 144.26, Code 2013, is amended by
 23 adding the following new subsection:

24 NEW SUBSECTION. 5. Upon the activation of an
 25 electronic death record system, each person with a
 26 duty related to death certificates shall participate
 27 in the electronic death record system. A person with
 28 a duty related to a death certificate includes but
 29 is not limited to a physician as defined in section

30 135.1, a physician assistant, an advanced registered
31 nurse practitioner, a funeral director, and a county
32 recorder.

33 Sec. 17. Section 216A.3, subsection 3, Code 2013,
34 is amended to read as follows:

35 3. A majority of the voting members of the board
36 shall constitute a quorum, and the affirmative vote of
37 two-thirds of the voting members present is necessary
38 for any substantive action taken by the board. The
39 board shall select a chairperson from the voting
40 members of the board. The board shall meet not less
41 than four times a year.

42 Sec. 18. Section 231.64, subsection 1, unnumbered
43 paragraph 1, Code 2013, is amended to read as follows:

44 The aging and disability resource center program
45 shall be administered by the department consistent
46 with the federal Act. The department shall designate
47 ~~participating entities~~ area agencies on aging to
48 establish a coordinated system for providing all of the
49 following:

50 Sec. 19. Section 257.11, subsection 6A, paragraph

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1 a, subparagraph (1), as enacted by 2013 Iowa Acts,
2 House File 472, section 1, is amended to read as
3 follows:(1) In order to provide additional funding
4 to increase student opportunities and redirect more
5 resources to student programming for school districts
6 that share operational functions, a supplementary
7 weighting of two hundredths per pupil shall be assigned
8 to pupils enrolled in a district that shares with a
9 political subdivision one or more operational functions
10 of a curriculum director, school administration
11 manager, ~~mental health therapist,~~ social worker,
12 school nurse, school counselor, or school librarian,
13 or one or more operational functions in the areas
14 of superintendent management, business management,
15 human resources, transportation, or operation and
16 maintenance for at least twenty percent of the school
17 year. The additional weighting shall be assigned
18 for each discrete operational function shared. The
19 operational function sharing arrangement does not
20 need to be a newly implemented sharing arrangement to
21 receive supplementary weighting under this subsection.
22 However, to receive supplementary weighting under
23 this subsection for an ongoing operational function
24 sharing arrangement that began before July 1, 2014, the
25 district shall submit information to the department
26 documenting the cost savings directly attributable
27 to the shared operational functions and describe
28 the district's consideration of additional shared

29 operational functions.

30 Sec. 20. Section 261.93, subsection 2, paragraph
31 b, subparagraph (4), Code 2013, is amended to read as
32 follows:

33 (4) Is the child of a fire fighter or police
34 officer included under section 97B.49B, who was killed
35 in the line of duty as determined by the Iowa public
36 employees' retirement system in accordance with section
37 97B.52, subsection 2.

38 Sec. 21. Section 306D.4, Code 2013, is amended to
39 read as follows:

40 306D.4 Scenic highway advertising.

41 1. The state department of transportation shall
42 have the authority to adopt rules to control the
43 erection of new advertising devices on a highway
44 designated as a scenic highway or scenic byway in order
45 to comply with federal requirements concerning the
46 implementation of a scenic byways program.

47 2. Notwithstanding subsection 1, if an advertising
48 device was lawfully erected along an interstate
49 highway within the corporate limits of a city prior to
50 designation of the highway as a scenic byway, and the

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1 advertising device is subsequently displaced due to
2 the reconstruction, improvement, or relocation of the
3 highway, the advertising device may be erected at the
4 same location or at a location as close to the original
5 location as is practicable that is visible from the
6 main-traveled way, and shall not be considered a new
7 advertising device, if all of the following apply:

8 a. The location is in compliance with the
9 requirements of chapter 306C applicable to interstate
10 highways that are not part of a designated scenic
11 byway.

12 b. The location is approved by the governing body
13 of the city.

14 Sec. 22. Section 692A.113, subsection 3, Code 2013,
15 is amended by adding the following new paragraph:

16 NEW PARAGRAPH. e. Operate, manage, be employed by,
17 or act as a contractor or volunteer at a business that
18 operates a motor vehicle primarily marketing, from or
19 near the motor vehicle, the sale and dispensing of ice
20 cream or other food products to minors.

21 Sec. 23. 2013 Iowa Acts, Senate File 446, if
22 enacted, is amended by adding the following section:

23 SEC. 11A. NEW SECTION CHRONIC CARE
24 CONSORTIUM. Of the funds appropriated in this Act from
25 the general fund of the state to the department of
26 human services for the medical assistance program for
27 the fiscal year beginning July 1, 2013, and ending June

28 30, 2014, \$200,000 shall be used for the Iowa chronic
29 care consortium pursuant to 2003 Iowa Acts, chapter
30 112, section 12, as amended by 2003 Iowa Acts, chapter
31 179, section 166 and 167.

32 Sec. 24. CONDITIONAL EFFECTIVE DATE. The section
33 of this division of this Act amending section 99F.11,
34 takes effect only if 2013 Iowa Acts, House File 620,
35 striking section 99F.11, subsection 3, paragraph d,
36 subparagraph (3), is enacted.

37 Sec. 25. EFFECTIVE UPON ENACTMENT. The following
38 provision or provisions of this division of this Act,
39 being deemed of immediate importance, take effect upon
40 enactment:

41 1. The section of this Act appropriating moneys to
42 the department of transportation for public transit
43 purposes.

44 DIVISION III

45 CORRECTIVE PROVISIONS

46 Sec. 26. Section 2.12, unnumbered paragraph 4, Code
47 2013, as amended by 2013 Iowa Acts, House File 185,
48 section 1, is amended to read as follows:

49 There is appropriated out of any funds in the state
50 treasury not otherwise appropriated such sums as

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1 may be necessary for the fiscal year budgets of the
2 legislative services agency and the ~~ombudsman~~ office
3 of ombudsman for salaries, support, maintenance, and
4 miscellaneous purposes to carry out their statutory
5 responsibilities. The legislative services agency
6 and the ~~ombudsman~~ office of ombudsman shall submit
7 their proposed budgets to the legislative council not
8 later than September 1 of each year. The legislative
9 council shall review and approve the proposed budgets
10 not later than December 1 of each year. The budget
11 approved by the legislative council for each of its
12 statutory legislative agencies shall be transmitted by
13 the legislative council to the department of management
14 on or before December 1 of each year for the fiscal
15 year beginning July 1 of the following year. The
16 department of management shall submit the approved
17 budgets received from the legislative council to the
18 governor for inclusion in the governor's proposed
19 budget for the succeeding fiscal year. The approved
20 budgets shall also be submitted to the chairpersons of
21 the committees on appropriations. The committees on
22 appropriations may allocate from the funds appropriated
23 by this section the funds contained in the approved
24 budgets, or such other amounts as specified, pursuant
25 to a concurrent resolution to be approved by both

26 houses of the general assembly. The director of
 27 the department of administrative services shall
 28 issue warrants for salaries, support, maintenance,
 29 and miscellaneous purposes upon requisition by the
 30 administrative head of each statutory legislative
 31 agency. If the legislative council elects to change
 32 the approved budget for a legislative agency prior to
 33 July 1, the legislative council shall transmit the
 34 amount of the budget revision to the department of
 35 management prior to July 1 of the fiscal year, however,
 36 if the general assembly approved the budget it cannot
 37 be changed except pursuant to a concurrent resolution
 38 approved by the general assembly.

39 Sec. 27. Section 2.42, subsection 14, Code 2013, as
 40 amended by 2013 Iowa Acts, House File 185, section 2,
 41 is amended to read as follows:

42 14. To hear and act upon appeals of aggrieved
 43 employees of the legislative services agency and the
 44 office of ~~the~~ ombudsman pursuant to rules of procedure
 45 established by the council.

46 Sec. 28. Section 2C.3, subsection 2, Code 2013, as
 47 enacted by 2013 Iowa Acts, House File 185, section 4,
 48 is amended to read as follows:

49 2. The ombudsman shall employ and supervise all
 50 employees under the ombudsman's direction in such

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1 positions and at such salaries as shall be authorized
 2 by the legislative council. The legislative council
 3 shall hear and act upon appeals of aggrieved employees
 4 of the office of ~~the~~ ombudsman.

5 Sec. 29. Section 2C.9, subsection 6, Code 2013, as
 6 amended by 2013 Iowa Acts, House File 185, section 10,
 7 is amended to read as follows:

8 6. Establish rules relating to the operation,
 9 organization, and procedure of the office of ~~the~~
 10 ombudsman. The rules are exempt from chapter 17A and
 11 shall be published in the Iowa administrative code.

12 Sec. 30. Section 2C.11, subsection 1, unnumbered
 13 paragraph 1, Code 2013, as amended by 2013 Iowa Acts,
 14 House File 185, section 12, is amended to read as
 15 follows:

16 An appropriate subject for investigation by the
 17 office of ~~the~~ ombudsman is an administrative action
 18 that might be:

19 Sec. 31. Section 2C.18, Code 2013, as amended by
 20 2013 Iowa Acts, House File 185, section 20, is amended
 21 to read as follows:

22 2C.18 Report to general assembly.

23 The ombudsman shall by April 1 of each year submit
 24 an economically designed and reproduced report to

25 the general assembly and to the governor concerning
26 the exercise of the ~~ombudsman~~ ombudsman's functions
27 during the preceding calendar year. In discussing
28 matters with which the ombudsman has been concerned,
29 the ombudsman shall not identify specific persons if
30 to do so would cause needless hardship. If the annual
31 report criticizes a named agency or official, it shall
32 also include unedited replies made by the agency or
33 official to the criticism, unless excused by the agency
34 or official affected.

35 Sec. 32. Section 8B.21, subsection 5, paragraph e,
36 if enacted by 2013 Iowa Acts, Senate File 396, section
37 3, is amended to read as follows:

38 e. The department of public defense shall not be
39 required to obtain any information technology services
40 pursuant to this chapter for the department of public
41 defense that ~~is~~ are provided by the office pursuant
42 to this chapter without the consent of the adjutant
43 general.

44 Sec. 33. Section 23A.4, subsection 3, Code 2013, as
45 enacted by 2013 Iowa Acts, House File 185, section 27,
46 is amended to read as follows:

47 3. Chapter 17A and this section are the exclusive
48 remedy for violations of this chapter. However, the
49 office of ~~the~~ ombudsman may review violations of this
50 chapter and make recommendations as provided in chapter

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1 2C.

2 Sec. 34. Section 29.1, Code 2013, as amended by
3 2013 Iowa Acts, House File 307, section 9, is amended
4 to read as follows:

5 29.1 Department of public defense.

6 The department of public defense is composed of the
7 office of the adjutant general and the military forces
8 of the state of Iowa. The adjutant general is the
9 director of the department of public defense and shall
10 perform all functions, responsibilities, powers, and
11 duties ~~over~~ concerning the military forces of the state
12 of Iowa as provided in the laws of the state.

13 Sec. 35. Section 35A.13, subsection 6A, paragraph
14 b, subparagraph (1), if enacted by 2013 Iowa Acts,
15 House File 613, section 2, is amended to read as
16 follows:

17 (1) The commission may provide educational
18 assistance funds to any child who has lived in the
19 state of Iowa for two years preceding application for
20 state educational assistance, and who is the child
21 of a person who died prior to September 11, 2001,
22 during active federal military service while serving
23 in the armed forces or during active federal military

24 service in the Iowa national guard or other military
25 component of the United States, to defray the expenses
26 of tuition, matriculation, laboratory and similar
27 fees, books and supplies, board, lodging, and any
28 other reasonably necessary expense for the child or
29 children incident to attendance in this state at an
30 educational or training institution of college grade,
31 or in a business or vocational training school with
32 standards approved by the department. The commission
33 shall not expend more than six hundred dollars per year
34 for educational assistance for any one child under this
35 paragraph "b".

36 Sec. 36. Section 70A.28, subsection 6, Code 2013,
37 as amended by 2013 Iowa Acts, House File 185, section
38 28, is amended to read as follows:

39 6. Subsection 2 may also be enforced by an employee
40 through an administrative action pursuant to the
41 requirements of this subsection if the employee is not
42 a merit system employee or an employee covered by a
43 collective bargaining agreement. An employee eligible
44 to pursue an administrative action pursuant to this
45 subsection who is discharged, suspended, demoted, or
46 otherwise receives a reduction in pay and who believes
47 the adverse employment action was taken as a result
48 of the employee's disclosure of information that
49 was authorized pursuant to subsection 2, may file an
50 appeal of the adverse employment action with the public

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1 employment relations board within thirty calendar days
2 following the later of the effective date of the action
3 or the date a finding is issued to the employee by the
4 office of the ombudsman pursuant to section 2C.11A.
5 The findings issued by the ombudsman may be introduced
6 as evidence before the public employment relations
7 board. The employee has the right to a hearing closed
8 to the public, but may request a public hearing. The
9 hearing shall otherwise be conducted in accordance with
10 the rules of the public employment relations board and
11 the Iowa administrative procedure Act, chapter 17A. If
12 the public employment relations board finds that the
13 action taken in regard to the employee was in violation
14 of subsection 2, the employee may be reinstated without
15 loss of pay or benefits for the elapsed period, or
16 the public employment relations board may provide
17 other appropriate remedies. Decisions by the public
18 employment relations board constitute final agency
19 action.

20 Sec. 37. Section 105.10, subsection 3, Code 2013,
21 as amended by 2013 Iowa Acts, Senate File 427, section
22 10, is amended to read as follows:

23 3. An individual holding a master mechanical
24 license shall not be required to get an
25 HVAC-refrigeration, sheet metal, or hydronic license in
26 order to design, install, or repair the work defined
27 in this chapter as mechanical, HVAC-refrigeration,
28 sheet metal, or hydronic work. An individual holding
29 a ~~journey~~ journeyperson mechanical license shall
30 not be required to get an HVAC-refrigeration, sheet
31 metal, or hydronic license in order to install and
32 repair the work defined in this chapter as mechanical,
33 HVAC-refrigeration, sheet metal, or hydronic work. An
34 individual holding a master or ~~journey~~ journeyperson
35 mechanical license shall also not be required to obtain
36 a special, restricted license that is designated as a
37 sublicense of the mechanical, HVAC-refrigeration, sheet
38 metal, or hydronic licenses.

39 Sec. 38. Section 105.32, as enacted by 2013 Iowa
40 Acts, Senate File 427, section 32, Code 2013, is
41 amended to read as follows:

42 105.32 Transition provisions.

43 A licensee whose license expires between June 30,
44 2014, and July 1, 2017, may voluntarily renew ~~their~~
45 the license early so ~~they may have the license has an~~
46 expiration date of June 30, 2017. This voluntary early
47 renewal may happen at any time on or after July 1,
48 2014. The department shall promulgate rules that allow
49 for this one-time early renewal process, including fees
50 and continuing education requirements.

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1 Sec. 39. Section 126.11, subsection 3, paragraph
2 b, Code 2013, as amended by 2013 Iowa Acts, House File
3 417, section 26, is amended to read as follows:

4 b. A drug dispensed by filling or refilling a
5 written, electronic, facsimile, or oral prescription
6 of a practitioner licensed by law to administer the
7 drug is exempt from section 126.10, except section
8 126.10, subsection 1, paragraph "a", section 126.10,
9 subsection 1, paragraph "i", subparagraphs (2) and (3),
10 and section 126.10, subsection 1, paragraphs "k" and
11 "l", and the packaging requirements of section 126.10,
12 subsection 1, paragraphs "g", "h", and "p", if the
13 drug bears a label containing the name and address of
14 the dispenser, the date of the prescription or of its
15 filling, the name of the prescriber, and, if stated
16 in the prescription, the name of the patient, and the
17 directions for use and cautionary statements, if any,
18 contained in the prescription. This exemption does
19 not apply to a drug dispensed in the course of the
20 conduct of the business of dispensing drugs pursuant to
21 diagnosis by mail, or to a drug dispensed in violation

22 of paragraph "a" of this subsection.

23 Sec. 40. Section 249A.43, subsection 3, as enacted
24 by 2013 Iowa Acts, Senate File 357, section 7, is
25 amended to read as follows:

26 3. An affidavit of service of a notice of entry
27 of judgment shall be made by first class mail at the
28 address where the debtor was served with the notice
29 of overpayment. Service is completed upon mailing as
30 specified in this ~~paragraph~~ subsection.

31 Sec. 41. Section 252D.17, subsection 1, paragraph
32 m, as enacted by 2013 Iowa Acts, House File 417,
33 section 55, Code 2013, is amended to read as follows:

34 ~~m. 2.~~ The department shall establish criteria and
35 a phased-in schedule to require, no later than June
36 30, 2015, payors of income to electronically transmit
37 the amounts withheld under an income withholding
38 order. The department shall assist payors of income in
39 complying with the required electronic transmission,
40 and shall adopt rules setting forth procedures
41 for use in electronic transmission of funds, and
42 exemption from use of electronic transmission taking
43 into consideration any undue hardship electronic
44 transmission creates for payors of income.

45 Sec. 42. Section 263B.3, Code 2013, as amended by
46 2013 Iowa Acts, House File 417, section 63, is amended
47 to read as follows:

48 263B.3 Agreements with federal departments.

49 The state archaeologist is authorized to enter into
50 agreements and cooperative efforts with the federal

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1 highway administrator, the United States departments
2 of commerce, interior, agriculture, and defense,
3 and any other federal or state agencies concerned
4 with archaeological salvage or the preservation of
5 antiquities.

6 Sec. 43. Section 321.463, subsection 12A,
7 paragraphs a and c, as enacted by 2013 Iowa Acts, House
8 File 14, section 1, are amended to read as follows:

9 a. A person operating a vehicle or combination of
10 vehicles equipped with a retractable axle may raise the
11 axle when necessary to negotiate a turn, provided that
12 the retractable axle is lowered within one thousand
13 feet following completion of the turn. This paragraph
14 does not apply to a vehicle or combination of vehicles
15 operated on an interstate highway, including a ramp to
16 or from an interstate highway, or on a bridge.

17 c. This subsection does not prohibit the operation
18 of a vehicle or combination of vehicles equipped with
19 a retractable axle ~~from operating~~ with the retractable
20 axle raised when the vehicle or combination of vehicles

21 is in compliance with the weight limitations of this
22 section with the retractable axle raised.
23 Sec. 44. Section 321E.9A, subsection 1, Code 2013,
24 as amended by 2013 Iowa Acts, Senate File 355, section
25 7, is amended to read as follows:

26 1. Vehicles with indivisible loads having an
27 overall length not to exceed one hundred twenty feet,
28 an overall width not to exceed sixteen feet, and a
29 height not to exceed fifteen feet five inches may
30 be moved on highways specified by the ~~permitting~~
31 permit-issuing authority, provided the gross weight on
32 any one axle shall not exceed the maximum prescribed
33 in section 321.463 and the total gross weight is not
34 greater than one hundred fifty-six thousand pounds.

35 Sec. 45. Section 327F.39, subsection 6, paragraph
36 b, if enacted by 2013 Iowa Acts, Senate File 340,
37 section 4, is amended to read as follows:

38 b. A violation of subsection 4A or rules adopted
39 pursuant to subsection 4A by a railroad worker
40 transportation company or a railroad ~~corporation~~
41 company is punishable as a schedule "one" penalty under
42 section 327C.5.

43 Sec. 46. Section 418.5, subsection 1, Code 2013, as
44 amended by 2013 Iowa Acts, House File 307, section 51,
45 is amended to read as follows:

46 1. The flood mitigation board is established
47 consisting of nine voting members and four ex officio,
48 nonvoting members, and is located for administrative
49 purposes within the ~~division~~ department. The director
50 of the department shall provide office space, staff

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1 assistance, and necessary supplies and equipment for
2 the board. The director shall budget funds to pay the
3 necessary expenses of the board. In performing its
4 functions, the board is performing a public function
5 on behalf of the state and is a public instrumentality
6 of the state.

7 Sec. 47. Section 426A.11, subsection 1, Code 2013,
8 as amended by 2013 Iowa Acts, House File 417, section
9 97, is amended to read as follows:

10 1. The property, not to exceed two thousand seven
11 hundred seventy-eight dollars in taxable value of any
12 veteran, as defined in section 35.1, of ~~the~~ World War
13 I.

14 Sec. 48. Section 437B.2, subsection 8, paragraph a,
15 subparagraph (2), if enacted by 2013 Iowa Acts, Senate
16 File 451, section 11, is amended to read as follows:

17 (2) A water treatment plant where the acquisition
18 cost of all interests acquired exceeds ten million
19 dollars. For purposes of this ~~paragraph~~ subparagraph,

20 "water treatment plant" means buildings and equipment
21 used in that portion of the potable water supply system
22 which in some way alters the physical, chemical, or
23 bacteriological quality of the water.

24 Sec. 49. Section 437B.2, subsection 10, if enacted
25 by 2013 Iowa Acts, Senate File 451, section 11, is
26 amended to read as follows:

27 10. "Operating property" means all property owned
28 by or leased to a water utility, not otherwise taxed
29 separately, which is necessary to and without which the
30 ~~company~~ water utility could not perform the activities
31 of a water utility.

32 Sec. 50. Section 437B.10, subsection 2, paragraph
33 b, if enacted by 2013 Iowa Acts, Senate File 451,
34 section 19, is amended to read as follows:

35 b. Local taxing authority employees are deemed to
36 be officers and employees of the state for purposes
37 ~~this of of this~~ subsection.

38 Sec. 51. Section 455B.275, subsection 3A,
39 paragraphs a and b, if enacted by 2013 Iowa Acts, House
40 File 541, section 1, are amended to read as follows:

41 a. The person reconstructing the dam is only
42 required to possess the flooding easements or ownership
43 which ~~were~~ was held prior to the reconstruction as long
44 as the former normal pool elevation is not exceeded and
45 the spillway capacity is increased by at least fifty
46 percent.

47 b. Flooding easements or ownership ~~are~~ is only
48 required to the top of the reconstructed spillway
49 elevation.

50 Sec. 52. Section 490.863, subsection 3, paragraph

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1 a, as enacted by 2013 Iowa Acts, House File 469,
2 section 43, is amended to read as follows:

3 a. "Holder" means and "held by" refers to shares
4 held by both a record shareholder, as defined in
5 section 490.1301, subsection 7, and a beneficial
6 shareholder, as defined in section 490.1301, subsection
7 2.

8 Sec. 53. Section 490.1302, subsection 2, paragraph
9 d, Code 2013, as amended by 2013 Iowa Acts, House File
10 469, section 53, is amended to read as follows:

11 d. Paragraph "a", shall not be applicable and
12 appraisal rights shall be available pursuant to
13 subsection 1 for the holders of any class or series
14 of shares where the corporate action is an interested
15 transaction.

16 Sec. 54. Section 522.6, subsection 2, if enacted by
17 2013 Iowa Acts, Senate File 189, section 6, is amended
18 to read as follows:

19 2. If an insurer qualifies for exemption from the
20 requirements of this chapter pursuant to paragraph "a"
21 of subsection 1, but the insurance group of which the
22 insurer is a member does not qualify for exemption
23 pursuant to paragraph "b" of subsection 1, then the
24 own risk and solvency assessment summary report that
25 is required pursuant to section ~~521H.5~~ 522.5 shall
26 include information concerning every insurer in the
27 insurance group. This requirement may be satisfied by
28 the submission of more than one summary report for any
29 combination of insurers in the insurance group provided
30 that the combination of reports submitted includes
31 every insurer in the insurance group.

32 Sec. 55. Section 533.405, subsection 4A, paragraph
33 b, subparagraphs (1) and (2), as enacted by 2013 Iowa
34 Acts, Senate File 183, section 8, are amended to read
35 as follows:

36 (1) State credit unions with assets in excess of \$~~5~~
37 five million dollars as of the month ending immediately
38 prior to the date of the conclusion of the vote by the
39 membership approving the dissolution shall publish
40 the notice once a week for two successive weeks in a
41 newspaper of general circulation in each county in
42 which the state credit union maintains an office or
43 branch for the transaction of business.

44 (2) State credit unions with assets of \$~~5~~ five
45 million ~~dollars~~ or less as of the month ending
46 immediately prior to the date of the conclusion of
47 the vote by the membership approving the dissolution
48 shall publish the notice once in a newspaper of general
49 circulation in each county in which the state credit
50 union maintains an office or branch.

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1 Sec. 56. Section 543C.2, subsection 1, paragraph j,
2 if enacted by 2013 Iowa Acts, House File 556, section
3 167, is amended to read as follows:

4 j. The subdivider, if a corporation, must register
5 to do business in the state of Iowa as a foreign
6 corporation with the secretary of state and furnish a
7 copy of the certificate of authority to do business
8 in the state of Iowa. If not a corporation, the
9 subdivider must comply with the provisions of chapter
10 547, by filing a proper trade name with the Polk
11 county recorder. The provisions of this ~~subsection~~
12 paragraph shall also apply to any person, partnership,
13 firm, company, corporation, or association, other than
14 the subdivider, which is engaged by or through the
15 subdivider for the purpose of advertising or selling
16 the land involved in the filing.

17 Sec. 57. Section 556.2, subsection 5, paragraph a,

18 unnumbered paragraph 1, as enacted by 2013 Iowa Acts,
 19 House File 417, section 174, is amended to read as
 20 follows:

21 A banking organization or financial organization
 22 shall send to the owner of each account, to which none
 23 of the actions specified in subsection ~~2~~ 1, paragraphs
 24 "a" through "e" or subsection 2, paragraphs "a" through
 25 "e" have occurred during the preceding three calendar
 26 years, a notice by certified mail stating in substance
 27 the following:

28 Sec. 58. Section 716.7, subsection 1, as amended
 29 by 2013 Iowa Acts, House File 556, section 234, if
 30 enacted, is amended to read as follows:

31 1. For purposes of this section:

32 a. "Property" shall include any land, dwelling,
 33 building, conveyance, vehicle, or other temporary or
 34 permanent structure whether publicly or privately
 35 owned.

36 b. "Public utility" is a public utility as defined
 37 in section 476.1 or an electric transmission line as
 38 provided in chapter 478.

39 ~~b. c.~~ "Public utility property" means any land,
 40 dwelling, building, conveyance, vehicle, or other
 41 temporary or permanent structure owned, leased, or
 42 operated by a public utility and that is completely
 43 enclosed by a physical barrier of any kind. ~~For~~
 44 ~~the purposes of this section, a "public utility" is~~
 45 ~~a public utility as defined in section 476.1 or an~~
 46 ~~electric transmission line as provided in chapter 478.~~

47 e. ~~d.~~ "Railway corporation" means a corporation,
 48 company, or person owning, leasing, or operating any
 49 railroad in whole or in part within this state.

50 ~~d. e.~~ "Railway property" means all tangible real

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1 and personal property owned, leased, or operated
 2 by a railway corporation with the exception of any
 3 administrative building or offices of the railway
 4 corporation.

5 Sec. 59. Section 724.2, subsection 1, paragraph i,
 6 if enacted by 2013 Iowa Acts, House File 556, section
 7 206, is amended to read as follows:

8 i. A nonresident who possesses an offensive weapon
 9 which is a curio or relic firearm under the federal
 10 Firearms Act, 18 U.S.C. ch. 44, solely for use in
 11 official functions in this state of a historical
 12 reenactment organization of which the person is a
 13 member, if the offensive weapon is legally possessed
 14 by the person in the person's state of residence and
 15 the offensive weapon is at all times while in this
 16 state rendered incapable of firing live ammunition. A

17 nonresident who possesses an offensive weapon under
18 this ~~subsection~~ paragraph while in this state shall
19 not have in the person's possession live ammunition.
20 The offensive weapon may, however, be adapted for the
21 firing of blank ammunition.

22 Sec. 60. 2013 Iowa Acts, House File 556, section
23 257, subsection 3, if enacted, is amended by adding the
24 following new subsection:

25 NEW SUBSECTION. 12. The Code editor is directed
26 to change any terminology that references a web site,
27 websites, the internet, and internet site, or internet
28 sites in any Act enacted during the 2013 regular
29 session of the Eighty-fifth General Assembly in the
30 same manner as that terminology is changed in this
31 section of this Act.

32 Sec. 61. 2013 Iowa Acts, House File 607, section
33 29, subsection 3, if enacted, is amended to read as
34 follows:

35 3. The department of agriculture and land
36 stewardship or the office of attorney general acting
37 on behalf of the agricultural development authority in
38 an administrative or judicial proceeding shall not be
39 affected as a result of this Act. Any ~~statue~~ statute
40 of limitation shall apply to the parties as if this Act
41 had not been enacted.

42 Sec. 62. 2013 Iowa Acts, House File 607, section
43 34, if enacted, is amended to read as follows:

44 SEC. 34. ADMINISTRATION OF ONGOING PROGRAMS. The
45 Iowa finance authority shall complete the
46 administration of ongoing programs of the agricultural
47 development authority as provided in chapter 175, to
48 the extent that the administration of those programs
49 ~~are is~~ in progress on the effective date of this
50 division of this Act. The Iowa finance authority shall

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1 assume all rights and obligations of the agricultural
2 development authority to the extent that moneys have
3 been committed, obligations incurred, or rights accrued
4 prior to the effective date of this division of this
5 Act. Moneys owing due to the rights and obligations of
6 the agricultural development authority and assumed by
7 the Iowa finance authority shall be paid as directed by
8 the Iowa finance authority.

9 Sec. 63. 2013 Iowa Acts, House File 607, section
10 35, subsection 1, if enacted, is amended to read as
11 follows:

12 1. The assets and liabilities of the former
13 Iowa rural rehabilitation corporation assumed by
14 the agricultural development authority pursuant to
15 section 175.28 shall be transferred to the Iowa finance

16 authority on the effective date of this division of
17 this Act. On such effective date, the Iowa finance
18 authority shall be the successor in interest to
19 the agreements in effect between the United States
20 government and the agricultural development authority
21 on behalf of this state.

22 Sec. 64. 2013 Iowa Acts, Senate File 427, section
23 35, is amended to read as follows:

24 SEC. 35 ADMINISTRATIVE RULES. The department
25 of public health shall adopt all initial rules,
26 and amendments to existing rules, necessary for the
27 implementation of this Act.

28 Sec. 65. REPEAL. 2013 Iowa Acts, House File 417,
29 section 34, and 2013 Iowa Acts, House File 556, section
30 27, if enacted, are repealed.

31 Sec. 66. REPEAL. 2013 Iowa Acts, House File 469,
32 sections 83 and 84, are repealed.

33 Sec. 67. CONTINGENT REPEAL. If 2013 Iowa Acts,
34 House File 575, section 12, is enacted, 2013 Iowa Acts,
35 House File 417, section 93, is repealed.

36 DIVISION IV

37 PUBLIC RETIREMENT SYSTEMS

38 Sec. 68. JUDICIAL RETIREMENT FUND. There is
39 appropriated from the general fund of the state to the
40 judicial retirement fund described in section 602.9104
41 for the following fiscal years, the following amounts:

- 42 1. FY 2013-2014
- 43 \$ 5,000,000
- 44 2. FY 2014-2015
- 45 \$ 5,000,000

46 Sec. 69. FIRE AND POLICE RETIREMENT FUND. There
47 is appropriated from the general fund of the state to
48 the fire and police retirement fund created in section
49 411.8 for the following fiscal years, the following
50 amounts:

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- 1 1. FY 2012-2013
- 2 \$ 9,600,000
- 3 2. FY 2013-2014
- 4 \$ 5,000,000
- 5 3. FY 2014-2015
- 6 \$ 5,000,000

7 Sec. 70. Section 97A.11A, subsection 1, Code 2013,
8 is amended to read as follows:

9 1. Beginning with the fiscal year commencing July
10 1, ~~2013~~ 2012, and ending June 30 of the fiscal year
11 during which the board determines that the system's
12 funded ratio of assets to liabilities is at least
13 eighty-five percent, there is appropriated from the
14 general fund of the state for each fiscal year to the

15 retirement fund described in section 97A.8, an amount
16 equal to five million dollars.

17 Sec. 71. EFFECTIVE UPON ENACTMENT. The section of
18 this division of this Act amending section 97A.11A,
19 being deemed of immediate importance, takes effect upon
20 enactment.

21 Sec. 72. EFFECTIVE UPON ENACTMENT. The section
22 of this division of this Act appropriating moneys to
23 the fire and police retirement fund, being deemed of
24 immediate importance, takes effect upon enactment.

25 DIVISION V

26 COUNTY PROJECTS

27 Sec. 73. Section 331.441, subsection 2, paragraph
28 b, subparagraph (5), unnumbered paragraph 1, Code 2013,
29 is amended to read as follows:

30 Public buildings, including the site or grounds
31 of, and the erection, equipment, remodeling, or
32 reconstruction of, and additions or extensions to the
33 buildings, and including the provision and maintenance
34 of juvenile detention or shelter care facilities, when
35 the ~~cost~~ principal amount of the bonds does not exceed
36 the following limits:

37 Sec. 74. Section 331.441, subsection 2, paragraph
38 c, subparagraph (9), Code 2013, is amended to read as
39 follows:

40 (9) Public buildings, including the site or
41 grounds of, the erection, equipment, remodeling, or
42 reconstruction of, and additions or extensions to the
43 buildings, and including the provision and maintenance
44 of juvenile detention or shelter care facilities,
45 when the ~~cost~~ principal amount of the bonds exceeds
46 the limits stated in subsection 2, paragraph "b",
47 subparagraph (5).

48 DIVISION VI

49 SUPPLEMENTARY WEIGHTING FOR LIMITED ENGLISH 50 PROFICIENT STUDENTS

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1 Sec. 75. Section 257.31, subsection 5, paragraph j,
2 Code 2013, is amended to read as follows:

3 j. Unusual need to continue providing a program or
4 other special assistance to non-English speaking pupils
5 after the expiration of the ~~four-year~~ seven-year period
6 specified in section 280.4.

7 Sec. 76. Section 280.4, subsection 3, Code 2013, is
8 amended to read as follows:

9 3. a. In order to provide funds for the excess
10 costs of instruction of limited English proficient
11 students specified in paragraph "b" above the costs
12 of instruction of pupils in a regular curriculum,
13 students identified as limited English proficient shall

14 be assigned an additional weighting of twenty-two
 15 hundredths, and that weighting shall be included
 16 in the weighted enrollment of the school district
 17 of residence for a period not exceeding ~~four~~ seven
 18 years. However, the school budget review committee may
 19 grant supplemental aid or modified allowable growth
 20 to a school district to continue funding a program
 21 for students after the expiration of the ~~four-year~~
 22 seven-year period.

23 b. For students first determined to be limited
 24 English proficient for a budget year beginning on or
 25 after July 1, 2009, the additional weighting provided
 26 under paragraph "a" shall be included in the weighted
 27 enrollment of the school district of residence for a
 28 period not exceeding seven years.

29 Sec. 77. LIMITED ENGLISH PROFICIENT WEIGHTING
 30 ADJUSTMENT. For the fiscal year beginning July
 31 1, 2013, and ending June 30, 2014, there shall be
 32 allocated to the department of education from the
 33 amount appropriated pursuant to section 257.16,
 34 subsection 1, based upon the increase from four to
 35 seven years in the availability of supplementary
 36 weighting for instruction of limited English proficient
 37 students pursuant to section 280.4, an amount to
 38 be determined by the department of management in
 39 consultation with the legislative services agency. The
 40 funds shall be used to adjust the weighted enrollment
 41 of a school district with students identified as
 42 limited English proficient on a prorated basis.

43 Sec. 78. EFFECTIVE UPON ENACTMENT. This division
 44 of this Act, being deemed of immediate importance,
 45 takes effect upon enactment.

46 DIVISION VII

47 NEWBORN CRITICAL CONGENITAL HEART DISEASE SCREENING

48 Sec. 79. NEW SECTION. 136A.5A Newborn critical
 49 congenital heart disease screening.

50 1. Each newborn born in this state shall receive

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1 a critical congenital heart disease screening by
 2 pulse oximetry or other means as determined by rule,
 3 in conjunction with the metabolic screening required
 4 pursuant to section 136A.5.

5 2. An attending health care provider shall ensure
 6 that every newborn under the provider's care receives
 7 the critical congenital heart disease screening.

8 3. This section does not apply if a parent objects
 9 to the screening. If a parent objects to the screening
 10 of a newborn, the attending health care provider shall
 11 document the refusal in the newborn's medical record
 12 and shall obtain a written refusal from the parent and

13 report the refusal to the department.

14 4. Notwithstanding any provision to the contrary,
15 the results of each newborn's critical congenital
16 heart disease screening shall only be reported in a
17 manner consistent with the reporting of the results
18 of metabolic screenings pursuant to section 136A.5
19 if funding is available for implementation of the
20 reporting requirement.

21 5. This section shall be administered in accordance
22 with rules adopted pursuant to section 136A.8.

23 Sec. 80. NEWBORN CRITICAL CONGENITAL HEART DISEASE
24 SCREENING. Notwithstanding any provision to the
25 contrary relating to the newborn screening policy
26 pursuant to 641 IAC 4.3(1), critical congenital heart
27 disease screening shall be included in the state's
28 newborn screening panel as included in the recommended
29 uniform screening panel as approved by the United
30 States secretary of health and human services. The
31 center for congenital and inherited disorders advisory
32 committee shall make recommendations regarding
33 implementation of the screening and the center for
34 congenital and inherited disorders shall adopt rules
35 as necessary to implement the screening. However,
36 reporting of the results of each newborn's critical
37 congenital heart disease screening shall not be
38 required unless funding is available for implementation
39 of the reporting requirement.

40 DIVISION VIII

41 RIGHT TO CURE — CLOSED CREDIT CARD ACCOUNTS

42 Sec. 81. Section 537.5110, subsection 4, paragraph
43 c, Code 2013, is amended to read as follows:

44 c. Until the expiration of the minimum applicable
45 period after the notice is given, the consumer may
46 cure the default by tendering either the amount of all
47 unpaid installments due at the time of the tender,
48 without acceleration, plus any unpaid delinquency or
49 deferral charges, or the amount stated in the notice
50 of right to cure, whichever is less, or by tendering

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1 any performance necessary to cure any default other
2 than nonpayment of amounts due, which is described
3 in the notice of right to cure. The act of curing a
4 default restores to the consumer the consumer's rights
5 under the agreement as though no default had occurred,
6 except as provided in subsection 3. However, where the
7 obligation in default is a credit card account that
8 has been closed, the act of curing a default does not
9 restore to the consumer the consumer's rights under the
10 agreement as though no default had occurred.

11 Sec. 82. Section 537.5111, Code 2013, is amended by

12 adding the following new subsection:

13 **NEW SUBSECTION.** 4A. If the consumer credit
 14 transaction is a credit card account that has been
 15 closed, the notice shall conform to the requirements
 16 of subsection 2, and a notice in substantially the
 17 form specified in that subsection complies with this
 18 subsection except that the statement relating to
 19 continuation of the contract upon correction of the
 20 default as though the consumer did not default shall
 21 not be contained in the notice.

22 **DIVISION IX**

23 **PUBLIC SAFETY TRAINING AND FACILITIES TASK FORCE**

24 **Sec. 83. PUBLIC SAFETY TRAINING AND FACILITIES TASK**
 25 **FORCE.**

26 1. A public safety training and facilities task
 27 force is established. The department of public safety
 28 shall provide administrative support for the task
 29 force.

30 2. The task force shall consist of the following
 31 members:

32 a. One member appointed by the Iowa state sheriffs'
 33 and deputies' association.

34 b. One member appointed by the Iowa police chiefs
 35 association.

36 c. One member who is a fire fighter appointed by
 37 the Iowa professional fire fighters association.

38 d. One member who is the administrator of the Iowa
 39 fire service training bureau or the administrator's
 40 designee.

41 e. One member who is a representative of the fire
 42 service who is not a fire chief appointed by the Iowa
 43 firefighters association.

44 f. The director of the Iowa law enforcement academy
 45 or the director's designee.

46 g. The commissioner of public safety or the
 47 training coordinator of the department of public
 48 safety, as designated by the commissioner.

49 h. The state fire marshal or the state fire
 50 marshal's designee.

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1 i. One member appointed by the Iowa state police
 2 association.

3 j. One member who is a fire chief appointed by the
 4 Iowa fire chiefs association.

5 k. One member appointed by the Iowa emergency
 6 medical services association.

7 l. One member appointed by the Iowa emergency
 8 management association.

9 m. One member who is a fire chief appointed by the
 10 Iowa association of professional fire chiefs.

11 n. One member who is a member of the office
12 of motor vehicle enforcement of the department of
13 transportation appointed by the director of the
14 department of transportation.

15 o. Four members of the general assembly serving
16 as ex officio, nonvoting members, one representative
17 to be appointed by the speaker of the house of
18 representatives, one representative to be appointed by
19 the minority leader of the house of representatives,
20 one senator to be appointed by the majority leader of
21 the senate, and one senator to be appointed by the
22 minority leader of the senate.

23 3. The voting members of the task force shall
24 select one chairperson and one vice chairperson. The
25 vice chairperson shall preside in the absence of
26 the chairperson. Section 69.16A shall apply to the
27 appointed members of the task force.

28 4. It is the intent of the general assembly in
29 establishing this task force that the task force
30 develop a coordinated plan amongst all public safety
31 disciplines that would oversee the construction of a
32 consolidated fire and police public safety training
33 facility, provide for the establishment of a governance
34 board for the public safety disciplines and the
35 consolidated facility, and to establish a consistent
36 and steady funding mechanism to defray public safety
37 training costs on an ongoing basis.

38 5. The task force shall seek and consider input
39 from all interested stakeholders and members of the
40 public and shall include an emphasis on receiving input
41 from fire service, law enforcement, and emergency
42 medical services personnel. The task force shall
43 consider and develop strategies relating to public
44 safety training facility governance with the goal of
45 all public safety disciplines being represented. Each
46 public safety discipline shall advise the task force by
47 developing individual training policies as determined
48 by the discipline's governing bodies. The task force
49 shall also develop a proposal for a joint public safety
50 training facility, a budget for construction and future

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1 operation of the facility, financing options, including
2 possible public-private partnerships, for construction
3 and operation of the facility, and potential locations
4 for the facility that are centrally located in this
5 state.

6 6. a. The task force shall provide interim reports
7 to the general assembly by December 31 of each year
8 concerning the activities of the task force and shall
9 submit its final report, including its findings and

10 recommendations, to the general assembly by December
11 31, 2016.

12 b. The final report shall include but not be
13 limited to recommendations concerning the following:

14 (1) Consolidation of public safety governance
15 within a single board and the membership of the board.
16 Board duties would include overseeing the construction
17 and maintenance of a consolidated fire and police
18 public safety training facility.

19 (2) Development of a consolidated fire and police
20 public safety training facility, including possible
21 locations, building recommendations, and financing
22 options.

23 (3) Any other recommendations relating to public
24 safety training and facilities requirements.

25 Sec. 84. PUBLIC SAFETY TRAINING AND FACILITIES TASK
26 FORCE — ADMINISTRATIVE SUPPORT. There is appropriated
27 from the general fund of the state to the department
28 of public safety for the fiscal year beginning July 1,
29 2012, and ending June 30, 2013, the following amount,
30 or so much thereof as is necessary, to be used for the
31 purposes designated:

32 For providing administrative support for the public
33 safety training and facilities task force as enacted
34 in this Act:

35 \$ 50,000

36 Notwithstanding section 8.33, moneys appropriated in
37 this section that remain unencumbered or unobligated
38 at the close of the fiscal year shall not revert but
39 shall remain available for expenditure for the purposes
40 designated until the close of the fiscal year that
41 begins July 1, 2016.

42 Sec. 85. EFFECTIVE UPON ENACTMENT. This division
43 of this Act, being deemed of immediate importance,
44 takes effect upon enactment.

45 DIVISION X
46 CIGARETTE FIRE SAFETY STANDARD FUND

47 Sec. 86. Section 101B.5, subsection 5, Code 2013,
48 is amended to read as follows:

49 5. For each cigarette listed in a certification, a
50 manufacturer shall pay a fee of one hundred dollars to

1 the department. The department shall deposit all fees
2 received pursuant to this subsection with the treasurer
3 of state for credit to the general fund of the state.

4 Sec. 87. Section 101B.8, Code 2013, is amended by
5 adding the following new subsection:

6 **NEW SUBSECTION.** 10. The department shall deposit
7 any moneys received from civil penalties assessed
8 pursuant to this section with the treasurer of state

9 for credit to the general fund of the state.

10 Sec. 88. Section 101B.9, Code 2013, is amended to
11 read as follows:

12 101B.9 Cigarette fire safety standard fund.

13 A cigarette fire safety standard fund is created as
14 a special fund in the state treasury under the control
15 of the department of public safety. The fund shall
16 consist of all moneys recovered from the assessment
17 of civil penalties or certification fees under this
18 chapter. ~~The moneys in the fund shall, in In~~ addition
19 to any moneys made available for such purpose, ~~be~~
20 ~~available, subject to appropriation, moneys in the fund~~
21 are appropriated to the department of public safety for
22 the purpose of fire safety and prevention programs,
23 including for entry level fire fighter training,
24 equipment, and operations.

25 Sec. 89. REPEAL. Section 101B.9, Code 2013, is
26 repealed.

27 Sec. 90. CIGARETTE FIRE SAFETY STANDARD FUND.

28 Notwithstanding section 8.33, or any other provision of
29 law to the contrary, the unencumbered or unobligated
30 balance of the cigarette fire safety standard fund
31 at the close of the fiscal year beginning July 1,
32 2012, shall not revert but shall remain available for
33 expenditure for purposes of the regional emergency
34 response training centers, on an equal basis, until the
35 close of the succeeding fiscal year.

36 Sec. 91. EFFECTIVE UPON ENACTMENT. Except for
37 the section of this division of this Act repealing
38 section 101B.9 which shall take effect July 1, 2013,
39 this division of this Act, being deemed of immediate
40 importance, takes effect upon enactment.

41 Sec. 92. RETROACTIVE APPLICABILITY. The following
42 provision or provisions of this division of this Act
43 apply retroactively to July 1, 2007:

44 1. The section amending section 101B.9.

45 DIVISION XI

46 IGNITION INTERLOCK

47 Sec. 93. Section 321J.20, subsections 1 and 2, Code
48 2013, are amended to read as follows:

49 1. a. The department may, on application, issue
50 a temporary restricted license to a person whose

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1 noncommercial driver's license is revoked under this
2 chapter allowing the person to drive to and from the
3 person's home and specified places at specified times
4 which can be verified by the department and which are
5 required by ~~the~~ any of the following:

6 (1) The person's full-time or part-time
7 employment,

8 (2) The person's continuing health care or the
9 continuing health care of another who is dependent upon
10 the person;

11 (3) The person's continuing education while
12 enrolled in an educational institution on a part-time
13 or full-time basis and while pursuing a course of study
14 leading to a diploma, degree, or other certification of
15 successful educational completion;

16 (4) The person's substance abuse treatment, and to
17 attend groups whose purpose is to eliminate or reduce
18 alcohol or other drug use.

19 (5) The person's court-ordered community service
20 responsibilities, and appointments.

21 (6) Appointments with the person's parole or
22 probation officer.

23 (7) Transport of the person's dependent minor child
24 to and from school when public school transportation is
25 not available for the child.

26 (8) Transport of the person's dependent minor child
27 to and from child care when necessary for the person's
28 full-time or part-time employment.

29 b. The department may also issue a temporary
30 restricted license under this subsection that allows
31 the person to drive for work purposes within the scope
32 of the person's full-time or part-time employment.
33 Any vehicle operated within the scope of the person's
34 full-time or part-time employment must be equipped
35 at all times with an ignition interlock device of a
36 type approved by the commissioner of public safety,
37 notwithstanding any provision of section 321J.4,
38 321J.9, or 321J.12 to the contrary.

39 c. The department may issue a temporary restricted
40 license under this subsection only if the person's
41 driver's license has not been revoked previously under
42 section 321J.4, 321J.9, or 321J.12 and if any of the
43 following apply:

44 (1) The person's noncommercial driver's license is
45 revoked under section 321J.4 and the minimum period of
46 ineligibility for issuance of a temporary restricted
47 license has expired. This subsection shall not apply
48 to a revocation ordered under section 321J.4 resulting
49 from a plea or verdict of guilty of a violation of
50 section 321J.2 that involved a death.

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1 (2) The person's noncommercial driver's license is
2 revoked under section 321J.9 and the person has entered
3 a plea of guilty on a charge of a violation of section
4 321J.2 which arose from the same set of circumstances
5 which resulted in the person's driver's license
6 revocation under section 321J.9 and the guilty plea

7 is not withdrawn at the time of or after application
8 for the temporary restricted license, and the minimum
9 period of ineligibility for issuance of a temporary
10 restricted license has expired.

11 (3) The person's noncommercial driver's license is
12 revoked under section 321J.12, and the minimum period
13 of ineligibility for issuance of a temporary restricted
14 license has expired.

15 b. d. A temporary restricted license may
16 be issued under this subsection if the person's
17 noncommercial driver's license is revoked for two years
18 under section 321J.4, subsection 2, or section 321J.9,
19 subsection 1, paragraph "b", and the first three
20 hundred sixty-five days of the revocation have expired.

21 e. e. This subsection does not apply to a person
22 whose license was revoked under section 321J.2A or
23 section 321J.4, subsection 4 or 6, or to a person whose
24 license is suspended or revoked for another reason.

25 d. f. Following the applicable minimum period
26 of ineligibility, a temporary restricted license
27 under this subsection shall not be issued until the
28 applicant installs an ignition interlock device of a
29 type approved by the commissioner of public safety on
30 all motor vehicles owned or operated by the applicant
31 in accordance with section 321J.2, 321J.4, 321J.9,
32 or 321J.12, or this subsection. Installation of an
33 ignition interlock device under this subsection shall
34 be required for the period of time for which the
35 temporary restricted license is issued and for such
36 additional period of time following reinstatement as is
37 required under section 321J.17, subsection 3.

38 2. a. Notwithstanding section 321.560, the
39 department may, on application, and upon the expiration
40 of the minimum period of ineligibility for a temporary
41 restricted license provided for under section
42 321.560, 321J.4, 321J.9, or 321J.12, issue a temporary
43 restricted license to a person whose noncommercial
44 driver's license has either been revoked under this
45 chapter, or revoked or suspended under chapter 321
46 solely for violations of this chapter, or who has been
47 determined to be a habitual offender under chapter
48 321 based solely on violations of this chapter or on
49 violations listed in section 321.560, subsection 1,
50 paragraph "b", and who is not eligible for a temporary

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1 restricted license under subsection 1. However, the
2 department may not issue a temporary restricted license
3 under this subsection for a violation of section
4 321J.2A or to a person under the age of twenty-one
5 whose license is revoked under section 321J.4, 321J.9,

6 or 321J.12. A

7 (1) If the person has no more than one previous
8 revocation under this chapter, a temporary restricted
9 license issued under this subsection may allow the
10 person to drive to and from the person's home and
11 specified places at specified times which can be
12 verified by the department and which are required by
13 any of the following:

14 (a) The person's full-time or part-time employment.

15 (b) The person's continuing health care or the
16 continuing health care of another who is dependent upon
17 the person.

18 (c) The person's continuing education while
19 enrolled in an educational institution on a part-time
20 or full-time basis and while pursuing a course of study
21 leading to a diploma, degree, or other certification of
22 successful educational completion.

23 (d) The person's substance abuse treatment and to
24 attend groups whose purpose is to eliminate or reduce
25 alcohol or other drug use.

26 (e) The person's court-ordered community service
27 responsibilities.

28 (f) Appointments with the person's parole or
29 probation officer.

30 (g) Transport of the person's dependent minor child
31 to and from child care when necessary for the person's
32 full-time or part-time employment.

33 (2) If the person has more than one previous
34 revocation under this chapter, a temporary restricted
35 license issued under this subsection may allow the
36 person to drive to and from the person's home and
37 specified places at specified times which can be
38 verified by the department and which are required by
39 the any of the following:

40 (a) The person's full-time or part-time
41 employment.

42 (b) The person's continuing education while
43 enrolled in an educational institution on a part-time
44 or full-time basis and while pursuing a course of study
45 leading to a diploma, degree, or other certification of
46 successful educational completion.

47 (c) The person's substance abuse treatment and to
48 attend groups whose purpose is to eliminate or reduce
49 alcohol or other drug use.

50 DIVISION XII

5 meets the requirements of subsections 1 and 2 and all
6 any of the following apply:

7 Sec. 95. Section 9B.17, subsection 1, paragraph a,
8 Code 2013, is amended to read as follows:

9 a. Include the notary public's name, the words
10 "Notarial Seal" and "Iowa", the words "Commission
11 Number" followed by a number assigned to the notary
12 public by the secretary of state, the words "My
13 Commission Expires" followed either by the date that
14 the notary public's term would ordinarily expire as
15 provided in section 9B.21 or a blank line on which the
16 notary public shall indicate the date of expiration,
17 if any, of the notary public's commission, as required
18 by and in satisfaction of section 9B.15, subsection 1,
19 paragraph "e", and other information required by the
20 secretary of state.

21 Sec. 96. Section 321I.31, subsection 3, Code 2013,
22 is amended to read as follows:

23 3. An owner of an all-terrain vehicle shall apply
24 to the county recorder for issuance of a certificate
25 of title within thirty days after acquisition.
26 The application shall be on forms the department
27 prescribes and accompanied by the required fee. The
28 application shall be signed and sworn to before a
29 ~~notary public~~ notarial officer as provided in chapter
30 9B or other person who administers oaths, or shall
31 include a certification signed in writing containing
32 substantially the representation that statements made
33 are true and correct to the best of the applicant's
34 knowledge, information, and belief, under penalty of
35 perjury. The application shall contain the date of
36 sale and gross price of the all-terrain vehicle or
37 the fair market value if no sale immediately preceded
38 the transfer and any additional information the
39 department requires. If the application is made for
40 an all-terrain vehicle last previously registered
41 or titled in another state or foreign country, the
42 application shall contain this information and any
43 other information the department requires.

44 Sec. 97. Section 462A.77, subsection 4, Code 2013,
45 is amended to read as follows:

46 4. Every owner of a vessel subject to titling
47 under this chapter shall apply to the county recorder
48 for issuance of a certificate of title for the vessel
49 within thirty days after acquisition. The application
50 shall be on forms the department prescribes, and

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1 accompanied by the required fee. The application shall
2 be signed and sworn to before a ~~notary public~~ notarial
3 officer as provided in chapter 9B or other person who

4 administers oaths, or shall include a certification
5 signed in writing containing substantially the
6 representation that statements made are true and
7 correct to the best of the applicant's knowledge,
8 information, and belief, under penalty of perjury.
9 The application shall contain the date of sale and
10 gross price of the vessel or the fair market value
11 if no sale immediately preceded the transfer, and any
12 additional information the department requires. If
13 the application is made for a vessel last previously
14 registered or titled in another state or foreign
15 country, it shall contain this information and any
16 other information the department requires.

17 Sec. 98. Section 554.3505, subsection 2, Code 2013,
18 is amended to read as follows:

19 2. A protest is a certificate of dishonor made by a
20 United States consul or vice consul, or a ~~notary public~~
21 notarial officer as provided in chapter 9B or other
22 person authorized to administer oaths by the law of
23 the place where dishonor occurs. It may be made upon
24 information satisfactory to that person. The protest
25 must identify the instrument and certify either that
26 presentment has been made or, if not made, the reason
27 why it was not made, and that the instrument has been
28 dishonored by nonacceptance or nonpayment. The protest
29 may also certify that notice of dishonor has been given
30 to some or all parties.

31 Sec. 99. Section 589.4, Code 2013, is amended to
32 read as follows:

33 589.4 Acknowledgments by corporation officers.
34 The acknowledgments of all deeds, mortgages, or
35 other instruments in writing taken or certified more
36 than ten years earlier, which instruments have been
37 recorded in the recorder's office of any county of this
38 state, including acknowledgments of instruments made by
39 a corporation, or to which the corporation was a party,
40 or under which the corporation was a beneficiary,
41 and which have been acknowledged before or certified
42 by a ~~notary public~~ notarial officer as provided in
43 chapter 9B who was at the time of the acknowledgment or
44 certifying a stockholder or officer in the corporation,
45 are legal and valid official acts of the notaries
46 public, and entitle the instruments to be recorded,
47 anything in the laws of the state of Iowa in regard to
48 acknowledgments to the contrary notwithstanding. This
49 section does not affect pending litigation.

50 Sec. 100. Section 589.5, Code 2013, is amended to

Page 31

1 read as follows:

2 589.5 Acknowledgments by stockholders.

3 All deeds and conveyances of lands within this
4 state executed more than ten years earlier, but
5 which have been acknowledged or proved according
6 to and in compliance with the laws of this state
7 before a ~~notary public~~ notarial officer as provided
8 in chapter 9B or other official authorized by law
9 to take acknowledgments who was, at the time of
10 the acknowledgment, an officer or stockholder of a
11 corporation interested in the deed or conveyance, or
12 otherwise interested in the deeds or conveyances, are,
13 if otherwise valid, valid in law as though acknowledged
14 or proved before an officer not interested in the
15 deeds or conveyances; and if recorded more than ten
16 years earlier, in the respective counties in which
17 the lands are, the records are valid in law as though
18 the deeds and conveyances, so acknowledged or proved
19 and recorded, had, prior to being recorded, been
20 acknowledged or proved before an officer having no
21 interest in the deeds or conveyances.

22 Sec. 101. Section 622.86, Code 2013, is amended to
23 read as follows:

24 622.86 Foreign affidavits.

25 Those taken out of the state before any judge or
26 clerk of a court of record, or before a ~~notary public~~
27 notarial officer as provided in chapter 9B, or a
28 commissioner appointed by the governor of this state to
29 take acknowledgment of deeds in the state where such
30 affidavit is taken, are of the same credibility as if
31 taken within the state.

32 DIVISION XIII

33 CORN PROMOTION BOARD

34 Sec. 102. Section 185C.1, Code 2013, is amended by
35 adding the following new subsection:

36 NEW SUBSECTION. 4A. "Director" means a district
37 elected director or a board elected director as
38 provided in section 185C.6.

39 Sec. 103. Section 185C.1, subsection 5, Code 2013,
40 is amended to read as follows:

41 5. "District" means an official crop reporting
42 district formed by the United States department of
43 agriculture for use on January 1, 2013, and set out in
44 the annual farm census published in that year by the
45 Iowa department of agriculture and land stewardship.

46 Sec. 104. Section 185C.3, Code 2013, is amended to
47 read as follows:

48 185C.3 Establishment of corn promotion board.

49 If a majority of the producers voting in the
50 referendum election approve the passage of the

2 be established. ~~The board shall consist of one~~
 3 ~~director elected from each district in the state,~~
 4 ~~except that a district producing more than an average~~
 5 ~~of one hundred million bushels of corn in the three~~
 6 ~~previous marketing years is entitled to two directors.~~

7 Sec. 105. Section 185C.6, Code 2013, is amended by
 8 striking the section and inserting in lieu thereof the
 9 following:

10 185C.6 Number and election of directors.

11 The Iowa corn promotion board established pursuant
 12 to section 185C.3 shall be composed of directors
 13 elected as provided in this chapter. The directors
 14 shall include all of the following:

15 1. Nine district elected directors. Each such
 16 director shall be elected from a district as provided
 17 in section 185C.5, this section, and sections 185C.7
 18 and 185C.8. A candidate receiving the highest number
 19 of votes in each district shall be elected to represent
 20 that district.

21 2. Three board elected directors. Each such
 22 director shall be elected by the board. The candidate
 23 receiving the highest number of votes by the board
 24 shall be elected to represent the state on at-large
 25 basis.

26 Sec. 106. Section 185C.7, Code 2013, is amended to
 27 read as follows:

28 185C.7 Terms of directors.

29 1. Director terms ~~A director's term of office shall~~
 30 ~~be for three years and no. A district elected director~~
 31 ~~of the board shall not serve for more than three~~
 32 ~~complete consecutive terms. A board elected director~~
 33 ~~shall not serve for more than one complete term of~~
 34 ~~office. A district elected director who is elected~~
 35 ~~as board elected director shall not serve more than a~~
 36 ~~total of four terms of office, regardless of whether~~
 37 ~~any of the terms of office are complete or consecutive.~~

38 2. If the board is reconstituted pursuant to
 39 section 185C.8, the terms of the directors shall be
 40 controlled by this section. However, the initial terms
 41 of the reconstituted board shall be staggered. To the
 42 extent practicable, one-third of the elected directors
 43 shall serve an initial term of one year, one-third of
 44 the elected directors shall serve an initial term of
 45 two years, and one-third of the elected directors shall
 46 serve an initial term of three years. The initial
 47 terms of board elected directors shall be determined
 48 by board ~~members~~ directors drawing lots. ~~The board~~
 49 ~~elected under this paragraph shall not contain two~~
 50 ~~directors from the same district serving the same term.~~

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1 Sec. 107. Section 185C.8, Code 2013, is amended to
2 read as follows:

3 185C.8 ~~Elections~~ Administration of elections for
4 directors.

5 1. The Iowa corn promotion board shall administer
6 elections for district elected directors of the board
7 with the assistance of the secretary. Prior to the
8 expiration of a director's term of office, the board
9 shall appoint a nominating committee for the district
10 represented by that director. The nominating committee
11 shall consist of five producers who are residents of
12 the district from which a director must be elected.
13 The nominating committee shall nominate two resident
14 producers as candidates for each director position for
15 which an election is to be held. Additional candidates
16 may be nominated by a written petition of twenty-five
17 producers. Procedures governing the time and place of
18 filing shall be adopted and publicized by the board.

19 Following recommencement of the promotional order,
20 or termination of the promotional order's suspension
21 as provided in section 185C.24, the secretary shall
22 order the reconstitution of the board. An election of
23 district elected directors shall be held within thirty
24 days from the date of the order. The secretary shall
25 call for, provide for notice of, conduct, and certify
26 the results of the election in a manner consistent
27 with section 185C.5 through 185C.7. Directors shall
28 serve terms as provided in section 185C.7. Rules
29 or procedures adopted by the board and in effect at
30 the date of suspension shall continue in effect upon
31 reconstitution of the board. The Iowa corn growers
32 association may nominate two resident producers as
33 candidates for each director position. Additional
34 candidates may be nominated by a written petition of at
35 least twenty-five producers.

36 2. The Iowa corn promotion board shall administer
37 elections for board elected directors. Prior to
38 the expiration of a board elected director's term of
39 office, the board may appoint a nominating committee.
40 In order to be eligible for nomination and election,
41 a candidate must have previously served on the board
42 as an elected director. An officer of the board shall
43 certify the results of the election.

44 Sec. 108. Section 185C.10, subsection 3, Code 2013,
45 is amended by striking the subsection.

46 Sec. 109. Section 185C.14, subsection 3, Code 2013,
47 is amended to read as follows:

48 3. The board shall meet at least ~~once every three~~
49 ~~months~~ times each year, and at such other times as
50 deemed necessary by the board.

Page 34

1 Sec. 110. Section 185C.21, subsection 2, Code 2013,
2 is amended to read as follows:

3 2. Upon request of the board, the secretary shall
4 call a special referendum for producers to vote
5 on whether to authorize an increase in the state
6 assessment above one-quarter of one cent per bushel,
7 notwithstanding subsection 1. The special referendum
8 shall be conducted as provided in this chapter for
9 referendum elections. However, the special referendum
10 shall not affect the existence or length of the
11 promotional order in effect. If a majority of the
12 producers voting in the special referendum approve
13 the increase, the board may increase the assessment
14 to the amount approved in the special referendum.
15 However, a state assessment shall not exceed ~~one cent~~
16 per a scheduled amount assessed on each bushel of corn
17 marketed in this state determined as follows:

18 a. Until September 1, 2013, one cent.

19 b. For each marketing year of the period beginning
20 September 1, 2013, and ending August 31, 2018, two
21 cents.

22 c. For each marketing year of the period beginning
23 September 1, 2018, and ending August 31, 2023, three
24 cents.

25 d. For each marketing year of the period beginning
26 September 1, 2023, and ending August 31, 2028, four
27 cents.

28 e. For each marketing year beginning on and after
29 September 1, 2028, five cents.

30 Sec. 111. Section 185C.27, Code 2013, is amended to
31 read as follows:

32 185C.27 Refund of assessment.

33 A producer who has sold corn and had a state
34 assessment deducted from the sale price, by application
35 in writing to the board, may secure a refund in the
36 amount deducted. The refund shall be payable only
37 when the application shall have been made to the board
38 within sixty days after the deduction. Application
39 forms shall be given by the board to each first
40 purchaser when requested and the first purchaser
41 shall make the applications available to any producer.
42 Each application for refund by a producer shall have
43 attached to the application proof of the assessment
44 deducted. The proof of assessment may be in the
45 form of a duplicate or certified copy of the purchase
46 invoice by the first purchaser. The board shall have
47 thirty business days from the date the application
48 for refund is received to remit the refund to the
49 producer. The board may provide for refunds of a
50 federal assessment as provided by federal law. Unless

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1 inconsistent with federal law, refunds shall be made
2 under section 185C.26.

3 Sec. 112. IMPLEMENTATION. The Iowa corn promotion
4 board established pursuant to section 185C.3 shall
5 implement this division of this Act.

6 1. During the implementation period all of the
7 following shall apply:

8 a. The board shall provide for staggered terms
9 of directors in the same manner as required for the
10 initial terms of office of a reconstituted board
11 pursuant to section 185C.7. However, the board is not
12 required to draw lots as otherwise provided in that
13 section.

14 b. The board is not required to fill a vacancy for
15 an unexpired term as required in section 185C.9.

16 c. The board may reduce the number of years of a
17 director's term in order to comply with this section.

18 2. The board shall complete implementation of this
19 Act not later than July 1, 2014.

20 Sec. 113. EFFECTIVE UPON ENACTMENT. This division
21 of this Act, being deemed of immediate importance,
22 takes effect upon enactment.

23 DIVISION XIV

24 APPORTIONMENT OF TRANSPORTATION FUNDS — APPROPRIATION

25 Sec. 114. Section 312.3, subsection 2, Code 2013,
26 is amended by adding the following new paragraph:
27 NEW PARAGRAPH. d. For purposes of apportioning
28 among the cities of the state the percentage of
29 the road use tax fund to be credited to the street
30 construction fund of the cities for each month
31 beginning March 2011 and ending March 2021 pursuant to
32 this subsection, the population of each city shall be
33 determined by the greater of the population of the city
34 as of the last preceding certified federal census or
35 as of the April 1, 2010, population estimates base as
36 determined by the United States census bureau.

37 Sec. 115. STREET CONSTRUCTION FUND —
38 APPROPRIATION.

39 1. In a written application to the treasurer of
40 state submitted by October 1, 2013, a city may request
41 an additional distribution of moneys to be credited
42 to the street construction fund of the city equal to
43 that additional amount, calculated by the treasurer,
44 that the city would have received if the funds were
45 apportioned based upon the population of the city as
46 determined by section 312.3, subsection 2, paragraph
47 "d", as enacted in this division of this Act, for the
48 months prior to the effective date of this division of
49 this Act.

50 2. Upon determination by the treasurer of state

1 that an additional amount should be credited to a city
 2 as provided by this section, there is appropriated from
 3 the general fund of the state to the department of
 4 transportation, for the fiscal year beginning July 1,
 5 2013, and ending June 30, 2014, an amount sufficient to
 6 pay the additional amount which shall be distributed to
 7 the city for deposit in the street construction fund
 8 of the city.

9 Sec. 116. EFFECTIVE UPON ENACTMENT. This division
 10 of this Act, being deemed of immediate importance,
 11 takes effect upon enactment.

12 Sec. 117. RETROACTIVE APPLICABILITY. This division
 13 of this Act applies retroactively to March 2011.

14 DIVISION XV
 15 IOWACARE

16 MEDICAL ASSISTANCE — IOWACARE TRANSFER ALLOCATION

17 Sec. 118. 2011 Iowa Acts, chapter 129, section 122,
 18 subsection 13, as amended by 2012 Iowa Acts, chapter
 19 1133, section 10, is amended to read as follows:

20 13. Of the funds appropriated in this section, up
 21 to ~~\$8,684,329~~ \$16,004,422 may be transferred to the
 22 IowaCare account created in section 249J.24.

23 IOWACARE ACCOUNT APPROPRIATIONS — UNIVERSITY OF IOWA
 24 HOSPITALS AND CLINICS

25 Sec. 119. 2011 Iowa Acts, chapter 129, section 146,
 26 subsection 1, paragraph c, as amended by 2012 Iowa
 27 Acts, chapter 1133, section 40, is amended to read as
 28 follows:

29 c. The university of Iowa hospitals and clinics
 30 shall certify public expenditures in an amount equal to
 31 provide the nonfederal share on total expenditures not
 32 to exceed ~~\$32,000,000~~ \$26,000,000.

33 Sec. 120. 2011 Iowa Acts, chapter 129, section 146,
 34 subsection 2, unnumbered paragraph 2, as amended by
 35 2012 Iowa Acts, chapter 1133, section 41, is amended
 36 to read as follows:

37 For salaries, support, maintenance, equipment, and
 38 miscellaneous purposes, for the provision of medical
 39 and surgical treatment of indigent patients, for
 40 provision of services to members of the expansion
 41 population pursuant to chapter 249J, and for medical
 42 education:

43 \$ 45,654,133
 44 52,569,199

45 Sec. 121. 2011 Iowa Acts, chapter 129, section 146,
 46 subsection 3, is amended to read as follows:

47 3. There is appropriated from the IowaCare account
 48 created in section 249J.24, to the state board
 49 of regents for distribution to university of Iowa
 50 physicians for the fiscal year beginning July 1, 2012,

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1 and ending June 30, 2013, the following amount, or
2 so much thereof as is necessary to be used for the
3 purposes designated:

4 For salaries, support, maintenance, equipment, and
5 miscellaneous purposes for the provision of medical and
6 surgical treatment of indigent patients, for provision
7 of services to members of the expansion population
8 pursuant to chapter 249J, and for medical education:

9 \$ 16,277,753
10 19,806,365

11 Notwithstanding any provision of law to the
12 contrary, the amount appropriated in this subsection
13 shall be distributed based on claims submitted,
14 adjudicated, and paid by the Iowa Medicaid enterprise.
15 Once the entire amount appropriated in this subsection
16 has been distributed, claims shall continue to
17 be submitted and adjudicated by the Iowa Medicaid
18 enterprise; however, no payment shall be made based
19 upon such claims.

20 Sec. 122. 2011 Iowa Acts, chapter 129, section
21 146, subsection 6, unnumbered paragraphs 1 and 2, are
22 amended to read as follows:

23 There is appropriated from the IowaCare account
24 created in section 249J.24 to the department of human
25 services for the fiscal year beginning July 1, 2012,
26 and ending June 30, 2013, the following amount, or
27 so much thereof as is necessary to be used for the
28 purposes designated:

29 For a care coordination pool to pay the expansion
30 population providers consisting of the university of
31 Iowa hospitals and clinics, the publicly owned acute
32 care teaching hospital as specified in section 249J.7,
33 and current medical assistance program providers that
34 are not expansion population network providers pursuant
35 to section 249J.7, for services covered by the full
36 benefit medical assistance program but not under the
37 IowaCare program pursuant to section 249J.6, that are
38 provided to expansion population members:
39 \$ 1,500,000
40 2,500,000

41 Sec. 123. 2011 Iowa Acts, chapter 129, section 146,
42 is amended by adding the following new subsection:

43 NEW SUBSECTION. 8. For the fiscal year beginning
44 July 1, 2012, and ending June 30, 2013, the state board
45 of regents shall transfer \$1,275,577 to the IowaCare
46 account created in section 249J.24, to provide the
47 nonfederal share for distribution to university of Iowa
48 physicians under the IowaCare program.

49 Sec. 124. EFFECTIVE UPON ENACTMENT. This division
50 of this Act, being deemed of immediate importance,

1 takes effect upon enactment.

2 DIVISION XVI
3 HISTORIC PRESERVATION AND CULTURAL AND ENTERTAINMENT
4 DISTRICT TAX CREDITS

5 Sec. 125. Section 404A.1, subsection 2, paragraph
6 e, Code 2013, is amended to read as follows:

7 e. "Substantial rehabilitation" means qualified
8 rehabilitation costs that meet or exceed the following:

9 (1) In the case of commercial property, costs
10 totaling at least fifty thousand dollars or fifty
11 percent of the assessed value of the property,
12 excluding the land, prior to the rehabilitation,
13 whichever is less.

14 (2) In the case of ~~residential property or barns~~
15 other than commercial property, costs totaling at least
16 twenty-five thousand dollars or twenty-five percent
17 of the assessed value, excluding the land, prior to
18 rehabilitation, whichever is less.

19 Sec. 126. Section 404A.3, subsection 3, paragraph
20 b, Code 2013, is amended to read as follows:

21 b. The eligible property shall be placed in service
22 within either sixty months of the date on which the
23 project application was approved under this section,
24 or seventy-two months of the date on which the project
25 application was approved under this section if more
26 than fifty percent of the qualified rehabilitation
27 costs are incurred within sixty months of the date on
28 which the project application was approved under this
29 section.

30 Sec. 127. Section 404A.4, subsection 2, paragraph
31 d, Code 2013, is amended to read as follows:

32 d. For the fiscal year beginning July 1, 2012,
33 ~~and for each fiscal year thereafter,~~ the office shall
34 reserve not more than forty-five million dollars worth
35 of tax credits for any one taxable year.

36 Sec. 128. Section 404A.4, subsection 2, Code 2013,
37 is amended by adding the following new paragraphs:

38 NEW PARAGRAPH. e. For a fiscal year beginning
39 on or after July 1, 2013, but before July 1, 2016,
40 the office shall reserve not more than sixty million
41 dollars worth of tax credits for any one taxable year.

42 NEW PARAGRAPH. f. For the fiscal year beginning
43 July 1, 2016, and for each fiscal year thereafter,
44 the office shall reserve not more than fifty million
45 dollars worth of tax credits for any one taxable year.

46 Sec. 129. Section 404A.4, subsection 4, paragraph
47 a, Code 2013, is amended to read as follows:

48 a. The total amount of tax credits that may be
49 approved for a fiscal year prior to the fiscal year
50 beginning July 1, 2012, under this chapter shall not

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1 exceed fifty million dollars. The total amount of
2 tax credits that may be approved for a the fiscal
3 ~~year beginning on or after July 1, 2012,~~ shall not
4 exceed forty-five million dollars. The total amount
5 of tax credits that may be approved for a fiscal year
6 beginning on or after July 1, 2013, but before July
7 1, 2016, shall not exceed sixty million dollars. The
8 total amount of tax credits that may be approved for a
9 fiscal year beginning on or after July 1, 2016, shall
10 not exceed fifty million dollars.

11 Sec. 130. Section 404A.4, subsection 4, paragraph
12 b, subparagraph (1), Code 2013, is amended to read as
13 follows:

14 (1) Ten percent of the dollar amount of tax credits
15 shall be allocated for purposes of new projects with
16 final qualified rehabilitation costs of five seven
17 hundred fifty thousand dollars or less.

18 Sec. 131. EFFECTIVE UPON ENACTMENT. The following
19 provision or provisions of this division of this Act,
20 being deemed of immediate importance, take effect upon
21 enactment:

22 1. The section amending section 404A.3.

23 Sec. 132. APPLICABILITY. The following provision
24 or provisions of this division of this Act apply to
25 eligible property to be placed in service on or after
26 the effective date of this division of this Act:

27 1. The section amending section 404A.3.

28 DIVISION XVII
29 INCOME TAXES

30 Sec. 133. Section 422.5, subsection 1, paragraph j,
31 subparagraph (2), subparagraph division (a), Code 2013,
32 is amended to read as follows:

33 (a) The tax imposed upon the taxable income of
34 a resident shareholder in an S corporation or of
35 an estate or trust with a situs in Iowa that is a
36 shareholder in an S corporation, which S corporation
37 has in effect for the tax year an election under
38 subchapter S of the Internal Revenue Code and carries
39 on business within and without the state, may be
40 computed by reducing the amount determined pursuant
41 to paragraphs "a" through "i" by the amounts of
42 nonrefundable credits under this division and by
43 multiplying this resulting amount by a fraction of
44 which the resident's or estate's or trust's net income
45 allocated to Iowa, as determined in section 422.8,
46 subsection 2, paragraph "b", is the numerator and the
47 resident's or estate's or trust's total net income
48 computed under section 422.7 is the denominator. If
49 a resident shareholder, or an estate or trust with
50 a situs in Iowa that is a shareholder, has elected

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1 to take advantage of this subparagraph (2), and for
2 the next tax year elects not to take advantage of
3 this subparagraph, the resident or estate or trust
4 shareholder shall not reelect to take advantage of
5 this subparagraph for the three tax years immediately
6 following the first tax year for which the shareholder
7 elected not to take advantage of this subparagraph,
8 unless the director consents to the reelection. This
9 subparagraph also applies to individuals who are
10 residents of Iowa for less than the entire tax year.

11 Sec. 134. Section 422.8, subsection 2, paragraph b,
12 unnumbered paragraph 1, Code 2013, is amended to read
13 as follows:

14 A resident's income, or the income of an estate
15 or trust with a situs in Iowa, allocable to Iowa is
16 the income determined under section 422.7 reduced by
17 items of income and expenses from an S corporation that
18 carries on business within and without the state when
19 those items of income and expenses pass directly to the
20 shareholders under provisions of the Internal Revenue
21 Code. These items of income and expenses are increased
22 by the greater of the following:

23 Sec. 135. Section 422.15, subsection 2, Code 2013,
24 is amended to read as follows:

25 2. Every partnership, including limited
26 partnerships ~~organized under chapter 488, having a~~
27 place of business in the state, doing business in this
28 state, or deriving income from sources within this
29 state as defined in section 422.33, subsection 1, shall
30 make a return, stating specifically the net income
31 and capital gains (or losses) reported on the federal
32 partnership return, the names and addresses of the
33 partners, and their respective shares in said amounts.

34 Sec. 136. EFFECTIVE UPON ENACTMENT. This division
35 of this Act, being deemed of immediate importance,
36 takes effect upon enactment.

37 Sec. 137. RETROACTIVE APPLICABILITY. The following
38 provision or provisions of this division of this Act
39 apply retroactively to January 1, 2013, for tax years
40 beginning on or after that date:

- 41 1. The section amending section 422.5.
- 42 2. The section amending section 422.8.
- 43 3. The section amending section 422.15.

44 DIVISION XVIII

45 SALES AND USE TAXES

46 Sec. 138. Section 423.1, subsection 5, Code 2013,
47 is amended to read as follows:

48 5. "Agricultural production" includes the production
49 of flowering, ornamental, or vegetable plants in
50 commercial greenhouses or otherwise, and production

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1 from aquaculture, and production from silvicultural
2 activities. "Agricultural products" includes
3 flowering, ornamental, or vegetable plants and those
4 products of aquaculture and silviculture.
5 Sec. 139. Section 423.2, subsection 6, paragraph a,
6 Code 2013, is amended to read as follows:
7 a. The sales price of any of the following
8 enumerated services is subject to the tax imposed
9 by subsection 5: alteration and garment repair;
10 armored car; vehicle repair; battery, tire, and
11 allied; investment counseling; service charges of
12 all financial institutions; barber and beauty; boat
13 repair; vehicle wash and wax; campgrounds; carpentry;
14 roof, shingle, and glass repair; dance schools
15 and dance studios; dating services; dry cleaning,
16 pressing, dyeing, and laundering; electrical and
17 electronic repair and installation; excavating and
18 grading; farm implement repair of all kinds; flying
19 service; furniture, rug, carpet, and upholstery
20 repair and cleaning; fur storage and repair; golf and
21 country clubs and all commercial recreation; gun and
22 camera repair; house and building moving; household
23 appliance, television, and radio repair; janitorial and
24 building maintenance or cleaning; jewelry and watch
25 repair; lawn care, landscaping, and tree trimming
26 and removal; limousine service, including driver;
27 machine operator; machine repair of all kinds; motor
28 repair; motorcycle, scooter, and bicycle repair;
29 oilers and lubricators; office and business machine
30 repair; painting, papering, and interior decorating;
31 parking facilities; pay television; pet grooming; pipe
32 fitting and plumbing; wood preparation; executive
33 search agencies; private employment agencies, excluding
34 services for placing a person in employment where the
35 principal place of employment of that person is to be
36 located outside of the state; reflexology; security
37 and detective services, excluding private security
38 and detective services furnished by a peace officer
39 with the knowledge and consent of the chief executive
40 officer of the peace officer's law enforcement
41 agency; sewage services for nonresidential commercial
42 operations; sewing and stitching; shoe repair and
43 shoeshine; sign construction and installation;
44 storage of household goods, mini-storage, and
45 warehousing of raw agricultural products; swimming
46 pool cleaning and maintenance; tanning beds or salons;
47 taxidermy services; telephone answering service; test
48 laboratories, including mobile testing laboratories and
49 field testing by testing laboratories, and excluding
50 tests on humans or animals; termite, bug, roach,

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1 and pest eradicators; tin and sheet metal repair;
 2 transportation service consisting of the rental of
 3 recreational vehicles or recreational boats, or the
 4 rental of motor vehicles subject to registration which
 5 are registered for a gross weight of thirteen tons
 6 or less for a period of sixty days or less, or the
 7 rental of aircraft for a period of sixty days or less;
 8 Turkish baths, massage, and reducing salons, excluding
 9 services provided by massage therapists licensed
 10 under chapter 152C; water conditioning and softening;
 11 weighing; welding; well drilling; wrapping, packing,
 12 and packaging of merchandise other than processed meat,
 13 fish, fowl, and vegetables; wrecking service; wrecker
 14 and towing.

15 Sec. 140. Section 423.3, subsection 47, paragraph
 16 d, subparagraph (4), Code 2013, is amended to read as
 17 follows:

18 (4) "Manufacturer" means ~~as defined in section~~
 19 ~~428.20 a person who purchases, receives, or holds~~
 20 ~~personal property of any description for the purpose~~
 21 ~~of adding to its value by a process of manufacturing,~~
 22 ~~refining, purifying, combining of different materials,~~
 23 ~~or by the packing of meats, with a view to selling~~
 24 ~~the property for gain or profit~~, but also includes
 25 contract manufacturers. A contract manufacturer is a
 26 manufacturer that otherwise falls within the definition
 27 of manufacturer ~~under section 428.20~~, except that
 28 a contract manufacturer does not sell the tangible
 29 personal property the contract manufacturer processes
 30 on behalf of other manufacturers. A business engaged
 31 in activities subsequent to the extractive process of
 32 quarrying or mining, such as crushing, washing, sizing,
 33 or blending of aggregate materials, is a manufacturer
 34 with respect to these activities. This subparagraph
 35 (4) shall not be construed to require that a person
 36 be primarily engaged in an activity listed in this
 37 subparagraph in order to qualify as a manufacturer for
 38 purposes of this subsection.

39 Sec. 141. Section 423.3, Code 2013, is amended by
 40 adding the following new subsection:
 41 NEW SUBSECTION. 99. The sales price from services
 42 furnished by forestry consultants and forestry vendors
 43 engaged in forestry practices on private or public
 44 land.

45 DIVISION XIX
 46 IOWA FUND OF FUNDS

47 Sec. 142. Section 15E.62, Code 2013, is amended by
 48 adding the following new subsections:
 49 NEW SUBSECTION. 03. "Creditor" means a person,
 50 including an assignee of or successor to such person,

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1 who extends credit or makes a loan to the Iowa fund of
2 funds or to a designated investor, and includes any
3 person who refinances such credit or loan.

4 NEW SUBSECTION. 04. "Fund documents" means all
5 agreements relating to matters under the purview of
6 this division VII entered into prior to the effective
7 date of this division of this Act between or among
8 the state, the Iowa fund of funds, a fund allocation
9 manager or similar manager, the Iowa capital investment
10 corporation, the board, a creditor, a designated
11 investor, and a private seed or venture capital
12 partnership, and includes other documents having the
13 same force and effect between or among such parties,
14 as any of the foregoing may be amended, modified,
15 restated, or replaced from time to time.

16 Sec. 143. Section 15E.65, subsection 2, paragraph
17 h, Code 2013, is amended to read as follows:

18 ~~h. Fifty years after the organization of the~~
19 ~~Iowa fund of funds~~ As soon as practicable after the
20 effective date of this division of this Act, the
21 Iowa capital investment corporation, in conjunction
22 with the department of revenue, the board, and the
23 attorney general, shall wind up the Iowa fund of
24 funds pursuant to section 15E.72 and shall cause the
25 Iowa fund of funds to be liquidated with all of its
26 assets distributed to its owners in accordance with
27 the provisions of its organizational documents and in
28 accordance with the fund documents. In liquidating
29 such assets, the capital investment corporation, the
30 department of revenue, the board, and the attorney
31 general shall act with prudence and caution in order
32 to minimize costs and fees and to preserve investment
33 assets to the extent reasonably possible.

34 Sec. 144. NEW SECTION. 15E.72 Program wind-up and
35 future repeal.

36 1. Organization of additional funds prohibited.
37 Notwithstanding section 15E.65, an Iowa fund of funds
38 shall not be organized on or after the effective date
39 of this division of this Act.

40 2. New investments by the fund of funds
41 prohibited. Notwithstanding section 15E.65, the Iowa
42 fund of funds shall not make new investments in private
43 seed and venture capital partnerships or entities on or
44 after the effective date of this division of this Act
45 except as required by the fund documents.

46 3. New investments by designated investors
47 prohibited.

48 a. Except as provided in paragraph "b", and
49 notwithstanding any other provision in this division
50 VII, a designated investor shall not invest in the Iowa

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1 fund of funds on or after the effective date of this
2 division of this Act.

3 b. Notwithstanding the prohibition in paragraph
4 "a", a designated investor may invest in the Iowa
5 fund of funds on or after the effective date of this
6 division of this Act to the extent such investment
7 is required by the fund documents. In addition, the
8 director of revenue, with the approval of the attorney
9 general, may authorize additional investment in the
10 Iowa fund of funds but only if such an investment is
11 necessary to preserve fund assets, repay creditors, pay
12 taxes, or otherwise effectuate an orderly wind-up of
13 the program pursuant to this section.

14 4. Issuance, verification, and redemption of new
15 certificates prohibited.

16 a. Except as provided in paragraph "b", and
17 notwithstanding any other provision in this division
18 VII, the board shall not issue, verify, or redeem a
19 certificate or a related tax credit on or after the
20 effective date of this division of this Act.

21 b. Notwithstanding the prohibition in paragraph
22 "a", the board may issue, redeem, or verify a
23 certificate or a related tax credit under any of the
24 following conditions:

25 (1) The board is required to do so under the terms
26 of the fund documents.

27 (2) The issuance, redemption, or verification is
28 deemed necessary by the director of revenue and the
29 attorney general in order to arrange new financing
30 terms with a creditor.

31 (3) The issuance, redemption, or verification
32 is deemed necessary by the director of revenue and
33 the attorney general to preserve fund assets, repay
34 creditors, or otherwise effectuate an orderly wind-up
35 of the program pursuant to this section.

36 5. New fund allocation managers prohibited.

37 a. Notwithstanding any other provision in this
38 division VII, the Iowa capital investment corporation
39 shall not have authority to solicit, select, terminate,
40 or change a fund allocation manager or similar manager
41 on or after the effective date of this division of this
42 Act.

43 b. On or after the effective date of this division
44 of this Act, all decisions pertaining to relationships
45 with a fund allocation manager or similar manager
46 selected prior to the effective date of this division
47 of this Act shall be made by the director of revenue
48 with the approval of the attorney general. This
49 subsection shall not be construed to impair the terms
50 of the fund documents.

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- 1 6. Pledging of certificates prohibited.
2 a. Except as provided in paragraph "b", and
3 notwithstanding any other provision of law to the
4 contrary, a certificate and a related tax credit or
5 verified tax credit issued by the board shall not be
6 pledged by a designated investor as security for a loan
7 or an extension of credit on or after the effective
8 date of this division of this Act.
9 b. Notwithstanding the prohibition in paragraph
10 "a", a certificate and related tax credit or verified
11 tax credit issued by the board may be pledged by
12 a designated investor as security for a loan or an
13 extension of credit to the extent such pledge is
14 required by the fund documents. In addition, the
15 board, with the approval of the director of revenue
16 and the attorney general, may authorize a certificate
17 and related tax credit to be pledged as security for
18 a loan or an extension of credit, but only if such a
19 pledge is necessary to arrange new financing terms with
20 a creditor or to repay creditors for moneys loaned or
21 credit extended to a designated investor.
- 22 7. Rural and small business loan guarantees
23 prohibited. Notwithstanding any other provision in
24 this division VII to the contrary, the Iowa capital
25 investment corporation shall not make rural and small
26 business loan guarantees or otherwise administer a
27 program to provide loan guarantees and other related
28 credit enhancements on loans to rural and small
29 business borrowers within the state of Iowa on or after
30 the effective date of this division of this Act.
- 31 8. Iowa capital investment corporation purposes
32 amended. Notwithstanding section 15E.64, on or after
33 the effective date of this division of this Act, the
34 purposes of the Iowa capital investment corporation
35 shall be to comply with its obligations under the
36 fund documents and to assist the board, the director
37 of revenue, and the attorney general in effectuating
38 the orderly wind-up of the Iowa fund of funds.
39 In effectuating such a wind-up, the Iowa capital
40 investment corporation shall comply with all reasonable
41 requests by the board, the director of revenue, the
42 attorney general, or the auditor of state.
- 43 9. Use of revolving fund prohibited.
44 a. Notwithstanding section 15E.65, subsection 2,
45 paragraph "a", on or after the effective date of this
46 division of this Act, all investment returns received
47 by the Iowa capital investment corporation that are in
48 excess of those payable to designated investors shall
49 be deposited in the general fund of the state.
50 b. This subsection shall not be construed to

1 impair the terms of the fund documents. It is the
2 intent of the general assembly that this subsection
3 only applies in the event that there are investment
4 returns in excess of those necessary to repay creditors
5 and designated investors under the terms of the fund
6 documents.

7 10. Preservation of existing rights. This section
8 is not intended to and shall not limit, modify,
9 or otherwise adversely affect the fund documents,
10 including any certificate or related tax credit issued
11 before the effective date of this division of this Act.

12 11. Future repeal. This division VII is repealed
13 upon the occurrence of one of the following, whichever
14 is earlier:

15 a. The expiration or termination of all fund
16 documents. The director of revenue shall notify the
17 Iowa Code editor upon the occurrence of this condition.

18 b. December 31, 2027.

19 Sec. 145. EFFECTIVE UPON ENACTMENT. This division
20 of this Act, being deemed of immediate importance,
21 takes effect upon enactment.

22 DIVISION XX
23 STUDY REPORT

24 Sec. 146. ADMINISTRATIVE APPEALS PROCESS FOR
25 TAX MATTERS AND NEW TAX APPEAL BOARD — REPORT. The
26 department of revenue, in consultation with the
27 department of management and other interested
28 stakeholders, shall study the independence,
29 effectiveness, and fairness of the state's current
30 administrative appeals processes for tax matters and
31 shall make recommendations for changes, if necessary,
32 and shall additionally study the desirability,
33 practicality, and feasibility of replacing components
34 of these processes with a new consolidated and
35 independent administrative appeals board for tax
36 matters within the executive branch to resolve disputes
37 between the department of revenue and taxpayers.
38 The department of revenue shall prepare and file a
39 report detailing its findings and recommendations
40 with the chairpersons and ranking members of the ways
41 and means committees of the senate and the house of
42 representatives and with the legislative services
43 agency by January 8, 2014. This section of this Act
44 shall not be construed to provide the department of
45 revenue with the power or authority to eliminate or in
46 any way modify the property assessment appeals board
47 created pursuant to section 421.1A.

48 DIVISION XXI

49 SECURE AN ADVANCED VISION FOR EDUCATION FUND

50 Sec. 147. Section 423F.2, subsection 1, paragraph

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1 b, Code 2013, is amended to read as follows:
2 b. The increase in the state sales, services, and
3 use taxes under chapter 423, subchapters II and III,
4 from five percent to six percent shall replace the
5 repeal of the county's local sales and services tax for
6 school infrastructure purposes. The distribution of
7 moneys in the secure an advanced vision for education
8 fund and the use of the moneys for infrastructure
9 purposes or property tax relief shall be as provided
10 in this chapter. ~~However, the formula for the~~
11 ~~distribution of the moneys in the fund shall be based~~
12 ~~upon amounts that would have been received if the local~~
13 ~~sales and services taxes under former chapter 423E,~~
14 ~~Code and Code Supplement 2007, continued in existence.~~
15 Sec. 148. Section 423F.2, subsection 3, Code 2013,
16 is amended to read as follows:

17 3. The moneys available in a fiscal year in the
18 secure an advanced vision for education fund shall be
19 distributed by the department of revenue to each school
20 district ~~in an amount equal to the amount the school~~
21 ~~district would have received pursuant to the formula~~
22 ~~in section 423E.4 as if the local sales and services~~
23 ~~tax for school infrastructure purposes was imposed on a~~
24 per pupil basis calculated using each school district's
25 budget enrollment, as defined in section 257.6, for
26 that fiscal year. Moneys in a fiscal year that are in
27 excess of that needed to provide each school district
28 with its formula amount Prior to distribution of moneys
29 in the secure an advanced vision for education fund to
30 school districts, two and one-tenths percent of the
31 moneys available in a fiscal year shall be distributed
32 and credited to the property tax equity and relief fund
33 created in section 257.16A.

34 Sec. 149. APPLICABILITY. This division of this
35 Act applies to fiscal years beginning on or after July
36 1, 2014.

37 DIVISION XXII

38 SCHOOL EMPLOYEES — BACKGROUND INVESTIGATIONS

39 Sec. 150. NEW SECTION. 279.69 School employees —
40 background investigations.

41 1. Prior to hiring an applicant for a school
42 employee position, a school district shall have access
43 to and shall review the information in the Iowa court
44 information system available to the general public,
45 the sex offender registry information under section
46 692A.121 available to the general public, the central
47 registry for child abuse information established under
48 section 235A.14, and the central registry for dependent
49 adult abuse information established under section
50 235B.5 for information regarding the applicant. A

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1 school district shall follow the same procedure by June
2 30, 2014, for each school employee employed by the
3 school district as of July 1, 2013. A school district
4 shall also follow the same procedure every five years
5 upon the anniversary of each school employee's year of
6 hire. A school district shall not charge an employee
7 for the cost of the registry checks conducted pursuant
8 to this subsection. A school district shall maintain
9 documentation demonstrating compliance with this
10 subsection.

11 2. Being listed in the sex offender registry
12 established under chapter 692A, the central registry
13 for child abuse information established under section
14 235A.14, or the central registry for dependent adult
15 abuse information established under section 235B.5
16 shall constitute grounds for the immediate suspension
17 from duties of a school employee, pending a termination
18 hearing by the board of directors of a school district.
19 A termination hearing conducted pursuant to this
20 subsection shall be limited to the question of whether
21 the school employee was incorrectly listed in the
22 registry.

23 3. For purposes of this section, "school employee"
24 means an individual employed by a school district,
25 including a part-time, substitute, or contract
26 employee. "School employee" does not include an
27 individual subject to a background investigation
28 pursuant to section 272.2, subsection 17, section
29 279.13, subsection 1, paragraph "b", or section
30 321.375, subsection 2.

31 Sec. 151. STATE MANDATE FUNDING SPECIFIED. In
32 accordance with section 25B.2, subsection 3, the state
33 cost of requiring compliance with any state mandate
34 included in this division of this Act shall be paid
35 by a school district from state school foundation
36 aid received by the school district under section
37 257.16. This specification of the payment of the
38 state cost shall be deemed to meet all of the state
39 funding-related requirements of section 25B.2,
40 subsection 3, and no additional state funding shall be
41 necessary for the full implementation of this division
42 of this Act by and enforcement of this division of this
43 Act against all affected school districts.

44 DIVISION XXIII
45 FOOD BANKS
46 SUBCHAPTER I
47 GENERAL

48 Sec. 152. NEW SECTION. 190B.101 Purpose.
49 The purpose of this chapter is to effectively
50 and efficiently utilize Iowa's abundant supplies of

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1 nutritional food to relieve situations of emergency
2 or distress experienced by individuals or families in
3 need who reside in this state, including low-income
4 individuals or families and unemployed individuals or
5 families.

6 Sec. 153. NEW SECTION. 190B.102 Definitions.

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

9 1. "Federal emergency food assistance program" means
10 the federal emergency food assistance program, as
11 provided in 7 C.F.R. pts. 250 and 251.

12 2. "Food" means a substance which is used in whole
13 or in part for human consumption in compliance with
14 federal and state standards or requirements including a
15 donated food that meets the requirements of the federal
16 emergency food assistance program.

17 3. "Food commodity" means any commodity that is
18 derived from an agricultural animal or crop, both
19 as defined in section 717A.1, that is produced on
20 agricultural land as defined in section 425A.2, and
21 that is intended to be used as food in its raw or
22 processed state.

23 4. "Iowa emergency feeding organization" means a
24 public or private nonprofit organization whose mission
25 is compatible with the purpose of this chapter as
26 provided in section 190B.101 and which includes an
27 Iowa food bank or other organization that operates
28 at a congregate nutritional site or that provides
29 home-delivered meals in this state. An Iowa emergency
30 feeding organization includes but is not limited to a
31 food pantry, hunger relief center, or soup kitchen.

32 5. "Iowa food bank" means a private nonprofit
33 organization which meets all of the following
34 requirements:

35 a. It receives, holds, and directly or indirectly
36 distributes food principally to Iowa emergency feeding
37 organizations in a manner compatible with the purpose
38 of this chapter as provided in section 190B.101.

39 b. It is an organization described in section
40 501(c)(3) of the Internal Revenue Code and exempt from
41 taxation under section 501(a) of the Internal Revenue
42 Code.

43 c. It receives contributions that are deductible
44 under section 170 of the Internal Revenue Code.

45 6. "Iowa food bank association" or "association"
46 means an organization that meets all of the following
47 requirements:

48 a. It is organized as a nonprofit corporation under
49 chapter 504.

50 b. Its principal office is or has been located in

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1 this state.

2 c. It is an organization described in section
3 501(c)(3) of the Internal Revenue Code and exempt from
4 taxation under section 501(a) of the Internal Revenue
5 Code.

6 d. It receives contributions that are deductible
7 under section 170 of the Internal Revenue Code.

8 e. Its members include Iowa food banks, or
9 affiliations of Iowa food banks, that together serve
10 all counties in this state.

11 SUBCHAPTER II

12 IOWA FOOD-LINK TO FOOD-BANK INITIATIVE

13 Sec. 154. NEW SECTION. 190B.201 Definition.

14 As used in this subchapter, "department" means the
15 department of human services.

16 Sec. 155. NEW SECTION. 190B.202 Department of
17 human services — cooperation with other agencies.

18 1. This subchapter shall be administered by the
19 department of human services.

20 2. The department shall adopt all rules necessary
21 to administer this subchapter.

22 3. Each fiscal year, the department shall award
23 the amount appropriated in section 190B.203, to an
24 Iowa food bank association selected by the department
25 to manage programs associated with an Iowa food-link
26 to food-bank initiative. The moneys appropriated in
27 section 190B.203 shall be allocated on a matching basis
28 as provided in that section. The department shall
29 execute a contract with the association to provide for
30 the terms and conditions of the program's management.
31 A contract shall not obligate the state to pay moneys
32 for multiple fiscal years.

33 4. The department of agriculture and land
34 stewardship, the department of public health, and the
35 department of inspections and appeals shall cooperate
36 with the department of human services to administer the
37 Iowa food-link to food-bank initiative.

38 Sec. 156. NEW SECTION. 190B.203 Iowa food-link to
39 food-bank initiative — appropriation.

40 1. For the fiscal year beginning July 1, 2013,
41 and ending June 30, 2014, and for each subsequent
42 fiscal year, there is appropriated from the general
43 fund of the state to the department of human services
44 the amount of two million dollars to support an Iowa
45 food-link to food-bank initiative to further the
46 purpose provided in section 190B.101.

47 2. The department of human services shall allocate
48 the amount appropriated in subsection 1 to an Iowa food
49 bank association selected by the department as provided
50 in section 190B.202 for purposes of supporting the

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1 following programs:

2 a. An Iowa emergency food purchase program. The
3 department shall allocate up to one million seven
4 hundred thousand dollars to the association for the
5 purchase of food on behalf of an Iowa emergency feeding
6 organization or for the distribution of moneys to Iowa
7 emergency feeding organizations for the purchase of
8 food.

9 (1) A preference shall be provided to the purchase
10 of food produced, processed, or packaged within this
11 state whenever reasonably practicable.

12 (2) The food shall be purchased in a manner that
13 best furthers a significant economic benefit to
14 communities of this state.

15 b. An Iowa emergency food nutritional education
16 program. The department shall allocate up to one
17 hundred thousand dollars to the association to
18 distribute the moneys to one or more Iowa emergency
19 feeding organizations in order to provide instruction
20 regarding nutrition and promote a lifelong healthy
21 diet.

22 c. A transportation and storage program. The
23 department shall allocate up to two hundred thousand
24 dollars to the association for the limited purposes of
25 paying costs directly associated with transporting or
26 storing donated food associated with the Iowa food-link
27 to food-bank initiative as provided in this subchapter.

28 3. The moneys appropriated in subsection 1 shall
29 be allocated as provided in subsection 2 only to the
30 extent that the allocated moneys are matched on a
31 dollar-for-dollar basis with moneys contributed by one
32 or more sources, including but not limited to an Iowa
33 food bank, but not including the state. The department
34 shall establish procedures or other requirements for
35 making and tracking matching contributions.

36 SUBCHAPTER III

37 FROM FARM TO FOOD DONATION TAX CREDIT

38 Sec. 157. NEW SECTION. 190B.301 Definitions.

39 As used in this subchapter, unless the context
40 otherwise requires:

41 1. "Department" means the department of revenue.

42 2. "Tax credit" means the from farm to food
43 donation tax credit as established in this subchapter.

44 Sec. 158. NEW SECTION. 190B.302 Department of
45 revenue — cooperation with other departments.

46 1. This subchapter shall be administered by the
47 department of revenue.

48 2. The department shall adopt all rules necessary
49 to administer this subchapter.

50 3. The department of agriculture and land

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1 stewardship, the department of public health, the
2 department of human services, and the department
3 of inspections and appeals shall cooperate with the
4 department of revenue to administer this subchapter.

5 Sec. 159. NEW SECTION. 190B.303 From farm to food
6 donation tax credit.

7 A from farm to food donation tax credit is allowed
8 against the taxes imposed in chapter 422, divisions II
9 and III, as provided in this subchapter.

10 Sec. 160. NEW SECTION. 190B.304 From farm to food
11 donation tax credit — eligibility.

12 In order to qualify for a from farm to food donation
13 tax credit, all of the following must apply:

14 1. The taxpayer must produce the donated food
15 commodity.

16 2. The taxpayer must transfer title to the
17 donated food commodity to an Iowa food bank, or an
18 Iowa emergency feeding organization, recognized
19 by the department. The taxpayer shall not receive
20 remuneration for the transfer.

21 3. The donated food commodity cannot be damaged
22 or out-of-condition and declared to be unfit for
23 human consumption by a federal, state, or local health
24 official. A food commodity that meets the requirements
25 for donated foods pursuant to the federal emergency
26 food assistance program satisfies this requirement.

27 4. A taxpayer claiming the tax credit shall provide
28 documentation supporting the tax credit claim in a form
29 and manner prescribed by the department by rule.

30 Sec. 161. NEW SECTION. 190B.305 From farm to food
31 donation tax credit — claims filed by individuals who
32 belong to business entities.

33 An individual may claim a from farm to food donation
34 tax credit of a partnership, limited liability company,
35 S corporation, estate, or trust electing to have
36 income taxed directly to the individual. The amount
37 claimed by the individual shall be based upon the
38 pro rata share of the individual's earnings from the
39 partnership, limited liability company, S corporation,
40 estate, or trust.

41 Sec. 162. NEW SECTION. 190B.306 From farm to food
42 donation tax credit — limits on claims.

43 A from farm to food donation tax credit is subject
44 to all of the following limitations:

45 1. The tax credit shall not exceed a qualifying
46 amount for the tax year that the tax credit is claimed.

47 The qualifying amount is the lesser of the following:

48 a. Fifteen percent of the value of the commodities
49 donated during the tax year for which the credit
50 is claimed. The value of the commodities shall

1 be determined in the same manner as a charitable
2 contribution of food for federal tax purposes under
3 section 170(e)(3)(C) of the Internal Revenue Code.

4 b. Five thousand dollars.

5 2. A tax credit in excess of the taxpayer's
6 liability for the tax year is not refundable but may be
7 credited to the tax liability for the following five
8 years or until depleted, whichever is earlier.

9 3. If a tax credit is allowed, the amount of the
10 contribution for which the tax credit is claimed shall
11 not be deductible in determining taxable income for
12 state tax purposes.

13 4. A tax credit shall not be carried back to a tax
14 year prior to the tax year in which the taxpayer claims
15 the tax credit.

16 Sec. 163. NEW SECTION. 422.11E From farm to food
17 donation tax credit.

18 The taxes imposed under this division, less the
19 credits allowed under section 422.12, shall be reduced
20 by a from farm to food donation tax credit as allowed
21 under chapter 190B, subchapter III.

22 Sec. 164. Section 422.33, Code 2013, is amended by
23 adding the following new subsection:

24 NEW SUBSECTION. 30. The taxes imposed under this
25 division shall be reduced by a from farm to food
26 donation tax credit as allowed under chapter 190B,
27 subchapter III.

28 Sec. 165. APPLICABILITY. The provisions of this
29 division of this Act providing for a from farm to food
30 donation tax credit applies to tax years beginning on
31 or after January 1, 2014.

32 DIVISION XXIV

33 NATIONAL SPORTING EVENT

34 Sec. 166. NATIONAL SPORTING EVENT — MARKETING —
35 INFRASTRUCTURE — APPROPRIATION.

36 1. There is appropriated from the general fund of
37 the state to the economic development authority for the
38 fiscal year beginning July 1, 2012, and ending June 30,
39 2013, the following amount, or so much thereof as is
40 necessary, to be used for the purposes designated:

41 For distribution to an automobile racetrack facility
42 as defined in section 423.4, subsection 5, Code
43 2013, for the development and promotion of a national
44 sporting event at the facility:

45 § 8,000,000

46 2. The moneys appropriated in subsection 1 shall
47 be used for marketing and infrastructure purposes.
48 Moneys used for marketing purposes shall not be used
49 for salaries.

50 3. The authority shall distribute the moneys in the

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1 following manner:

2 a. Two million dollars in the fiscal year beginning
3 July 1, 2013.

4 b. Two million dollars in the fiscal year beginning
5 July 1, 2014.

6 c. Two million dollars in the fiscal year beginning
7 July 1, 2015.

8 d. Two million dollars in the fiscal year beginning
9 July 1, 2016.

10 4. By September 1 of each year beginning September
11 1, 2014, and ending September 1, 2017, a recipient of
12 moneys distributed pursuant to this section shall file
13 a report with the authority providing specific detail
14 regarding the expenditure of such moneys during the
15 previous fiscal year.

16 5. Notwithstanding section 8.33, moneys
17 appropriated in this section that remain unencumbered
18 or unobligated shall not revert but shall remain
19 available for expenditure for the designated purposes
20 until July 1, 2017.

21 Sec. 167. EFFECTIVE UPON ENACTMENT. This division
22 of this Act, being deemed of immediate importance,
23 takes effect upon enactment.

24 DIVISION XXV

25 CITY FRANCHISE FEES

26 Sec. 168. Section 364.2, subsection 4, paragraph
27 f, subparagraph (1), Code 2013, is amended to read as
28 follows:

29 (1) (a) A franchise fee assessed by a city may be
30 based upon a percentage of gross revenues generated
31 from sales of the franchisee within the city not to
32 exceed five percent, except as provided in subparagraph
33 division (b), without regard to the city's cost of
34 inspecting, supervising, and otherwise regulating the
35 franchise.

36 (b) For franchise fees assessed and collected
37 during fiscal years beginning on or after July 1,
38 2013, but before July 1, 2030, by a city that is the
39 subject of a judgment, court-approved settlement, or
40 court-approved compromise providing for payment of
41 restitution, a refund, or a return described in section
42 384.3A, subsection 3, paragraph "j", the rate of
43 the franchise fee shall not exceed seven and one-half
44 percent of gross revenues generated from sales of the
45 franchisee in the city, and franchise fee amounts
46 assessed and collected during such fiscal years in
47 excess of five percent of gross revenues generated from
48 sales shall be used solely for the purpose specified
49 in section 384.3A, subsection 3, paragraph "j". A city
50 may by an ordinance amending its franchise ordinance

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1 assess and collect a franchise fee in excess of five
2 percent of gross revenues generated from the sales of
3 the franchisee pursuant to this subparagraph division
4 (b) for a single period not to exceed seven consecutive
5 fiscal years once the franchise fee is first imposed
6 at a rate in excess of five percent. Before adopting
7 an ordinance increasing the franchise fee rate to
8 greater than five percent pursuant to this subparagraph
9 division (b), the city council shall cause a notice of
10 the proposal to adopt such ordinance to be published
11 at least once in a newspaper of general circulation
12 within the city at least ten days prior to the meeting
13 at which the city council is proposed to take action
14 to adopt the ordinance to increase the franchise fee
15 rate to greater than five percent. If at any time
16 before the date fixed for taking action to adopt the
17 ordinance a petition is filed with the city clerk
18 signed by eligible electors of the city equal in number
19 to five percent of those who voted for the office of
20 governor at the preceding general election, asking that
21 the question of approving such ordinance be submitted
22 to the voters of the city, the city council shall
23 either by resolution declare the proposal to adopt
24 the ordinance to have been abandoned or shall call a
25 special election to vote upon the question of approving
26 the ordinance. If a majority of those voting on the
27 proposal approves the proposal, the city may proceed as
28 proposed. In the event of such an election, the full
29 text of the ordinance shall be printed on the ballot
30 and the full text of the ordinance shall be posted for
31 the voters pursuant to section 52.25. All absentee
32 voters shall receive the full text of the ordinance
33 along with the absentee ballot. This subparagraph
34 division (b) is repealed July 1, 2030.

35 (02) Franchise fees collected pursuant to an
36 ordinance in effect on May 26, 2009, shall be deposited
37 in the city's general fund and such fees collected in
38 excess of the amounts necessary to inspect, supervise,
39 and otherwise regulate the franchise may be used by
40 the city for any other purpose authorized by law.
41 Franchise fees collected pursuant to an ordinance
42 that is adopted or amended on or after May 26, 2009,
43 to increase the percentage rate at which franchise
44 fees are assessed shall be credited to the franchise
45 fee account within the city's general fund and used
46 pursuant to section 384.3A. If a city franchise fee
47 is assessed to customers of a franchise, the fee shall
48 not be assessed to the city as a customer. Before a
49 city adopts or amends a franchise fee rate ordinance
50 or franchise ordinance to increase the percentage

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1 rate at which franchise fees are assessed, a revenue
2 purpose statement shall be prepared specifying the
3 purpose or purposes for which the revenue collected
4 from the increased rate will be expended. If property
5 tax relief is listed as a purpose, the revenue purpose
6 statement shall also include information regarding the
7 amount of the property tax relief to be provided with
8 revenue collected from the increased rate. The revenue
9 purpose statement shall be published as provided in
10 section 362.3.

11 Sec. 169. Section 384.3A, subsection 3, Code 2013,
12 is amended by adding the following new paragraph:
13 NEW PARAGRAPH. j. For franchise fees assessed and
14 collected by a city in excess of five percent of gross
15 revenues generated from sales of the franchisee within
16 the city pursuant to section 364.2, subsection 4,
17 paragraph "f", subparagraph (1), subparagraph division
18 (b), during fiscal years beginning on or after July 1,
19 2013, but before July 1, 2030, the payment adjustment,
20 renewal, or extension of any part or all of the legal
21 indebtedness of a city, whether evidenced by bonds,
22 warrants, court-approved settlements, court-approved
23 compromises, or judgments, or the funding or refunding
24 of the same, if such legal indebtedness relates to
25 restitution, a refund, or a return ordered by a court
26 of competent jurisdiction for franchise fees assessed
27 and collected by the city before the effective date
28 of this division of this Act. This paragraph "j" is
29 repealed July 1, 2030.

30 Sec. 170. EFFECTIVE UPON ENACTMENT. This division
31 of this Act, being deemed of immediate importance,
32 takes effect upon enactment.

33 DIVISION XXVI
34 SALARIES, COMPENSATION, AND RELATED MATTERS

35 Sec. 171. APPOINTED STATE OFFICERS.

36 1. The governor shall establish a salary for
37 appointed nonelected persons in the executive branch
38 of state government holding a position enumerated in
39 and within the salary ranges provided in 2008 Iowa
40 Acts, chapter 1191, section 14, by considering, among
41 other items, the experience of the individual in
42 the position, changes in the duties of the position,
43 the incumbent's performance of assigned duties, and
44 subordinates' salaries. However, the attorney general
45 shall establish the salary for the consumer advocate,
46 the chief justice of the supreme court shall establish
47 the salary for the state court administrator, the
48 ethics and campaign disclosure board shall establish
49 the salary of the executive director, and the Iowa
50 public broadcasting board shall establish the salary of

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1 the administrator of the public broadcasting division
2 of the department of education, each within the salary
3 range provided in 2008 Iowa Acts, chapter 1191, section
4 14.

5 2. The governor, in establishing salaries as
6 provided in this section, shall take into consideration
7 other employee benefits which may be provided for an
8 individual including but not limited to housing.

9 3. A person whose salary is established pursuant
10 to this section and who is a full-time, year-round
11 employee of the state shall not receive any other
12 remuneration from the state or from any other source
13 for the performance of that person's duties unless
14 the additional remuneration is first approved by the
15 governor or authorized by law. However, this provision
16 does not exclude the reimbursement for necessary travel
17 and expenses incurred in the performance of duties or
18 fringe benefits normally provided to employees of the
19 state.

20 Sec. 172. COLLECTIVE BARGAINING AGREEMENTS FUNDED
21 — GENERAL FUND.

22 1. There is appropriated from the general fund
23 of the state to the salary adjustment fund for
24 distribution by the department of management to the
25 various state departments, boards, commissions,
26 councils, and agencies, including the state board of
27 regents, for the fiscal year beginning July 1, 2013,
28 and ending June 30, 2014, the amount of \$41,400,000,
29 or so much thereof as may be necessary, to fully fund
30 annual pay adjustments, expense reimbursements, and
31 related benefits implemented pursuant to the collective
32 bargaining agreements and noncontract state employee
33 provisions listed in subsection 2. As a condition of
34 the appropriation in this subsection, all benefits for
35 noncontract state employees shall be consistent with
36 the benefits provided under the collective bargaining
37 agreement that covers the greatest number of state
38 employees.

39 2. a. The collective bargaining agreement
40 negotiated pursuant to chapter 20 for employees in the
41 blue collar bargaining unit.

42 b. The collective bargaining agreement negotiated
43 pursuant to chapter 20 for employees in the public
44 safety bargaining unit.

45 c. The collective bargaining agreement negotiated
46 pursuant to chapter 20 for employees in the security
47 bargaining unit.

48 d. The collective bargaining agreement negotiated
49 pursuant to chapter 20 for employees in the technical
50 bargaining unit.

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- 1 e. The collective bargaining agreement negotiated
2 pursuant to chapter 20 for employees in the
3 professional fiscal and staff bargaining unit.
- 4 f. The collective bargaining agreement negotiated
5 pursuant to chapter 20 for employees in the clerical
6 bargaining unit.
- 7 g. The collective bargaining agreement negotiated
8 pursuant to chapter 20 for employees in the
9 professional social services bargaining unit.
- 10 h. The collective bargaining agreement negotiated
11 pursuant to chapter 20 for employees in the
12 community-based corrections bargaining unit.
- 13 i. The collective bargaining agreements negotiated
14 pursuant to chapter 20 for employees in the judicial
15 branch of government bargaining units.
- 16 j. The collective bargaining agreement negotiated
17 pursuant to chapter 20 for employees in the patient
18 care bargaining unit.
- 19 k. The collective bargaining agreement negotiated
20 pursuant to chapter 20 for employees in the science
21 bargaining unit.
- 22 l. The collective bargaining agreement negotiated
23 pursuant to chapter 20 for employees in the university
24 of northern Iowa faculty bargaining unit.
- 25 m. The collective bargaining agreement negotiated
26 pursuant to chapter 20 for employees in the state
27 university of Iowa graduate student bargaining unit.
- 28 n. The collective bargaining agreement negotiated
29 pursuant to chapter 20 for employees in the state
30 university of Iowa hospital and clinics tertiary health
31 care bargaining unit.
- 32 o. The annual pay adjustments, related benefits,
33 and expense reimbursements referred to in the sections
34 of this division of this Act addressing noncontract
35 state and state board of regents employees who are not
36 covered by a collective bargaining agreement.
- 37 Sec. 173. NONCONTRACT STATE EMPLOYEES — GENERAL.
- 38 1. a. For the fiscal year beginning July 1, 2013,
39 the maximum and minimum salary levels of all pay plans
40 provided for in section 8A.413, subsection 3, as they
41 exist for the fiscal year ending June 30, 2013, shall
42 not increase.
- 43 b. For the fiscal year beginning July 1, 2013,
44 employees may receive a step increase or the equivalent
45 of a step increase.
- 46 c. The salary levels for noncontract judicial
47 branch employees shall not increase.
- 48 2. The pay plans for state employees who are
49 exempt from chapter 8A, subchapter IV, and who are
50 included in the department of administrative services'

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1 centralized payroll system shall not be increased and
2 any additional changes in any executive branch pay
3 plans shall be approved by the governor.

4 3. This section does not apply to members of the
5 general assembly, board members, commission members,
6 salaries of persons set by the general assembly
7 pursuant to this division of this Act or set by the
8 governor, or other persons designated in the section of
9 this division of this Act addressing appointed state
10 officers, employees designated under section 8A.412,
11 subsection 5, and employees covered by 11 IAC 53.6(3).

12 4. The pay plans for the bargaining eligible
13 employees of the state shall not be increased and
14 any additional changes in such executive branch pay
15 plans shall be approved by the governor. As used in
16 this section, "bargaining eligible employee" means an
17 employee who is eligible to organize under chapter 20,
18 but has not done so.

19 5. The policies for implementation of this section
20 shall be approved by the governor.

21 Sec. 174. STATE EMPLOYEES — STATE BOARD OF
22 REGENTS. For the fiscal year beginning July 1, 2013,
23 and ending June 30, 2014, funds from the appropriation
24 made from the general fund of the state in the section
25 of this division of this Act providing for funding of
26 collective bargaining agreements shall be allocated
27 to the state board of regents for the purposes
28 of providing increases for state board of regents
29 employees covered by such section of this division
30 of this Act and for state board of regents employees
31 not covered by a collective bargaining agreement as
32 follows:

33 1. For regents merit system employees and merit
34 supervisory employees to fund for the fiscal year
35 increases comparable to those provided for similar
36 contract-covered employees in this division of this
37 Act.

38 2. For faculty members and professional and
39 scientific employees to fund for the fiscal year
40 percentage increases comparable to those provided
41 for contract-covered employees in the university of
42 northern Iowa faculty bargaining unit.

43 Sec. 175. BONUS PAY. For the fiscal year beginning
44 July 1, 2013, and ending June 30, 2014, employees of
45 the executive branch, judicial branch, and legislative
46 branch shall not receive bonus pay unless otherwise
47 authorized by law, required pursuant to a contract
48 of employment entered into before July 1, 2013,
49 or required pursuant to a collective bargaining
50 agreement. This section does not apply to employees

1 of the state board of regents. For purposes of this
 2 section, "bonus pay" means any additional remuneration
 3 provided an employee in the form of a bonus, including
 4 but not limited to a retention bonus, recruitment
 5 bonus, exceptional job performance pay, extraordinary
 6 job performance pay, exceptional performance pay,
 7 extraordinary duty pay, or extraordinary or special
 8 duty pay, and any extra benefit not otherwise provided
 9 to other similarly situated employees.

10 Sec. 176. APPROPRIATIONS FROM ROAD FUNDS.

11 1. There is appropriated from the road use tax
 12 fund to the salary adjustment fund for the fiscal year
 13 beginning July 1, 2013, and ending June 30, 2014,
 14 the following amount, or so much thereof as may be
 15 necessary, to be used for the purpose designated:

16 To supplement other funds appropriated by the
 17 general assembly:

18 \$ 565,089

19 2. There is appropriated from the primary road
 20 fund to the salary adjustment fund, for the fiscal
 21 year beginning July 1, 2013, and ending June 30, 2014,
 22 the following amount, or so much thereof as may be
 23 necessary, to be used for the purpose designated:

24 To supplement other funds appropriated by the
 25 general assembly:

26 \$ 2,818,968

27 3. Except as otherwise provided in this division
 28 of this Act, the amounts appropriated in subsections 1
 29 and 2 shall be used to fund the annual pay adjustments,
 30 expense reimbursements, and related benefits for public
 31 employees as provided in this division of this Act.

32 Sec. 177. SPECIAL FUNDS — AUTHORIZATION. To
 33 departmental revolving, trust, or special funds, except
 34 for the primary road fund or the road use tax fund, for
 35 which the general assembly has established an operating
 36 budget, a supplemental expenditure authorization is
 37 provided, unless otherwise provided, in an amount
 38 necessary to fund salary adjustments as otherwise
 39 provided in this division of this Act.

40 Sec. 178. GENERAL FUND SALARY MONEYS. Funds

41 appropriated from the general fund of the state for
 42 distribution from the salary adjustment fund in the
 43 section of this division of this Act providing for
 44 funding of collective bargaining agreements and certain
 45 noncontract state employee provisions relate only to
 46 salaries supported from general fund appropriations of
 47 the state. Funds appropriated from the general fund of
 48 the state for employees of the state board of regents
 49 relate only to salaries supported from general fund
 50 appropriations of the state and shall exclude general

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1 university indirect costs and general university
2 federal funds.

3 Sec. 179. FEDERAL FUNDS APPROPRIATED. For the
4 fiscal year beginning July 1, 2013, all federal grants
5 to and the federal receipts of the agencies affected by
6 this division of this Act which are received and may be
7 expended for purposes of this division of this Act are
8 appropriated for those purposes and as set forth in the
9 federal grants or receipts.

10 Sec. 180. STATE TROOPER MEAL ALLOWANCE. For the
11 fiscal year beginning July 1, 2013, the sworn peace
12 officers in the department of public safety who are not
13 covered by a collective bargaining agreement negotiated
14 pursuant to chapter 20 shall receive the same per
15 diem meal allowance as the sworn peace officers in
16 the department of public safety who are covered by a
17 collective bargaining agreement negotiated pursuant to
18 chapter 20.

19 Sec. 181. SALARY MODEL ADMINISTRATOR. The salary
20 model administrator shall work in conjunction with
21 the legislative services agency to maintain the
22 state's salary model used for analyzing, comparing,
23 and projecting state employee salary and benefit
24 information, including information relating to
25 employees of the state board of regents. The
26 department of revenue, the department of administrative
27 services, the five institutions under the jurisdiction
28 of the state board of regents, the judicial district
29 departments of correctional services, and the state
30 department of transportation shall provide salary data
31 to the department of management and the legislative
32 services agency to operate the state's salary
33 model. The format and frequency of provision of the
34 salary data shall be determined by the department of
35 management and the legislative services agency. The
36 information shall be used in collective bargaining
37 processes under chapter 20 and in calculating the
38 funding needs contained within the annual salary
39 adjustment legislation. A state employee organization
40 as defined in section 20.3, subsection 4, may request
41 information produced by the model, but the information
42 provided shall not contain information attributable to
43 individual employees.

44 Sec. 182. 2008 Iowa Acts, chapter 1191, section 14,
45 subsection 4, is amended to read as follows:

46 4. The following are range 4 positions: director
47 of the department of human rights, director of the
48 Iowa state civil rights commission, executive director
49 of the college student aid commission, director of
50 the department for the blind, executive director of

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1 the ethics and campaign disclosure board, executive
2 director of the Iowa public information board,
3 members of the public employment relations board, and
4 chairperson, vice chairperson, and members of the board
5 of parole.

6 DIVISION XXVII

7 MOTOR VEHICLE REGISTRATION FEE EQUITY

8 Sec. 183. Section 321.55, Code 2013, is amended to
9 read as follows:

10 321.55 Registration and financial liability coverage
11 required for certain vehicles owned or operated by
12 nonresidents.

13 1. A nonresident owner or operator engaged in
14 remunerative employment within ~~the~~ this state or
15 carrying on business within ~~the~~ this state and owning
16 or operating a motor vehicle, trailer, or semitrailer
17 within ~~the~~ this state shall register and maintain
18 financial liability coverage as required under section
19 321.20B for each vehicle and pay the same fees for
20 registration as are paid for like vehicles owned by
21 residents of this state. However, ~~this paragraph~~
22 subsection does not apply to a person commuting from
23 the person's residence in another state or whose
24 employment is seasonal or temporary, not exceeding
25 ninety days.

26 2. a. A nonresident owner of a motor vehicle
27 operated within ~~the~~ this state by a resident of
28 ~~the~~ this state shall register the vehicle and shall
29 maintain financial liability coverage as required
30 under section 321.20B for the vehicle. The nonresident
31 owner shall pay the same fees for registration as are
32 paid for like vehicles owned by residents of this
33 state. However, registration under this paragraph is
34 not required for vehicles being operated by residents
35 temporarily, ~~not exceeding~~ for not more than ninety
36 days. For purposes of this paragraph, a vehicle
37 is not operated in the state temporarily, and is
38 therefore subject to registration and the owner is
39 required to pay the applicable fees, if the vehicle
40 is located in Iowa for more than ninety consecutive
41 or nonconsecutive days and is operated on an Iowa
42 highway by an Iowa resident during that time. It is
43 unlawful for a resident to operate within the state an
44 unregistered motor vehicle required to be registered
45 under this paragraph. The ninety-day temporary period
46 of operation provided for under this paragraph does
47 not apply to a vehicle owned by a shell business as
48 provided in paragraph "b".

49 b. On or after July 1, 2013, if the department,
50 in consultation with the department of revenue,

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1 determines that the nonresident owner of a vehicle is a
2 partnership, limited liability company, or corporation
3 that is a shell business, it shall be rebuttably
4 presumed that the Iowa resident in control of the
5 vehicle is the actual owner of the vehicle, that the
6 vehicle is subject to registration in this state, and
7 that payment of the fee for new registration for the
8 vehicle is owed by the Iowa resident.

9 (1) Factors which indicate that a partnership,
10 limited liability company, or corporation is a shell
11 business include but are not limited to the following:

12 (a) The partnership, limited liability company,
13 or corporation lacks a specific business activity or
14 purpose.

15 (b) The partnership, limited liability company, or
16 corporation fails to maintain a physical location in
17 the foreign state.

18 (c) The partnership, limited liability company,
19 or corporation fails to employ individual persons and
20 provide those persons with internal revenue service
21 form W-2 wage and tax statements.

22 (d) The partnership, limited liability company, or
23 corporation fails to file federal tax returns, or fails
24 to file a required state tax return in the foreign
25 state.

26 (2) Factors which indicate that a person is in
27 control of a vehicle include but are not limited to the
28 following:

29 (a) The person was the initial purchaser of the
30 vehicle.

31 (b) The person operated or stored the vehicle in
32 Iowa for any period of time.

33 (c) The person is a partner, member, or shareholder
34 of the nonresident partnership, limited liability
35 company, or corporation that purports to be the owner
36 of the vehicle.

37 (d) The person is insured to drive the vehicle.

38 (3) If the department determines that the
39 nonresident owner of a vehicle is a shell business, the
40 department shall notify the Iowa resident in control
41 of the vehicle in writing that the Iowa resident is
42 required to obtain an Iowa certificate of title and
43 registration for the vehicle and pay the fee for new
44 registration owed for the vehicle not later than thirty
45 days from the date of the notice.

46 Sec. 184. Section 321.105A, subsection 7, Code
47 2013, is amended to read as follows:

48 7. Penalty for false statement or evasion of fee.

49 a. A person who willfully makes a false statement
50 in regard to the purchase price of a vehicle subject

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1 to a fee for new registration or willfully attempts
2 in any manner to evade payment of the fee required by
3 this section is guilty of a fraudulent practice. A
4 person who willfully makes a false statement in regard
5 to the purchase price of such a vehicle with the intent
6 to evade payment of the fee for new registration or
7 willfully attempts in any manner to evade payment of
8 the fee required by this section shall be assessed
9 a penalty of seventy-five percent of the amount of
10 the fee unpaid and required to be paid on the actual
11 purchase price less trade-in allowance.

12 b. An Iowa resident found to be in control of
13 a vehicle which is owned by a shell business and
14 for which the fee for new registration has not been
15 paid, as provided in section 321.55, subsection 2, is
16 guilty of a fraudulent practice. An Iowa resident
17 found to be in control of a vehicle which is owned
18 by a shell business and for which the fee for new
19 registration has not been paid, as provided in section
20 321.55, subsection 2, shall be assessed a penalty of
21 seventy-five percent of the amount of the fee unpaid
22 and required to be paid on the actual purchase price
23 less trade-in allowance.

24 Sec. 185. REPEAL. Section 321.116, Code 2013, is
25 repealed.

26 Sec. 186. APPLICABILITY — PRIOR ELECTRIC VEHICLE
27 REGISTRATIONS.

28 1. Except as provided in subsection 2, the section
29 of this division of this Act that repeals section
30 321.116 applies to the registration of electric motor
31 vehicles for registration years beginning on or after
32 January 1, 2014.

33 2. For an annual renewal of registration for an
34 electric motor vehicle which was registered to the
35 same owner for a registration year beginning prior to
36 January 1, 2014, the annual registration fee shall be
37 according to the terms of section 321.116, Code 2013.

38 DIVISION XXVIII

39 TUITION GRANT AMOUNTS

40 Sec. 187. Section 261.12, subsection 1, paragraph
41 b, Code 2013, is amended by striking the paragraph and
42 inserting in lieu thereof the following:

43 b. For the fiscal year beginning July 1, 2013, and
44 for each following fiscal year, five thousand dollars.>

45 2. By renumbering as necessary.

H-1447

- 1 Amend House File 592, as amended, passed, and
2 reprinted by the House, as follows:
3 1. By striking page 1, line 1, through page 3, line
4 8.
5 2. Page 4, line 10, by striking <13B.4A> and
6 inserting <13B.4, subsection 4, paragraph "d">
7 3. By renumbering as necessary.

SENATE AMENDMENT

H-1448

- 1 Amend the House amendment, S-3183, to Senate File
2 396, as amended, passed, and reprinted by the Senate,
3 as follows:
4 1. Page 1, line 17, before <The director> by
5 inserting <a.>
6 2. Page 1, line 18, by striking <shall> and
7 inserting <may>
8 3. Page 1, line 20, by striking <executive branch>
9 and inserting <participating>
10 4. Page 1, after line 23 by inserting:
11 <b. For purposes of this section, "participating
12 agency" means an agency, as defined in section 8A.101,
13 that has agreed to participate in and implement the
14 plan as developed by the department of administrative
15 services pursuant to this section. "Participating
16 agency" does not include institutions under the control
17 of the state board of regents.>
18 5. Page 1, line 27, before <agency> by inserting
19 <participating>
20 6. Page 1, line 29, before <agencies> by inserting
21 <participating>
22 7. Page 1, line 33, after <plan.> by inserting <In
23 establishing the new model and plan, the department
24 shall incorporate both information technology resources
25 and personnel resources to provide human resource
26 management functions efficiently and in a manner
27 that includes some level of personal service to
28 participating agencies and their employees.>
29 8. Page 1, line 40, by striking <executive branch>
30 and inserting <participating>
31 9. Page 1, line 40, by striking <and> and inserting
32 <, the department of management,>
33 10. Page 1, line 41, by striking <officer> and
34 inserting <officer,>
35 11. Page 1, by striking lines 44 through 46 and
36 inserting:
37 <f. Establish and implement an access control
38 policy and process related to all personnel files to

- 39 ensure access to files is limited to business need.>
 40 12. Page 1, line 48, before <agencies> by inserting
 41 <participating>
 42 13. Page 1, line 49, by striking <executive branch>
 43 and inserting <participating>
 44 14. Page 2, line 14, by striking <Agencies> and
 45 inserting <Participating agencies>
 46 15. Page 2, line 18, before <agencies> by inserting
 47 <participating>
 48 16. Page 2, lines 21 and 22, by striking <and
 49 payroll systems> and inserting <system>
 50 17. Page 2, after line 28 by inserting:

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- 1 <Sec. ____ DEPARTMENT OF ADMINISTRATIVE SERVICES
 2 — PAYROLL SYSTEM. The director of the department of
 3 administrative services shall select and implement a
 4 new payroll system for state executive branch agencies,
 5 except for institutions under the control of the state
 6 board of regents. State executive branch agencies,
 7 except for institutions under the control of the state
 8 board of regents, shall cooperate in the transition
 9 to the payroll system selected by the department
 10 of administrative services pursuant to timelines
 11 identified by the department of administrative
 12 services.>
 13 18. Page 2, after line 45 by inserting:
 14 <____. Page 32, after line 1 by inserting:
 15 <Sec. ____ DEPARTMENT OF ADMINISTRATIVE SERVICES
 16 — HUMAN RESOURCE MANAGEMENT SYSTEM — REPORTS. The
 17 department of administrative services shall submit
 18 annual status reports to the general assembly
 19 concerning the development and implementation of the
 20 new human resource management system, including the
 21 payroll system, as provided in this division of this
 22 Act. The department shall submit an annual status
 23 report to the general assembly by January 1 of each
 24 calendar year beginning in calendar year 2014 until the
 25 new human resource management system and payroll system
 26 are selected and implemented. Each status report
 27 shall include plain language comprehensive budget and
 28 financial information relative to the personnel and
 29 infrastructure costs incurred for implementation of
 30 the systems as well as projected budget information
 31 relative to the implementation of each system for the
 32 next succeeding fiscal year. Budget information in
 33 each status report shall provide information relative
 34 to any direct personnel and infrastructure costs
 35 to be incurred by the department of administrative
 36 services in the next succeeding fiscal year for
 37 implementing each new system and costs to be charged by

38 the department to executive branch agencies for each
39 system. The department shall submit a final report to
40 the general assembly upon selection and implementation
41 of the new human resource management system and payroll
42 system.>>
43 19. By renumbering as necessary.

SENATE AMENDMENT

H-1449

1 Amend Senate File 406, as passed by the Senate, as
2 follows:
3 1. Page 1, by striking lines 3 through 9 and
4 inserting:
5 <Sec. ____ NEW SECTION. 10A.901 Definitions.
6 As used in this article, unless the context
7 otherwise requires:
8 1. "Administrator" means the person coordinating
9 the administration of this division.
10 2. "Division" means the mental health advocate
11 division of the department of inspections and appeals.>
12 2. Page 1, line 10, by striking <216A.172> and
13 inserting <10A.902>
14 3. Page 1, line 11, by striking <office's> and
15 inserting <division's>
16 4. Page 1, line 13, after <law.> by inserting
17 <The person appointed as administrator must meet the
18 qualifications to be appointed as a mental health
19 advocate.>
20 5. Page 1, line 16, by striking <office> and
21 inserting <division>
22 6. Page 1, line 17, after <advocate.> by inserting
23 <A mental health advocate serving as of June 30, 2013,
24 shall be deemed to be qualified.>
25 7. Page 1, line 22, by striking <or nursing> and
26 inserting <nursing, or psychology,>
27 8. Page 1, line 27, by striking <office> and
28 inserting <division>
29 9. Page 1, line 29, and striking <advocates.> by
30 inserting <advocates and for reassigning advocate
31 responsibilities based on the location of the patient's
32 placement or other patient need. The court shall be
33 notified of any reassignment. The procedures for
34 appointing a person to a vacant mental health advocate
35 position assigned to a geographic area shall require
36 the person appointed to the vacant position to reside
37 within the assigned geographic area.>
38 10. Page 2, after line 2 by inserting:
39 <7. Implementing a uniform description of the
40 duties of a mental health advocate, based upon the best
41 practices developed and promulgated by the judicial

- 42 council pursuant to section 229.19, subsection 1,
 43 paragraph "c".>
 44 11. Page 2, line 4, by striking <human rights> and
 45 inserting <inspections and appeals>
 46 12. Page 2, line 10, by striking <human rights> and
 47 inserting <inspections and appeals>
 48 13. Page 2, line 25, by striking <human rights> and
 49 inserting <inspections and appeals>
 50 14. Page 3, by striking lines 10 through 19 and

Page 2

- 1 inserting:
 2 <Sec. ____ Section 229.2, subsection 1, paragraph
 3 b, subparagraph (6), Code 2013, is amended to read as
 4 follows:
 5 (6) Upon approval of the admission of a minor
 6 over the minor's objections, the juvenile court
 7 shall appoint an individual to act as an advocate
 8 representing the interests of the minor in the same
 9 manner as ~~an~~ a mental health advocate representing
 10 the interests of patients involuntarily hospitalized
 11 ~~pursuant to in accordance with~~ section 229.19.>
 12 15. Page 3, lines 23 and 24, by striking <office of
 13 the>
 14 16. Page 3, lines 25 and 26, by striking <human
 15 rights> and inserting <inspections and appeals>
 16 17. Page 4, line 3, by striking <human rights> and
 17 inserting <inspections and appeals>
 18 18. Page 5, by striking lines 21 through 23 and
 19 inserting <advocate. For the purposes of this section,
 20 "division" means the mental health advocate division of
 21 the department of inspections and appeals.>
 22 19. Page 6, line 11, by striking <office> and
 23 inserting <division>
 24 20. Page 6, line 12, by striking <office> and
 25 inserting <division>
 26 21. Page 7, line 8, by striking <office> and
 27 inserting <division>
 28 22. Page 7, line 10, by striking <office> and
 29 inserting <division>
 30 23. Page 7, line 11, by striking <office> and
 31 inserting <division>
 32 24. Page 7, line 32, by striking <office> and
 33 inserting <division>
 34 25. Page 7, line 34, by striking <216A.172> and
 35 inserting <10A.902>
 36 26. Page 8, line 10, by striking <office> and
 37 inserting <division>
 38 27. By striking page 8, line 30, through page 10,
 39 line 29, and inserting:
 40 <Sec. ____ APPOINTMENT OF MENTAL HEALTH

41 ADVOCATES. The persons appointed to provide mental
42 health advocate services under section 229.19
43 immediately prior to July 1, 2014, shall be appointed
44 as mental health advocates pursuant to section 10A.902,
45 effective July 1, 2014.>

46 28. Page 23, after line 24 by inserting:

47 <Sec. ____ Section 229.22, subsection 2, paragraph
48 a, Code 2013, is amended to read as follows:

49 a. (1) In the circumstances described in
50 subsection 1, any peace officer who has reasonable

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1 grounds to believe that a person is mentally ill,
2 and because of that illness is likely to physically
3 injure the person's self or others if not immediately
4 detained, may without a warrant take or cause that
5 person to be taken to the nearest available facility
6 or hospital as defined in section 229.11, subsection
7 1, paragraphs "b" and "c". A person believed mentally
8 ill, and likely to injure the person's self or others
9 if not immediately detained, may be delivered to a
10 facility or hospital by someone other than a peace
11 officer.

12 (2) Upon delivery of the person believed mentally
13 ill to the facility or hospital, the examining
14 physician, examining physician assistant, or examining
15 psychiatric advanced registered nurse practitioner may
16 order treatment of that person, including chemotherapy,
17 but only to the extent necessary to preserve the
18 person's life or to appropriately control behavior by
19 the person which is likely to result in physical injury
20 to that person or others if allowed to continue.

21 (3) The peace officer who took the person into
22 custody, or other party who brought the person to the
23 facility or hospital, shall describe the circumstances
24 of the matter to the examining physician, examining
25 physician assistant, or examining psychiatric advanced
26 registered nurse practitioner. If the person is a
27 peace officer, the peace officer may do so either in
28 person or by written report.

29 (4) If the examining physician, examining physician
30 assistant, or examining psychiatric advanced registered
31 nurse practitioner finds that there is reason to
32 believe that the person is seriously mentally impaired,
33 and because of that impairment is likely to physically
34 injure the person's self or others if not immediately
35 detained, the examining physician, examining physician
36 assistant, or examining psychiatric advanced registered
37 nurse practitioner shall at once communicate with
38 the nearest available magistrate as defined in
39 section 801.4, subsection 10. For purposes of this

40 subparagraph, the findings of the examining physician
 41 assistant must be approved by the examining physician
 42 assistant's supervising physician before the examining
 43 physician assistant communicates with the nearest
 44 available magistrate.
 45 (5) The magistrate shall, based upon the
 46 circumstances described by the examining physician,
 47 examining physician assistant, or examining psychiatric
 48 advanced registered nurse practitioner, give the
 49 examining physician, examining physician assistant,
 50 or examining psychiatric advanced registered nurse

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1 practitioner oral instructions either directing that
 2 the person be released forthwith or authorizing the
 3 person's detention in an appropriate facility. A
 4 peace officer from the law enforcement agency that
 5 took the person into custody, if available, during
 6 the communication with the magistrate, may inform the
 7 magistrate that an arrest warrant has been issued for
 8 or charges are pending against the person and request
 9 that any oral or written order issued under this
 10 subsection require the facility or hospital to notify
 11 the law enforcement agency about the discharge of the
 12 person prior to discharge. The magistrate may also
 13 give oral instructions and order that the detained
 14 person be transported to an appropriate facility.>
 15 29. Title page, by striking lines 4 and 5 and
 16 inserting <of a mental health advocate division in the
 17 department of inspections and appeals and including
 18 effective date provisions.>
 19 30. By renumbering as necessary.

HEATON of Henry

H-1450

1 Amend the amendment, H-1449, to Senate File 406, as
 2 passed by the Senate, as follows:
 3 1. By striking page 1, line 1, through page 2, line
 4 45, and inserting:
 5 <Amend Senate File 406, as passed by the Senate, as
 6 follows:
 7 ____ Page 1, line 13, after <law.> by inserting
 8 <The person appointed as administrator must meet the
 9 qualifications to be appointed as a mental health
 10 advocate.>
 11 ____ Page 1, line 17, after <advocate.> by
 12 inserting <A mental health advocate serving as of June
 13 30, 2013, shall be deemed to be qualified.>
 14 ____ Page 1, line 22, by striking <or nursing> and

15 inserting <nursing, or psychology,>
 16 ____ Page 1, line 29, after <advocates.> by
 17 inserting <The procedures for filling a vacant mental
 18 health advocate position assigned to a geographic area
 19 shall require the individual filling the vacancy to
 20 reside within the assigned geographic area.>
 21 ____ Page 8, by striking lines 32 through 35 and
 22 inserting:
 23 <1. The full-time or part-time county employees or
 24 independent contractors paid for mental health advocate
 25 services under section 229.19 immediately prior to
 26 July 1, 2014, shall be appointed as mental health
 27 advocates pursuant to section 216A.172 and shall become
 28 employees>
 29 ____ Page 9, line 4, by striking <salaries>
 30 ____ Page 9, line 8, by striking <inspections and
 31 appeals> and inserting <human rights>
 32 ____ Page 9, line 31, by striking <full-time>
 33 ____ Page 9, line 32, by striking <full-time>
 34 ____ Page 10, line 24, by striking <full-time>
 35 ____ Page 10, line 25, by striking <full-time>>
 36 2. By renumbering as necessary.

M. SMITH of Marshall

H-1451

1 Amend House File 641, as amended, passed, and
 2 reprinted by the House, as follows:
 3 1. By striking everything after the enacting clause
 4 and inserting:
 5 <Section 1. NEW SECTION. 15J.1 Short title.
 6 This chapter shall be known and may be cited as the
 7 "Iowa Reinvestment Act".
 8 Sec. 2. NEW SECTION. 15J.2 Definitions.
 9 As used in this chapter, unless the context
 10 otherwise requires:
 11 1. "Board" means the same as defined in section
 12 15.102.
 13 2. "Commencement date" means the date established
 14 for each district by the board under section 15J.4,
 15 subsection 3, upon which the calculation of new state
 16 sales tax and new state hotel and motel tax revenue
 17 shall begin under section 15J.5 for deposit in the
 18 fund.
 19 3. "Department" means the department of revenue.
 20 4. "District" means the area within a municipality
 21 that is designated a reinvestment district pursuant to
 22 section 15J.4.
 23 5. "Fund" means the state reinvestment district
 24 fund created in section 15J.6.
 25 6. "Governing body" means the county board of

26 supervisors, city council, or other body in which the
 27 legislative powers of the municipality are vested.
 28 7. "Municipality" means a county or an incorporated
 29 city.
 30 8. "New lessor" means a lessor, as defined in
 31 section 423A.2, operating a business in the district
 32 that was not in operation in the area of the district
 33 before the effective date of the ordinance establishing
 34 the district, regardless of ownership. "New lessor"
 35 also includes any lessor, defined in section 423A.2,
 36 operating a business in the district if the place of
 37 business for that business is the subject of a project
 38 that was approved by the board.
 39 9. "New retail establishment" means a business
 40 operated in the district by a retailer, as defined in
 41 section 423.1, that was not in operation in the area of
 42 the district before the effective date of the ordinance
 43 establishing the district, regardless of ownership.
 44 "New retail establishment" also includes any business
 45 operated in the district by a retailer, as defined in
 46 section 423.1, if the place of business for that retail
 47 establishment is the subject of a project that was
 48 approved by the board.
 49 10. "Project" means a vertical improvement
 50 constructed or substantially improved within a

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1 district using sales tax revenues and hotel and motel
 2 tax revenues received by a municipality pursuant to
 3 this chapter. "Project" does not include any of the
 4 following:
 5 a. A building, structure, or other facility that
 6 is in whole or in part used or intended to be used to
 7 conduct gambling games under chapter 99F.
 8 b. A building, structure, or other facility that is
 9 in whole or in part used or intended to be used as a
 10 hotel or motel if such hotel or motel is connected to
 11 or operated in conjunction with a building, structure,
 12 or other facility described in paragraph "a".
 13 11. "State hotel and motel tax" means the
 14 state-imposed tax under section 423A.3.
 15 12. "State sales tax" means the sales and services
 16 tax imposed pursuant to section 423.2.
 17 13. "Substantially improved" means that the cost of
 18 the improvements are equal to or exceed fifty percent
 19 of the assessed value of the property, excluding the
 20 land, prior to such improvements.
 21 14. "Vertical improvement" means a building that is
 22 wholly or partially above grade and all appurtenant
 23 structures to the building.
 24 Sec. 3. NEW SECTION. 15J.3 Preapplication process.

25 The board may establish by rule a preapplication
26 process to provide information related to the
27 requirements of this chapter, to determine the interest
28 of municipalities in establishing districts under this
29 chapter, and to assist municipalities in preparing a
30 proposed district plan.

31 Sec. 4. NEW SECTION. 15J.4 District establishment
32 — approval.

33 1. A municipality that has an area suitable for
34 development within the boundaries of the municipality
35 is eligible to seek approval from the board to
36 establish a reinvestment district under this section
37 consisting of the area suitable for development. To be
38 designated a reinvestment district, an area shall meet
39 the following requirements:

40 a. The area consists only of parcels of real
41 property that the governing body of the municipality
42 determines will be directly and substantially benefited
43 by development in the proposed district.

44 b. The area is in whole or in part either an
45 economic development enterprise zone designated under
46 chapter 15E, division XVIII, or an urban renewal area
47 established pursuant to chapter 403.

48 c. The area consists of contiguous parcels and does
49 not exceed twenty-five acres in total.

50 d. For a municipality that is a city, the area does

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1 not include the entire incorporated area of the city.

2 e. The area is not located in whole or in part
3 within another district established under this chapter.

4 2. Prior to submission to the board for approval
5 under subsection 3, a proposed district plan shall be
6 developed and approved by resolution of the governing
7 body of the municipality. The proposed district plan
8 shall state the governing body's intent to establish
9 a district. The proposed district plan shall also
10 include all of the following:

11 a. A finding by the governing body that the area
12 in the proposed district is an area suitable for
13 development.

14 b. A legal description of the real estate forming
15 the boundaries of the area to be included in the
16 proposed district along with a map depicting the
17 existing parcels of real estate located in the proposed
18 district.

19 c. A list of the names and addresses of the owners
20 of record of the parcels to be included in the proposed
21 district.

22 d. A list of all projects proposed to be undertaken
23 within the district, a detailed description of those

24 projects, and a project plan for each proposed project.
 25 Each project plan shall clearly state the estimated
 26 cost of the proposed project, the anticipated funding
 27 sources for the proposed project, the amount of
 28 anticipated funding from each such source, and the
 29 amount and type of debt, if any, to be incurred by the
 30 municipality to fund the proposed project, and shall
 31 include a proposed project feasibility study conducted
 32 by an independent professional with expertise in
 33 economic development and public finance. The project
 34 plan for the project that proposes the largest amount
 35 of capital investment among all proposed projects
 36 within the district shall include an estimate of
 37 the date that construction of the project will be
 38 completed and of the date that operations will begin
 39 at the project. The feasibility study shall include
 40 projections and analysis of all of the following:
 41 (1) The amount of gross revenues expected to
 42 be collected in the district as a result of the
 43 proposed project for each year that the district is in
 44 existence.
 45 (2) A detailed explanation of the manner and extent
 46 to which the proposed project will contribute to the
 47 economic development of the state and the municipality,
 48 including an analysis of the proposed project's
 49 economic impact. The analysis shall include the same
 50 components and be conducted in the same manner as the

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1 economic impact study required under paragraph "e".
 2 (3) An estimate of the number of visitors or
 3 customers the proposed project will generate during
 4 each year that the district exists.
 5 (4) A description of the unique characteristics of
 6 the proposed project.
 7 e. An economic impact study for the proposed
 8 district conducted by an independent economist retained
 9 by the municipality. The economic impact study shall,
 10 at a minimum, do all of the following:
 11 (1) Contain a detailed analysis of the financial
 12 benefit of the proposed district to the economy of the
 13 state and the municipality.
 14 (2) Identify one or more projected market areas in
 15 which the district can reasonably be expected to have a
 16 substantial economic impact.
 17 (3) Assess the fiscal and financial impact of the
 18 proposed district on businesses or on other economic
 19 development projects within the projected market area.
 20 3. a. The municipality shall submit a copy of
 21 the resolution, the proposed district plan, and all
 22 accompanying materials adopted pursuant to this section

23 to the board for evaluation. The board shall not
24 approve a proposed district plan or an amendment to an
25 existing district's plan on or after July 1, 2018.

26 b. The board shall evaluate each municipality's
27 proposed district plan and accompanying materials and
28 shall approve the district plan and establishment of
29 the district if the board determines that, in addition
30 to other criteria established by the board by rule, all
31 of the following conditions are met:

32 (1) The area of the municipality proposed to be
33 included in the district meets the requirements of
34 subsection 1.

35 (2) The projects proposed to be undertaken in
36 the district are of a unique nature and will have a
37 substantial beneficial impact on the economy of the
38 state and the economy of the municipality.

39 (3) The proposed funding sources for each proposed
40 project are feasible.

41 (4) At least one of the projects proposed to
42 be undertaken in the district includes a capital
43 investment of at least ten million dollars.

44 (5) The total amount of proposed funding from
45 state sales tax revenues and state hotel and motel tax
46 revenue to be remitted to the municipality from the
47 state reinvestment district fund under section 15J.6
48 for all proposed projects in the proposed district plan
49 does not exceed thirty-five percent of the total cost
50 of all proposed projects in the proposed district plan.

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1 (6) The amount of proposed capital investment
2 within the proposed district related to retail
3 businesses in the proposed district does not exceed
4 fifty percent of the total capital investment for all
5 proposed projects in the proposed district plan. For
6 the purposes of this subparagraph, "retail business"
7 means any business engaged in the business of selling
8 tangible personal property or taxable services at
9 retail in this state that is obligated to collect state
10 sales or use tax under chapter 423. However, for the
11 purposes of this subparagraph, "retail business" does
12 not include a new lessor.

13 c. If the board denies a proposed district plan,
14 the board shall state the reasons for the denial and
15 the municipality may resubmit the application.

16 d. As part of its approval of a proposed district
17 plan, the board shall establish a commencement date
18 for the district. The commencement date established
19 by the board shall be the first day of the first
20 calendar quarter beginning after the later of the two
21 dates identified for the project that proposed the

22 largest amount of capital investment among all proposed
23 projects in the district pursuant to subsection 2,
24 paragraph "d".

25 e. As part of its approval of a proposed district
26 plan, the board shall, subject to the authorized
27 amounts under section 15J.5, establish maximum amounts
28 of state sales tax revenues or state hotel and motel
29 tax revenues, or both, that may be remitted to a
30 municipality's reinvestment project fund. Such maximum
31 amounts shall be determined based on the financing
32 needs of the proposed project, the economic impact
33 to the state, and the remittance limitations under
34 paragraph "f".

35 f. The total aggregate amount of state sales tax
36 revenues and state hotel and motel tax revenues that
37 may be approved by the board for remittance to all
38 municipalities and that may be transferred to the
39 state reinvestment district fund under section 423.2,
40 subsection 11, or section 423A.6, and remitted to all
41 municipalities having a reinvestment district under
42 this chapter shall not exceed one hundred million
43 dollars.

44 g. If a district plan is approved by the board, the
45 district plan, along with the municipality's resolution
46 and all accompanying materials shall be posted on the
47 economic development authority's internet site for
48 public viewing within ten days of approval by the
49 board.

50 4. Upon receiving the approval of the board, the

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1 municipality may adopt an ordinance establishing the
2 district and shall notify the director of revenue of
3 the district's commencement date established by the
4 board no later than thirty days after adoption of the
5 ordinance. The ordinance adopted by the municipality
6 shall include the district's commencement date and a
7 detailed statement of the manner in which the approved
8 projects to be undertaken in the district will be
9 financed, including but not limited to the financial
10 information included in the project plan under
11 subsection 2, paragraph "d". Following establishment
12 of the district, a municipality may use the moneys
13 deposited in the municipality's reinvestment project
14 fund created pursuant to section 15J.7 to fund the
15 development of those projects included within the
16 district plan.

17 5. A municipality may amend the district plan
18 to add or modify projects. However, a proposed
19 modification to a project and each project proposed
20 to be added shall first be approved by the board in

21 the same manner as provided for the original plan. In
22 no case, however, shall an amendment to the district
23 plan result in the extension of the commencement date
24 established by the board. If a district plan is
25 amended to add or modify a project, the municipality
26 shall amend the ordinance, if necessary, to reflect any
27 changes to the financial information required to be
28 included under subsection 4.

29 6. Following establishment of a district, the
30 municipality shall on or before October 1 of each year
31 submit a report to the board detailing all of the
32 following:

33 a. The status of each project undertaken within the
34 district in the previous twelve months.

35 b. An itemized list of expenditures from the
36 municipality's reinvestment project fund in the
37 previous twelve months that have been made related to
38 each project being undertaken within the district.

39 c. The amount of the total project cost remaining
40 for each project being undertaken within the district
41 as of the date the report is submitted.

42 d. The amounts, types, and sources of funding used
43 for each project described in paragraph "a".

44 e. The amount of bonds issued or other indebtedness
45 incurred for each project described in paragraph "a",
46 including information related to the rate of interest,
47 length of term, costs of issuance, and net proceeds.

48 The report shall also include the amounts and types
49 of moneys to be used for payment of such bonds or
50 indebtedness.

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1 7. All reports received by the board under
2 subsection 6 shall be posted on the economic
3 development authority's internet site as soon as
4 practicable following receipt of the report. The board
5 shall submit a written report to the governor and the
6 general assembly on or before January 15 of each year.
7 The report shall summarize and analyze the information
8 submitted by municipalities under subsection 6.

9 Sec. 5. NEW SECTION. 15J.5 New state tax revenue
10 calculations.

11 1. a. The department shall calculate quarterly
12 the amount of new state sales tax revenues for each
13 district established in the state to be deposited
14 in the state reinvestment district fund created in
15 section 15J.6, pursuant to section 423.2, subsection
16 11, paragraph "b", subject to remittance limitations
17 established by the board pursuant to section 15J.4,
18 subsection 3.

19 b. The amount of new state sales tax revenue for

20 purposes of paragraph "a" shall be the product of
21 the amount of sales subject to the state sales tax
22 in the district during the quarter from new retail
23 establishments times four percent.

24 2. a. The department shall calculate quarterly the
25 amount of new state hotel and motel tax revenues for
26 each district established in the state to be deposited
27 in the state reinvestment district fund created in
28 section 15J.6, pursuant to section 423A.6, subject
29 to remittance limitations established by the board
30 pursuant to section 15J.4, subsection 3.

31 b. The amount of new state hotel and motel tax
32 revenue for purposes of paragraph "a" shall be the
33 product of the amount of sales subject to the state
34 hotel and motel tax in the district during the quarter
35 from new lessors times the state hotel and motel tax
36 rate imposed under section 423A.3.

37 3. Each municipality that has established a
38 district under this chapter shall assist the department
39 in identifying new retail establishments in the
40 district that are collecting state sales tax and new
41 lessors in the district that are collecting state hotel
42 and motel tax. This process shall be ongoing until the
43 municipality ceases to utilize state sales tax revenue
44 or state hotel and motel tax revenue under this chapter
45 or the district is dissolved.

46 Sec. 6. NEW SECTION. 15J.6 State reinvestment
47 district fund.

48 1. A state reinvestment district fund is
49 established in the state treasury under the control
50 of the department consisting of the new state sales

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1 tax revenues collected within each district and
2 deposited in the fund pursuant to section 423.2,
3 subsection 11, paragraph "b", and the new state hotel
4 and motel tax revenues collected within each district
5 and deposited in the fund pursuant to section 423A.6.
6 Moneys deposited in the fund are appropriated to the
7 department for the purposes of this section. Moneys in
8 the fund shall only be used for the purposes of this
9 section.

10 2. A district account is created within the fund
11 for each district created by a municipality under this
12 chapter.

13 3. The department shall deposit the moneys
14 described in subsection 1 that were collected in
15 a quarter beginning on or after the district's
16 commencement date into the appropriate district account
17 in the fund.

18 4. All moneys in each district account within the

19 fund shall be remitted quarterly by the department to
20 the municipality that established the district for
21 deposit in the municipality's reinvestment project fund
22 established pursuant to section 15J.7.

23 5. The department shall adopt rules for the
24 administration of the department's duties under
25 this chapter, including the remittance of moneys to
26 municipalities.

27 Sec. 7. NEW SECTION. 15J.7 Reinvestment project
28 fund.

29 1. State sales tax revenue and state hotel and
30 motel tax revenue remitted by the department to
31 a municipality pursuant to section 15J.6 shall be
32 deposited in a reinvestment project fund of the
33 municipality and shall be used to fund projects within
34 the district from which the revenues were collected.
35 If the municipality determines that the revenue
36 accruing to the reinvestment project fund exceeds the
37 amount necessary for these purposes, the excess moneys
38 that are remittances received under section 15J.6 and
39 all interest in the fund attributable to such excess
40 amounts shall be remitted by the municipality to the
41 department for deposit in the general fund of the
42 state.

43 2. In addition to the moneys received pursuant
44 to section 15J.6, a municipality may deposit in the
45 reinvestment project fund any other moneys lawfully at
46 the municipality's disposal, including but not limited
47 to local sales and services tax receipts collected
48 under chapter 423B if such use is a purpose authorized
49 for the municipality under chapter 423B.

50 3. The records of the municipality related to the

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1 district and the reinvestment project fund are subject
2 to audit pursuant to section 11.6.

3 4. a. Moneys from any source deposited into
4 the reinvestment project fund shall not be expended
5 for or otherwise used in connection with a project
6 that includes the relocation of a commercial or
7 industrial enterprise not presently located within the
8 municipality.

9 b. For the purposes of this subsection,
10 "relocation" means the closure or substantial reduction
11 of an enterprise's existing operations in one area of
12 the state and the initiation of substantially the same
13 operation in the same county or a contiguous county in
14 the state. "Relocation" does not include an enterprise
15 expanding its operations in another area of the state
16 provided that existing operations of a similar nature
17 are not closed or substantially reduced.

18 5. Upon dissolution of a district pursuant to
 19 section 15J.8, if moneys remitted to the municipality
 20 pursuant to section 15J.6 remain in the municipality's
 21 reinvestment project fund and those moneys are not
 22 necessary to support completion of a project in the
 23 dissolved district, such amounts and all interest
 24 remaining in the fund that was earned on such amounts
 25 shall be remitted by the municipality to the department
 26 for deposit in the general fund of the state.

27 6. Upon dissolution of a district pursuant to
 28 section 15J.8, moneys remaining in the reinvestment
 29 project fund that were deposited pursuant to subsection
 30 2 and all interest remaining in the fund that was
 31 earned on such amounts shall be deposited in the
 32 general fund of the municipality.

33 Sec. 8. NEW SECTION. 15J.8 End of deposits —
 34 district dissolution.

35 1. As of the date twenty years after the district's
 36 commencement date, the department shall cease to
 37 deposit state sales tax revenues and state hotel
 38 and motel tax revenues into the district's account
 39 within the fund, unless the municipality dissolves the
 40 district by ordinance prior to that date. Following
 41 the expiration of the twenty-year period, the district
 42 shall be dissolved by ordinance of the municipality
 43 adopted within twelve months of the conclusion of the
 44 twenty-year period.

45 2. If the municipality dissolves the district by
 46 ordinance prior to the expiration of the twenty-year
 47 period specified in subsection 1, the municipality
 48 shall notify the director of revenue of the dissolution
 49 as soon as practicable after adoption of the ordinance,
 50 and the department shall, as of the effective date

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1 of dissolution, cease to deposit state sales tax
 2 revenues and state hotel and motel tax revenues into
 3 the district's account within the fund.

4 Sec. 9. Section 423.2, subsection 11, paragraph
 5 b, Code 2013, is amended by adding the following new
 6 subparagraph:

7 NEW SUBPARAGRAPH. (6) Beginning the first day
 8 of the calendar quarter beginning on the reinvestment
 9 district's commencement date, subject to remittance
 10 limitations established by the economic development
 11 authority board pursuant to section 15J.4, subsection
 12 3, transfer to a district account created in the state
 13 reinvestment district fund for each reinvestment
 14 district established under chapter 15J, the amount of
 15 new state sales tax revenue, determined in section
 16 15J.5, subsection 1, paragraph "b", in the district,

17 that remains after the prior transfers required
 18 under this paragraph "b". Such transfers shall cease
 19 pursuant to section 15J.8.

20 Sec. 10. Section 423A.6, unnumbered paragraph 1,
 21 Code 2013, is amended to read as follows:

22 The director of revenue shall administer the
 23 state and local hotel and motel tax as nearly as
 24 possible in conjunction with the administration of the
 25 state sales tax law, except that portion of the law
 26 which implements the streamlined sales and use tax
 27 agreement. The director shall provide appropriate
 28 forms, or provide on the regular state tax forms,
 29 for reporting state and local hotel and motel tax
 30 liability. All moneys received or refunded one hundred
 31 eighty days after the date on which a city or county
 32 terminates its local hotel and motel tax and all moneys
 33 received from the state hotel and motel tax shall be
 34 deposited in or withdrawn from the general fund of
 35 the state. Beginning the first day of the calendar
 36 quarter beginning on the reinvestment district's
 37 commencement date, the director of revenue shall,
 38 subject to remittance limitations established by
 39 the economic development authority board pursuant to
 40 section 15J.4, subsection 3, transfer from the general
 41 fund of the state to a district account created in the
 42 state reinvestment district fund for each reinvestment
 43 district established under chapter 15J, the new state
 44 hotel and motel tax revenue, determined in section
 45 15J.5, subsection 2, paragraph "b", in the district.
 46 Such transfers shall cease pursuant to section 15J.8.>

47 2. By renumbering, redesignating, and correcting
 48 internal references as necessary.

SENATE AMENDMENT

H-1452

1 Amend House File 615, as amended, passed, and
 2 reprinted by the House, as follows:

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

5 <Section 1. Section 2.48, subsection 3, Code 2013,
 6 is amended by adding the following new paragraph:
 7 NEW PARAGRAPH. f. In 2017, the innovation fund
 8 investment tax credit available under section 15E.52.

9 Sec. 2. Section 15E.52, subsection 3, Code 2013, is
 10 amended to read as follows:

11 3. The amount of a tax credit allowed under this
 12 section shall equal ~~twenty~~ twenty-five percent of the
 13 taxpayer's equity investment in an innovation fund.

14 Sec. 3. Section 15E.52, subsection 5, Code 2013, is
 15 amended to read as follows:

16 5. a. To receive a tax credit, a taxpayer must
17 submit an application to the board. The board shall
18 issue certificates under this section on a first-come,
19 first-served basis, which certificates may be
20 redeemed for tax credits. The board shall issue such
21 certificates so that not more than the amount allocated
22 for such tax credits under section 15.119, subsection
23 2, may be claimed. The certificates shall not be
24 transferable. The board shall not issue a certificate
25 before September 1, 2014.
26 b. If in a fiscal year the aggregate amount of tax
27 credits applied for exceeds the amount allocated for
28 that fiscal year under section 15.119, subsection 2,
29 the board shall establish a wait list for certificates.
30 Applications that were approved but for which
31 certificates were not issued shall be placed on the
32 wait list in the order the applications were received
33 by the board and shall be given priority for receiving
34 certificates in succeeding fiscal years.
35 c. The board shall not issue a certificate to a
36 taxpayer for an equity investment in an innovation fund
37 until such fund has been certified as an innovation
38 fund pursuant to subsection 7.
39 b. d. The board shall, in cooperation with
40 the department of revenue, establish criteria and
41 procedures for the allocation and issuance of tax
42 credits by means of certificates issued by the board.
43 The criteria shall include the contingencies that must
44 be met for a certificate to be redeemable in order
45 to receive a tax credit. The procedures established
46 by the board, in cooperation with the department
47 of revenue, shall relate to the procedures for the
48 issuance and transfer of the certificates and for the
49 redemption of a certificate and related tax credit.
50 e. A certificate and related tax credit issued

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1 pursuant to this section shall be deemed a vested right
2 of the original holder or any transferee thereof, and
3 the state shall not cause either to be redeemed in such
4 a way that amends or rescinds the certificate or that
5 curtails, limits, or withdraws the related tax credit,
6 except as otherwise provided in this section or upon
7 consent of the proper holder. A certificate issued
8 pursuant to this section cannot pledge the credit of
9 the state and any such certificate so pledged to secure
10 the debt of the original holder or a transferee shall
11 not constitute a contract binding the state.

12 Sec. 4. Section 15E.52, subsection 6, Code 2013, is
13 amended to read as follows:

14 6. A taxpayer shall not redeem a certificate

15 and related tax credit prior to the third tax year
16 following the tax year in which the investment is
17 made. Any tax credit in excess of the taxpayer's
18 liability for the tax year may be credited to the
19 tax liability for the following five years or until
20 depleted, whichever is earlier. A tax credit shall not
21 be carried back to a tax year prior to the tax year in
22 which the taxpayer claims the tax credit.

23 Sec. 5. Section 15E.52, subsection 7, Code 2013, is
24 amended by adding the following new paragraphs:

25 NEW PARAGRAPH. d. The fund proposes to provide
26 multiple rounds of funding and early-stage private
27 sector funding to innovative businesses with a high
28 growth potential, and proposes to focus such funding on
29 innovative businesses that show a potential to produce
30 commercially viable products or services within a
31 reasonable period of time.

32 NEW PARAGRAPH. e. The fund proposes to evaluate
33 all prospective innovative businesses using a rigorous
34 approach and proposes to collaborate and coordinate
35 with the authority and other state and local entities
36 in an effort to achieve policy consistency.

37 NEW PARAGRAPH. f. The fund proposes to collaborate
38 with the regents institutions of this state and to
39 leverage relationships with such institutions in order
40 to potentially commercialize research developed at
41 those institutions.

42 NEW PARAGRAPH. g. The fund proposes to obtain at
43 least fifteen million dollars in binding investment
44 commitments and to invest a minimum of fifteen million
45 dollars in companies that have a principal place of
46 business in the state.

47 Sec. 6. Section 15E.52, Code 2013, is amended by
48 adding the following new subsections:

49 NEW SUBSECTION. 8. The board shall not certify an
50 innovation fund after June 30, 2018.

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1 NEW SUBSECTION. 9. An innovation fund shall
2 collect and provide to the board the information
3 required in subsection 10, paragraphs "e" and "f",
4 in the manner and form prescribed by the board. An
5 innovation fund failing to comply with this subsection
6 may have its certification revoked by the board.

7 NEW SUBSECTION. 10. On or before January 31
8 of each year, the board, in cooperation with the
9 department of revenue, shall submit to the general
10 assembly and the governor a report describing the
11 activities of the innovation funds during the preceding
12 fiscal year. The report shall at a minimum include the
13 following information:

- 14 a. The amount of tax credit certificates issued to
 15 equity investors in each innovation fund.
- 16 b. The amount of approved tax credit applications
 17 that were placed on the wait list for certificates.
- 18 c. The amount of tax credits claimed.
- 19 d. The amount of tax credits transferred to other
 20 persons.
- 21 e. The amount of investments in each innovation
 22 fund.
- 23 f. For each investment by an innovation fund in a
 24 business:
- 25 (1) The amount of the investment.
- 26 (2) The name and industry of the business.
- 27 (3) The location or locations from which the
 28 business operates.
- 29 (4) The number of employees of the business located
 30 in Iowa and the number of employees of the business
 31 located outside Iowa on the date of the initial
 32 investment by the innovation fund in the business.
- 33 (5) The number of employees of the business located
 34 in Iowa and the number of employees of the business
 35 located outside Iowa at the close of the fiscal year
 36 which is the subject of the report.
- 37 NEW SUBSECTION. 11. Tax credit certificates issued
 38 pursuant to this section may be transferred, in whole
 39 or in part, to any person. A tax credit certificate
 40 shall only be transferred once. Within ninety days of
 41 transfer, the transferee shall submit the transferred
 42 tax credit certificate to the department of revenue
 43 along with a statement containing the transferee's
 44 name, tax identification number, and address,
 45 the denomination that each replacement tax credit
 46 certificate is to carry, and any other information
 47 required by the department of revenue.
- 48 NEW SUBSECTION. 12. Within thirty days of
 49 receiving the transferred tax credit certificate
 50 and the transferee's statement, the department of

Page 4

- 1 revenue shall issue one or more replacement tax credit
 2 certificates to the transferee. Each replacement
 3 tax credit certificate must contain the information
 4 required for the original tax credit certificate. A
 5 replacement tax credit certificate may designate a
 6 different tax than the tax designated on the original
 7 tax credit certificate. A tax credit shall not be
 8 claimed by a transferee under this section until a
 9 replacement tax credit certificate identifying the
 10 transferee as the proper holder has been issued.
- 11 NEW SUBSECTION. 13. The transferee may use the
 12 amount of the tax credit transferred against the taxes

13 imposed in chapter 422, divisions II, III, and V, and
 14 in chapter 432, and against the moneys and credits
 15 tax imposed in section 533.329, for any tax year the
 16 original transferor could have claimed the tax credit.
 17 Any consideration received for the transfer of the tax
 18 credit shall not be included as income under chapter
 19 422, divisions II, III, and V. Any consideration
 20 paid for the transfer of the tax credit shall not be
 21 deducted from income under chapter 422, divisions II,
 22 III, and V.

23 Sec. 7. EFFECTIVE UPON ENACTMENT. This Act, being
 24 deemed of immediate importance, takes effect upon
 25 enactment.

26 Sec. 8. RETROACTIVE APPLICABILITY. The sections of
 27 this Act amending section 15E.52 apply retroactively to
 28 January 1, 2013, for tax years beginning on or after
 29 that date and for equity investments in an innovation
 30 fund made on or after that date.>

31 2. Title page, by striking lines 2 and 3.

32 3. By renumbering, redesignating, and correcting
 33 internal references as necessary.

SENATE AMENDMENT

H-1453

1 Amend House File 599, as passed by the House, as
 2 follows:

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

4 <DIVISION I

5 GENERAL PROVISIONS>

6 2. Page 1, after line 24 by inserting:

7 <Sec. ____ Section 175.8, subsection 1, unnumbered
 8 paragraph 1, Code 2013, is amended to read as follows:
 9 The authority shall submit a report to the governor
 10 and ~~to the members of the general assembly as request~~
 11 ~~it~~, not later than January 15 of each year, ~~a~~ The
 12 report shall be complete and economically designed and
 13 reproduced, ~~report~~ setting forth all of the following>

14 3. Page 2, line 22, after <experience> by inserting
 15 <in>

16 4. Page 9, line 31, by striking <agricultural
 17 development>

18 5. Page 12, line 9, before <Act> by inserting
 19 <division of this>

20 6. Page 12, line 11, before <Act> by inserting
 21 <division of this>

22 7. Page 12, after line 13 by inserting:

23 <DIVISION II

24 FUTURE REPEALS

25 Sec. ____ FUTURE REPEALS.

26 1. The sections of this Act amending sections 2.48,

27 175.8, 175.37, 422.11M, and 422.33, are repealed. The
 28 Code editor shall revise the applicable Code language
 29 to that language existing in the 2013 Code of Iowa.
 30 2. The sections of this Act enacting section 175.2,
 31 subsection 1, paragraphs "0h", "0t", "00t", and "v",
 32 section 175.36A, section 175.36B, section 175.38, and
 33 section 175.39, are repealed.

34 3. Any intervening amendments effective prior to
 35 the effective date of this division of this Act that
 36 relates to the beginning farmer tax credit program
 37 shall be stricken with the repeal, unless a subsequent
 38 Act specifically provides otherwise.

39 Sec. ____ PRESERVATION OF EXISTING RIGHTS.

40 This division of this Act shall not limit, modify,
 41 or otherwise adversely affect any of the following:

42 1. A tax credit or tax credit certificate issued,
 43 awarded, or allowed before the effective date of this
 44 division of this Act.

45 2. A taxpayer's right to claim or redeem a tax
 46 credit issued, awarded, or allowed before the effective
 47 date of this division of this Act, including but not
 48 limited to any tax credit carryforward amount.

49 Sec. ____ IOWA FINANCE AUTHORITY. The Iowa
 50 finance authority established in chapter 16 shall

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1 propose legislation to the general assembly necessary
 2 to implement this division of this Act. The Iowa
 3 finance authority shall propose such legislation for
 4 consideration by the general assembly during its 2017
 5 legislative session.

6 Sec. ____ EFFECTIVE DATES.

7 1. Except as provided in subsection 2, this
 8 division of this Act takes effect December 31, 2017.

9 2. The section of this division of this Act
 10 which requires the Iowa finance authority to propose
 11 legislation for consideration by the general assembly
 12 takes effect July 1, 2013.>

13 8. By renumbering, redesignating, and correcting
 14 internal references as necessary.

SENATE AMENDMENT

H-1454

1 Amend House File 640, as amended, passed, and
 2 reprinted by the House, as follows:
 3 1. By striking everything after the enacting clause
 4 and inserting:

5 <DIVISION I
 6 LEGISLATIVE INTENT

7 Section 1. USE OF RENEWABLE FUELS. The general
8 assembly finds and declares all of the following:

9 1. In accordance with the federal Energy Policy
10 Act of 2005, Pub. L. No. 109-58, as amended by the
11 federal Energy Independence and Security Act of 2007,
12 Pub. L. No. 110-140, the United States has demonstrated
13 its commitment to the long-term policy of increasing
14 the production of clean renewable fuels according to
15 a renewable fuel standard, sometimes referred to as
16 "RFS2," by requiring the increased domestic production
17 and use of renewable fuels, which include total
18 renewable biofuels such as ethanol, advanced biofuels,
19 cellulosic and agricultural waste-based biofuels, and
20 biomass-based biodiesel.

21 2. The renewable fuel standard provides the
22 foundation for reducing dependence on foreign
23 sources of crude oil, reducing the price of domestic
24 transportation fuels, reducing greenhouse gases,
25 increasing farm income, and encouraging the development
26 and expansion of a new industry, and consequently
27 promoting economic growth.

28 3. The rising price of petroleum hampers this
29 nation's economic recovery and contributes to
30 increasing retail prices, including increased costs
31 attributable to the transportation of food and other
32 goods, that drain the finances of both consumers and
33 business.

34 4. The United States Environmental Protection
35 Agency is responsible for establishing and implementing
36 the renewable fuel standard, including by requiring
37 that certain volumes of various types of biofuels
38 be blended in transportation fuels each year with
39 authority to adjust those volumes due to availability.

40 5. The United States government should renew its
41 commitment to this nation's energy security, move the
42 United States toward greater energy independence and
43 security as required by the federal Energy Independence
44 and Security Act, and use all efforts to meet the
45 highest possible renewable fuel volume requirements set
46 forth in the renewable fuel standard in order to ensure
47 that this nation achieves energy independence.

48 DIVISION II

49 MOTOR FUEL MARKETING

50 Sec. 2. Section 214A.1, Code 2013, is amended by

Page 2

1 adding the following new subsections:

2 NEW SUBSECTION. 8A. "Distributor" means the same
3 as defined in section 452A.2.

4 NEW SUBSECTION. 12A. "Marketer" means a dealer,
5 distributor, nonrefiner biofuel manufacturer, or

6 supplier.

7 NEW SUBSECTION. 16A. "Nonrefiner biofuel
8 manufacturer" means the same as defined in section
9 452A.2.

10 NEW SUBSECTION. 18A. "Pipeline company" means the
11 same as defined in section 479B.2.

12 NEW SUBSECTION. 18B. "Refiner" means a person
13 engaged in the refining of crude oil to produce motor
14 fuel, and includes any affiliate of such person.

15 NEW SUBSECTION. 23A. "Supplier" means the same as
16 defined in section 452A.2.

17 NEW SUBSECTION. 23B. "Terminal" means the same as
18 defined in section 452A.2.

19 NEW SUBSECTION. 23C. "Terminal operator" means the
20 same as defined in section 452A.2.

21 NEW SUBSECTION. 23D. "Terminal owner" means the
22 same as defined in section 452A.2.

23 Sec. 3. Section 214A.20, subsection 1, Code 2013,
24 is amended to read as follows:

25 1. A retail dealer or other marketer, pipeline
26 company, refiner, terminal operator, or terminal
27 owner is not liable for damages caused by the use
28 of incompatible motor fuel dispensed at the retail
29 dealer's retail motor fuel site, if all of the
30 following applies:

31 a. The incompatible motor fuel complies with the
32 specifications for a type of motor fuel as provided in
33 section 214A.2.

34 b. The incompatible motor fuel is selected by a
35 ~~person other than the retail dealer, including an~~
36 ~~employee or agent of the retail dealer~~ the end consumer
37 of the motor fuel.

38 c. The incompatible motor fuel is dispensed from a
39 motor fuel pump that correctly labels the type of fuel
40 dispensed.

41 Sec. 4. Section 323.1, Code 2013, is amended by
42 adding the following new subsections:

43 NEW SUBSECTION. 01. "Blender pump" means a motor
44 fuel blender pump as defined in section 214.1 that
45 dispenses motor fuel or special fuel in a manner
46 required pursuant to chapters 214 and 214A.

47 NEW SUBSECTION. 3A. a. "Dispenser" means a meter
48 or similar commercial weighing and measuring device
49 used to measure and dispense motor fuel or special
50 fuel, including renewable fuel, originating from a

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1 storage tank used to store fuel.

2 b. "Dispenser" includes but is not limited to a
3 motor fuel pump or blender pump.

4 NEW SUBSECTION. 7A. "Motor fuel pump" means the

5 same as defined in section 214.1 that dispenses motor
6 fuel or special fuel in a manner that complies with
7 standards set forth in chapters 214 and 214A.

8 NEW SUBSECTION. 7B. "Refiner" means a person
9 engaged in the refining of crude oil to produce motor
10 fuel or special fuel, and includes any affiliate of
11 such person.

12 NEW SUBSECTION. 7C. "Renewable fuel" means the
13 same as defined in section 214A.1 that complies with
14 standards set forth in section 214A.2.

15 NEW SUBSECTION. 11. "Storage tank" means a
16 motor fuel storage tank as defined in section 214.1,
17 including an underground storage tank subject to
18 regulation under chapter 455G.

19 NEW SUBSECTION. 12. "Supplier" means the same as
20 defined in section 452A.2.

21 Sec. 5. NEW SECTION. 323.4A Use of renewable fuel.

22 1. Except as provided in subsection 3, this section
23 applies to a supply agreement or other document
24 executed on or after the effective date of this
25 division of this Act by parties who are receiving and
26 furnishing motor fuel or special fuel as follows:

27 a. A dealer who is a party receiving motor fuel
28 or special fuel from another party who is a refiner,
29 supplier, or distributor furnishing the motor fuel or
30 special fuel.

31 b. A distributor who is a party receiving motor
32 fuel or special fuel from another party who is a
33 refiner, supplier, or other distributor furnishing the
34 motor fuel or special fuel.

35 2. A supply agreement or other document shall not
36 contain a provision restricting a dealer or distributor
37 who is a party receiving motor fuel or special fuel
38 from the other party furnishing the motor fuel or
39 special fuel as described in subsection 1 from doing
40 any of the following:

41 a. Installing, converting, or operating a storage
42 tank or a dispenser located on the distributor's
43 or dealer's business premises for use in storing or
44 dispensing renewable fuel. However, this paragraph
45 does not apply to a dealer or distributor whose
46 business premises are leased from the other party
47 furnishing the renewable fuel.

48 b. Using a dispenser to dispense ethanol blended
49 gasoline, including gasoline with a specified blend or
50 a range of blends under chapter 214A, if the dispenser

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1 is approved as required by the state fire marshal for
2 dispensing the specified blend or range of blends,
3 including as provided in section 455G.31.

4 c. Purchasing, selling, or dispensing motor fuel
 5 or special fuel that is a renewable fuel from a source
 6 other than the party furnishing other motor fuel or
 7 special fuel, if such party furnishing the other motor
 8 fuel or special fuel does not furnish motor fuel or
 9 special fuel that is a renewable fuel for sale by the
 10 distributor or dealer.

11 d. Marketing the sale of any renewable fuel,
 12 including but not limited to advertising its
 13 availability or price on a sign, on a dispenser, or by
 14 media.

15 e. Selling or dispensing renewable fuel in any
 16 specified area located on the distributor's or dealer's
 17 business premises, including but not limited to any
 18 area in which a name or logo of a franchiser or any
 19 other entity appears.

20 f. Using a payment form for the sale of a renewable
 21 fuel by the retail dealer that is the same type as the
 22 payment form used for the sale of another type of motor
 23 fuel or special fuel by the dealer on the dealer's
 24 retail premises.

25 3. This section does not apply to any activity
 26 that constitutes mislabeling, misbranding, willful
 27 adulteration, or other trademark violation by a dealer.

28 Sec. 6. Section 452A.2, Code 2013, is amended by
 29 adding the following new subsections:

30 NEW SUBSECTION. 6A. "Conventional blendstock
 31 for oxygenate blending" means one or more motor fuel
 32 components intended for blending with an oxygenate or
 33 oxygenates to produce gasoline.

34 NEW SUBSECTION. 9A. "Diesel fuel" or "diesel" means
 35 diesel fuel as defined in section 214A.1.

36 NEW SUBSECTION. 28A. "Nonrefiner biofuel
 37 manufacturer" means an entity that produces,
 38 manufactures, or refines biofuel and does not directly
 39 or through a related entity refine, blend, import,
 40 or produce a conventional blendstock for oxygenate
 41 blending, gasoline, or diesel fuel.

42 NEW SUBSECTION. 30A. "Refiner" means a person
 43 engaged in the refining of crude oil to produce motor
 44 fuel or special fuel, and includes any affiliate of
 45 such person.

46 NEW SUBSECTION. 37A. "Terminal owner" means a
 47 person who holds a legal interest or equitable interest
 48 in a terminal.

49 Sec. 7. NEW SECTION. 452A.6A Right of distributors
 50 and dealers to blend conventional blendstock for

1 oxygenate blending, gasoline, or diesel fuel using a
 2 biofuel.

- 3 1. a. A dealer or distributor may blend a
4 conventional blendstock for oxygenate blending,
5 gasoline, or diesel fuel using the appropriate biofuel,
6 or sell unblended or blended gasoline or diesel fuel on
7 any premises in this state.
- 8 b. Paragraph "a" does not apply to the extent that
9 the use of the premises is restricted by federal,
10 state, or local law.
- 11 2. A refiner, supplier, terminal operator, or
12 terminal owner who in the ordinary course of business
13 sells or transports a conventional blendstock for
14 oxygenate blending, gasoline unblended or blended with
15 a biofuel, or diesel fuel unblended or blended with
16 a biofuel shall not refuse to sell or transport to
17 a distributor or dealer any conventional blendstock
18 for oxygenate blending, unblended gasoline, or
19 unblended diesel fuel that is at the terminal, based
20 on the distributor's or dealer's intent to use the
21 conventional blendstock for oxygenate blending, or
22 blend the gasoline or diesel fuel with a biofuel.
- 23 3. This section shall not be construed to do any of
24 the following:
- 25 a. Prohibit a distributor or dealer from
26 purchasing, selling or transporting a conventional
27 blendstock for oxygenate blending, gasoline that has
28 not been blended with a biofuel, or diesel fuel that
29 has not been blended with a biofuel.
- 30 b. Affect the blender's license requirements under
31 section 452A.6.
- 32 c. Prohibit a dealer or distributor from leaving a
33 terminal with a conventional blendstock for oxygenate
34 blending, gasoline that has not been blended with a
35 biofuel, or diesel fuel that has not been blended with
36 a biofuel.
- 37 d. Require a nonrefiner biofuel manufacturer to
38 offer or sell a conventional blendstock for oxygenate
39 blending, gasoline that has not been blended with a
40 biofuel, or diesel fuel that has not been blended with
41 a biofuel.
- 42 4. A refiner, supplier, terminal operator, or
43 terminal owner who violates this section is subject to
44 a civil penalty of not more than ten thousand dollars
45 per violation. Each day that a violation continues is
46 deemed a separate offense.

DIVISION III

STORAGE TANKS

49 Sec. 8. Section 101.21, subsection 1, paragraphs a
50 through c, Code 2013, are amended to read as follows:

Page 6

1 a. ~~Aboveground tanks of~~ An aboveground tank which

2 complies with any of the following:

3 (1) Has one thousand one hundred gallons or less
4 capacity.

5 (2) Stores flammable liquids on a farm located
6 outside the limits of a city, if the aboveground tank
7 has two thousand gallons or less capacity.

8 (3) Stores combustible liquids on a farm located
9 outside the limits of a city, if the aboveground tank
10 has five thousand gallons or less capacity.

11 b. ~~Tanks~~ A tank used for storing heating oil for
12 consumptive use on the premises where stored.

13 c. ~~Underground~~ An underground storage tanks ~~tan k~~ as
14 defined by section 455B.471.

15 Sec. 9. Section 101.21, Code 2013, is amended by
16 adding the following new subsection:

17 NEW SUBSECTION. 1A. a. "Farm" means land and
18 associated improvements used to produce agricultural
19 commodities, if at least one thousand dollars is
20 annually generated from the sale of the agricultural
21 commodities.

22 b. As used in paragraph "a", "commodities" means
23 crops as defined in section 202.1 or animals as defined
24 in section 459.102.

25 Sec. 10. Section 101.22, subsections 4 through 8,
26 Code 2013, are amended to read as follows:

27 4. The registration notice of the owner or operator
28 to the state fire marshal under subsections 1 through
29 3 shall be accompanied by an annual fee of ~~ten~~ twenty
30 dollars for each tank included in the notice. All
31 moneys collected shall be retained by the department of
32 public safety and are appropriated for the use of the
33 state fire marshal. The annual renewal fee applies to
34 all owners or operators who file a registration notice
35 with the state fire marshal pursuant to subsections 1
36 through 3.

37 ~~5. A person who deposits flammable or combustible~~
38 ~~liquid in an aboveground flammable or combustible~~
39 ~~liquid storage tank shall notify the owner or operator~~
40 ~~in writing of the notification requirements of this~~
41 ~~section.~~

42 ~~6.~~ A person who sells or constructs a tank intended
43 to be used as an aboveground storage tank shall
44 notify the purchaser of the tank in writing of the
45 notification requirements of this section applicable
46 to the purchaser.

47 ~~7.~~ ~~6.~~ ~~It is unlawful to deposit flammable or~~
48 ~~combustible liquid in~~ An owner or operator shall
49 register an aboveground flammable or combustible liquid
50 storage tank ~~which has not been registered pursuant to~~

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1 subsections 1 through 4.
2 ~~8. 7. The state fire marshal shall furnish the~~
3 ~~owner or operator of an aboveground flammable or~~
4 ~~combustible liquid storage tank with a registration tag~~
5 ~~for each aboveground flammable or combustible liquid~~
6 ~~storage tank registered with the state fire marshal.~~

7 ~~a. The owner or operator shall affix the tag to the~~
8 ~~fill pipe of each registered aboveground flammable or~~
9 ~~combustible liquid storage tank.~~

10 ~~b. A person who conveys or deposits flammable~~
11 ~~or combustible liquid shall inspect the aboveground~~
12 ~~flammable or combustible liquid storage tank to~~
13 ~~determine the existence or absence of the registration~~
14 ~~tag. If a registration tag is not affixed to the~~
15 ~~aboveground flammable or combustible liquid storage~~
16 ~~tank fill pipe, the person conveying or depositing~~
17 ~~the flammable or combustible liquid may deposit the~~
18 ~~flammable or combustible liquid in the unregistered~~
19 ~~tank. However, only one deposit is allowed into~~
20 ~~the unregistered tank, the person making the deposit~~
21 ~~shall provide the owner or operator of the tank with~~
22 ~~another notice as required by subsection 5, and the~~
23 ~~person shall provide the owner or operator with an~~
24 ~~aboveground flammable or combustible liquid storage~~
25 ~~tank registration form.~~

26 ~~e. It is the owner or operator's duty to comply~~
27 ~~with registration requirements.~~

28 ~~8. A late registration penalty of twenty-five~~
29 ~~dollars is imposed in addition to the registration fee~~
30 ~~for a tank registered after the required date.~~

31 DIVISION IV

32 FUEL TAX

33 Sec. 11. Section 452A.3, subsection 1, unnumbered
34 paragraph 1, Code 2013, is amended to read as follows:

35 Except as otherwise provided in this section and
36 in this division, until June 30, ~~2013~~ 2014, this
37 subsection shall apply to the excise tax imposed on
38 each gallon of motor fuel used for any purpose for the
39 privilege of operating motor vehicles in this state.

40 Sec. 12. Section 452A.3, subsection 1A, Code 2013,
41 is amended to read as follows:

42 1A. Except as otherwise provided in this section
43 and in this division, after June 30, ~~2013~~ 2014, an
44 excise tax of twenty cents is imposed on each gallon of
45 motor fuel used for any purpose for the privilege of
46 operating motor vehicles in this state.

47 Sec. 13. EFFECTIVE UPON ENACTMENT. This division
48 of this Act, being deemed of immediate importance,
49 takes effect upon enactment.>

50 2. Title page, lines 6 and 7, by striking

1 <providing for liability,>
 2 3. By renumbering, redesignating, and correcting
 3 internal references as necessary.

SENATE AMENDMENT

H-1455

1 Amend House File 489, as amended, passed, and
 2 reprinted by the House, as follows:
 3 1. Page 1, before line 1 by inserting:
 4 <Section 1. Section 123.92, subsection 2, Code
 5 2013, is amended to read as follows:
 6 2. a. Every liquor control licensee and class
 7 "B" beer permittee, except a class "E" liquor
 8 control licensee, shall furnish proof of financial
 9 responsibility by the existence of a liability
 10 insurance policy in an amount determined by the
 11 division. If an insurer provides dramshop liability
 12 insurance at a new location to a licensee or permittee
 13 who has a positive loss experience at other locations
 14 for which such insurance is provided by the insurer,
 15 and the insurer bases premium rates at the new location
 16 on the negative loss history of the previous licensee
 17 or permittee at that location, the insurer shall
 18 examine and consider adjusting the premium for the
 19 new location not less than thirty months after the
 20 insurance is issued, based on the loss experience of
 21 the licensee or permittee at that location during that
 22 thirty-month period of time.
 23 b. A dramshop liability insurance policy may be
 24 written on an aggregate limit basis.
 25 c. The purpose of dramshop liability insurance
 26 is to provide protection for members of the public
 27 who experience damages as a result of licensees or
 28 permittees serving patrons beer, wine, or intoxicating
 29 liquor to a point that reaches or exceeds the standard
 30 set forth in law for liability. Minimum coverage
 31 requirements for such insurance are not for the purpose
 32 of making the insurance affordable for all licensees or
 33 permittees regardless of claims experience. A dramshop
 34 liability insurance policy obtained by a licensee or
 35 permittee shall meet the minimum insurance coverage
 36 requirements as determined by the division and is a
 37 mandatory condition for holding a license or permit.>
 38 2. Page 1, by striking lines 3 through 12.
 39 3. By striking page 7, line 28, through page 9,
 40 line 29.
 41 4. Page 11, by striking lines 8 through 11.
 42 5. By striking page 15, line 27, through page 17,

43 line 4.

44 6. Page 18, after line 25 by inserting:

45 <Sec. _____. AUDIT OF HEALTH INSURANCE CARRIERS.

46 1. The commissioner of insurance shall conduct an
47 audit of investment income for the period of time from
48 July 1, 2012, and ending June 30, 2013, for any health
49 insurance carrier that covers more than forty percent
50 of the persons covered by health insurance in the

Page 2

1 state. The results of the audit shall be contained in
2 a report prepared by the commissioner and delivered to
3 the general assembly by September 30, 2013. The cost
4 of the audit shall be assessed to each health insurance
5 carrier that is audited.

6 2. The audit and report shall include but are not
7 limited to information about the following:

8 a. The investments from which income is derived,
9 specifying the amount of investment income and the
10 percentage of total investment income derived from each
11 investment.

12 b. Changes in investments that occur from year to
13 year.

14 c. The source of the moneys which are used to
15 purchase investments from which such investment income
16 is derived.

17 d. A specific itemization of how such investment
18 income is disbursed.

19 e. Performance data for the investments including
20 rate of return and any changes in the rate of return
21 of each investment.

22 f. A determination by the commissioner of whether
23 the performance of the carrier's investments was used
24 as a factor by the carrier in proposing or effectuating
25 premium rate increases for individual or group policies
26 issued by the carrier.>

27 7. Title page, line 1, by striking <under the
28 purview of> and inserting <involving insurance and>

29 8. By renumbering as necessary.

SENATE AMENDMENT

H-1456

1 Amend the Senate amendment, H-1454, to House File
2 640, as amended, passed, and reprinted by the House, as
3 follows:

4 1. Page 7, by striking lines 33 through 46 and
5 inserting:

6 <Sec. _____. Section 312.2, Code 2013, is amended by
7 adding the following new subsection:

8 NEW SUBSECTION. 18. a. The treasurer of state,
9 before making the allotments provided for in this
10 section, shall credit monthly from the road use tax
11 fund to the TIME-21 fund created in section 312A.2 the
12 revenue accruing to the road use tax fund from the
13 excise tax on motor fuel and special fuel for motor
14 vehicles in the amount equal to the revenues collected
15 as follows:

16 (1) For the period beginning July 1, 2013, and
17 ending June 30, 2014, the following amounts:

18 (a) The amount of excise tax collected under
19 section 452A.3, subsection 1, paragraph "b", from three
20 cents per gallon.

21 (b) The amount of excise tax collected under
22 section 452A.3, subsection 3, paragraph "b",
23 subparagraph (1), from three cents per gallon.

24 (2) For the period beginning July 1, 2014, and
25 ending December 31, 2014, the following amounts:

26 (a) The amount of excise tax collected under
27 section 452A.3, subsection 1, paragraph "c", from six
28 cents per gallon.

29 (b) The amount of excise tax collected under
30 section 452A.3, subsection 3, paragraph "b",
31 subparagraph (2), from six cents per gallon.

32 (3) Beginning January 1, 2015, the following
33 amounts:

34 (a) The amount of excise tax collected under
35 section 452A.3, subsection 1, paragraph "d", or section
36 452A.3, subsection 1A, from ten cents per gallon.

37 (b) The amount of excise tax collected under
38 section 452A.3, subsection 3, paragraph "b",
39 subparagraph (3), from ten cents per gallon.

40 b. This subsection is repealed June 30, 2028.

41 Sec. ____ Section 452A.3, subsections 1 and 1A,
42 Code 2013, are amended to read as follows:

43 1. Except as otherwise provided in this section
44 and in this division, until June 30, ~~2013~~ 2023, this
45 subsection shall apply to the excise tax imposed on
46 each gallon of motor fuel used for any purpose for the
47 privilege of operating motor vehicles in this state.

48 a. The rate of the excise tax shall be based on the
49 number of gallons of ethanol blended gasoline that is
50 distributed in this state as expressed as a percentage

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1 of the number of gallons of motor fuel distributed in
2 this state, which is referred to as the distribution
3 percentage. For purposes of this subsection, only
4 ethanol blended gasoline and nonblended gasoline,
5 not including aviation gasoline, shall be used in
6 determining the percentage basis for the excise tax.

7 The department shall determine the percentage basis
8 for each determination period beginning January 1 and
9 ending December 31. The rate for the excise tax shall
10 apply for the period beginning July 1 and ending June
11 30 following the end of the determination period.

12 b. The For the period beginning July 1, 2013, and
13 ending June 30, 2014, the rate for the excise tax shall
14 be as follows:

15 (1) If the distribution percentage is not greater
16 than fifty percent, the rate shall be ~~nineteen~~
17 twenty-two cents for ethanol blended gasoline and
18 ~~twenty~~ twenty-three cents for motor fuel other than
19 ethanol blended gasoline.

20 (2) If the distribution percentage is greater
21 than fifty percent but not greater than fifty-five
22 percent, the rate shall be ~~nineteen~~ twenty-two cents
23 for ethanol blended gasoline and ~~twenty~~ twenty-three
24 and one-tenth cents for motor fuel other than ethanol
25 blended gasoline.

26 (3) If the distribution percentage is greater than
27 fifty-five percent but not greater than sixty percent,
28 the rate shall be ~~nineteen~~ twenty-two cents for
29 ethanol blended gasoline and ~~twenty~~ twenty-three and
30 three-tenths cents for motor fuel other than ethanol
31 blended gasoline.

32 (4) If the distribution percentage is greater
33 than sixty percent but not greater than sixty-five
34 percent, the rate shall be ~~nineteen~~ twenty-two cents
35 for ethanol blended gasoline and ~~twenty~~ twenty-three
36 and five-tenths cents for motor fuel other than ethanol
37 blended gasoline.

38 (5) If the distribution percentage is greater
39 than sixty-five percent but not greater than seventy
40 percent, the rate shall be ~~nineteen~~ twenty-two cents
41 for ethanol blended gasoline and ~~twenty~~ twenty-three
42 and seven-tenths cents for motor fuel other than
43 ethanol blended gasoline.

44 (6) If the distribution percentage is greater than
45 seventy percent but not greater than seventy-five
46 percent, the rate shall be ~~nineteen~~ twenty-two cents
47 for ethanol blended gasoline and ~~twenty-one~~ twenty-four
48 cents for motor fuel other than ethanol blended
49 gasoline.

50 (7) If the distribution percentage is greater

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1 than seventy-five percent but not greater than eighty
2 percent, the rate shall be ~~nineteen~~ twenty-two and
3 three-tenths cents for ethanol blended gasoline and
4 ~~twenty~~ twenty-three and eight-tenths cents for motor
5 fuel other than ethanol blended gasoline.

6 (8) If the distribution percentage is greater
 7 than eighty percent but not greater than eighty-five
 8 percent, the rate shall be ~~nineteen~~ twenty-two and
 9 five-tenths cents for ethanol blended gasoline and
 10 ~~twenty~~ twenty-three and seven-tenths cents for motor
 11 fuel other than ethanol blended gasoline.

12 (9) If the distribution percentage is greater
 13 than eighty-five percent but not greater than ninety
 14 percent, the rate shall be ~~nineteen~~ twenty-two and
 15 seven-tenths cents for ethanol blended gasoline and
 16 ~~twenty~~ twenty-three and four-tenths cents for motor
 17 fuel other than ethanol blended gasoline.

18 (10) If the distribution percentage is greater
 19 than ninety percent but not greater than ninety-five
 20 percent, the rate shall be ~~nineteen~~ twenty-two and
 21 nine-tenths cents for ethanol blended gasoline and
 22 ~~twenty~~ twenty-three and one-tenth cents for motor fuel
 23 other than ethanol blended gasoline.

24 (11) If the distribution percentage is greater
 25 than ninety-five percent, the rate shall be ~~twenty~~
 26 twenty-three cents for ethanol blended gasoline and
 27 ~~twenty~~ twenty-three cents for motor fuel other than
 28 ethanol blended gasoline.

29 c. For the period beginning July 1, 2014, and
 30 ending December 31, 2014, the rate for the excise tax
 31 shall be as follows:

32 (1) If the distribution percentage is not greater
 33 than fifty percent, the rate shall be twenty-five cents
 34 for ethanol blended gasoline and twenty-six cents for
 35 motor fuel other than ethanol blended gasoline.

36 (2) If the distribution percentage is greater than
 37 fifty percent but not greater than fifty-five percent,
 38 the rate shall be twenty-five cents for ethanol blended
 39 gasoline and twenty-six and one-tenth cents for motor
 40 fuel other than ethanol blended gasoline.

41 (3) If the distribution percentage is greater than
 42 fifty-five percent but not greater than sixty percent,
 43 the rate shall be twenty-five cents for ethanol blended
 44 gasoline and twenty-six and three-tenths cents for
 45 motor fuel other than ethanol blended gasoline.

46 (4) If the distribution percentage is greater than
 47 sixty percent but not greater than sixty-five percent,
 48 the rate shall be twenty-five cents for ethanol blended
 49 gasoline and twenty-six and five-tenths cents for motor
 50 fuel other than ethanol blended gasoline.

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1 (5) If the distribution percentage is greater
 2 than sixty-five percent but not greater than
 3 seventy percent, the rate shall be twenty-five cents
 4 for ethanol blended gasoline and twenty-six and

5 seven-tenths cents for motor fuel other than ethanol
6 blended gasoline.

7 (6) If the distribution percentage is greater than
8 seventy percent but not greater than seventy-five
9 percent, the rate shall be twenty-five cents for
10 ethanol blended gasoline and twenty-seven cents for
11 motor fuel other than ethanol blended gasoline.

12 (7) If the distribution percentage is greater
13 than seventy-five percent but not greater than eighty
14 percent, the rate shall be twenty-five and three-tenths
15 cents for ethanol blended gasoline and twenty-six and
16 eight-tenths cents for motor fuel other than ethanol
17 blended gasoline.

18 (8) If the distribution percentage is greater
19 than eighty percent but not greater than eighty-five
20 percent, the rate shall be twenty-five and five-tenths
21 cents for ethanol blended gasoline and twenty-six and
22 seven-tenths cents for motor fuel other than ethanol
23 blended gasoline.

24 (9) If the distribution percentage is greater
25 than eighty-five percent but not greater than ninety
26 percent, the rate shall be twenty-five and seven-tenths
27 cents for ethanol blended gasoline and twenty-six and
28 four-tenths cents for motor fuel other than ethanol
29 blended gasoline.

30 (10) If the distribution percentage is greater
31 than ninety percent but not greater than ninety-five
32 percent, the rate shall be twenty-five and nine-tenths
33 cents for ethanol blended gasoline and twenty-six
34 and one-tenth cents for motor fuel other than ethanol
35 blended gasoline.

36 (11) If the distribution percentage is greater than
37 ninety-five percent, the rate shall be twenty-six cents
38 for ethanol blended gasoline and twenty-six cents for
39 motor fuel other than ethanol blended gasoline.

40 d. For the period beginning January 1, 2015, and
41 ending June 30, 2023, the rate for the excise tax shall
42 be as follows:

43 (1) If the distribution percentage is not greater
44 than fifty percent, the rate shall be twenty-nine cents
45 for ethanol blended gasoline and thirty cents for motor
46 fuel other than ethanol blended gasoline.

47 (2) If the distribution percentage is greater than
48 fifty percent but not greater than fifty-five percent,
49 the rate shall be twenty-nine cents for ethanol blended
50 gasoline and thirty and one-tenth cents for motor fuel

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1 other than ethanol blended gasoline.

2 (3) If the distribution percentage is greater than
3 fifty-five percent but not greater than sixty percent,

4 the rate shall be twenty-nine cents for ethanol blended
5 gasoline and thirty and three-tenths cents for motor
6 fuel other than ethanol blended gasoline.

7 (4) If the distribution percentage is greater than
8 sixty percent but not greater than sixty-five percent,
9 the rate shall be twenty-nine cents for ethanol blended
10 gasoline and thirty and five-tenths cents for motor
11 fuel other than ethanol blended gasoline.

12 (5) If the distribution percentage is greater
13 than sixty-five percent but not greater than seventy
14 percent, the rate shall be twenty-nine cents for
15 ethanol blended gasoline and thirty and seven-tenths
16 cents for motor fuel other than ethanol blended
17 gasoline.

18 (6) If the distribution percentage is greater than
19 seventy percent but not greater than seventy-five
20 percent, the rate shall be twenty-nine cents for
21 ethanol blended gasoline and thirty-one cents for motor
22 fuel other than ethanol blended gasoline.

23 (7) If the distribution percentage is greater
24 than seventy-five percent but not greater than eighty
25 percent, the rate shall be twenty-nine and three-tenths
26 cents for ethanol blended gasoline and thirty and
27 eight-tenths cents for motor fuel other than ethanol
28 blended gasoline.

29 (8) If the distribution percentage is greater
30 than eighty percent but not greater than eighty-five
31 percent, the rate shall be twenty-nine and five-tenths
32 cents for ethanol blended gasoline and thirty and
33 seven-tenths cents for motor fuel other than ethanol
34 blended gasoline.

35 (9) If the distribution percentage is greater
36 than eighty-five percent but not greater than ninety
37 percent, the rate shall be twenty-nine and seven-tenths
38 cents for ethanol blended gasoline and thirty and
39 four-tenths cents for motor fuel other than ethanol
40 blended gasoline.

41 (10) If the distribution percentage is greater
42 than ninety percent but not greater than ninety-five
43 percent, the rate shall be twenty-nine and nine-tenths
44 cents for ethanol blended gasoline and thirty and
45 one-tenth cents for motor fuel other than ethanol
46 blended gasoline.

47 (11) If the distribution percentage is greater than
48 ninety-five percent, the rate shall be thirty cents for
49 ethanol blended gasoline and thirty cents for motor
50 fuel other than ethanol blended gasoline.

3 excise tax of ~~twenty~~ thirty cents is imposed on each
4 gallon of motor fuel used for any purpose for the
5 privilege of operating motor vehicles in this state.
6 Sec. ____ Section 452A.3, subsection 3, Code 2013,
7 is amended to read as follows:

8 3. a. For the privilege of operating motor
9 vehicles or aircraft in this state, there is imposed
10 an excise tax on the use of special fuel in a motor
11 vehicle or aircraft. ~~The~~

12 b. (1) For the period beginning July 1, 2013, and
13 ending June 30, 2014, the tax rate on special fuel for
14 diesel engines of motor vehicles other than biodiesel
15 blended fuel classified as B-10 or higher is ~~twenty-two~~
16 twenty-five and one-half cents per gallon.

17 (2) For the period beginning July 1, 2014, and
18 ending December 31, 2014, the tax rate on special
19 fuel for diesel engines of motor vehicles other than
20 biodiesel blended fuel classified as B-10 or higher is
21 twenty-eight and one-half cents per gallon.

22 (3) After December 31, 2014, the tax rate on
23 special fuel for diesel engines of motor vehicles other
24 than biodiesel blended fuel classified as B-10 or
25 higher is ~~thirty-two and one-half cents per gallon.~~

26 (4) The tax rate on biodiesel blended fuel
27 classified as B-10 or higher for diesel engines of
28 motor vehicles is ~~twenty-two and one-half cents per~~
29 gallon.

30 (5) The rate of tax on special fuel for aircraft is
31 three cents per gallon.

32 (6) On all other special fuel, unless otherwise
33 specified in this section, the per gallon rate is the
34 same as the motor fuel tax.

35 c. Indelible dye meeting United States
36 environmental protection agency and internal revenue
37 service regulations must be added to fuel before or
38 upon withdrawal at a terminal or refinery rack for that
39 fuel to be exempt from tax and the dyed fuel may be
40 used only for an exempt purpose.

41 Sec. ____ APPLICABILITY — INVENTORY
42 TAX. Notwithstanding section 452A.85, persons who have
43 title to motor fuel, ethanol blended gasoline, undyed
44 special fuel, compressed natural gas, or liquefied
45 petroleum gas in storage and held for sale on the
46 effective date of an increase in the rate of excise
47 tax imposed on motor fuel, ethanol blended gasoline,
48 or special fuel pursuant to this division of this
49 Act shall not be subject to an inventory tax on the
50 gallonage in storage as provided in section 452A.85 as

2 of this Act.>

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

4 <__. Title page, line 7, by striking <extending
5 the period for determining the rates>

6 ____. Title page, by striking lines 8 and 9 and
7 inserting <relating to the rate of excise taxes on
8 motor fuel and certain special fuel used in motor
9 vehicles and providing for the use of certain revenues
10 resulting from the excise taxes, including>>

11 3. By renumbering as necessary.

BYRNES of Mitchell

H-1457

1 Amend the Senate amendment, H-1454, to House File
2 640, as amended, passed, and reprinted by the House, as
3 follows:

4 1. Page 7, by striking lines 33 through 46 and
5 inserting:

6 <Sec. ____. Section 312.2, subsection 9, paragraph
7 a, Code 2013, is amended to read as follows:

8 a. From the excise tax on motor fuel and special
9 fuel imposed under the tax rate of section 452A.3,
10 except aviation gasoline and dyed special fuel,
11 the amount of excise tax collected from one and
12 three-fourths cents per gallon.

13 Sec. ____. Section 312.2, subsection 10, paragraph
14 a, Code 2013, is amended to read as follows:

15 a. From the excise tax on motor fuel and special
16 fuel imposed under the tax rate of section 452A.3,
17 except aviation gasoline and dyed special fuel, the
18 amount of excise tax collected from one-fourth cent per
19 gallon.

20 Sec. ____. Section 312.2, Code 2013, is amended by
21 adding the following new subsection:

22 NEW SUBSECTION. 18. a. The treasurer of state,
23 before making the allotments provided for in this
24 section, shall credit monthly from the road use tax
25 fund to the TIME-21 fund created in section 312A.2 the
26 revenue accruing to the road use tax fund beginning
27 July 1, 2015, from the excise tax on motor fuel and
28 special fuel for motor vehicles and on dyed special
29 fuel used for off-highway purposes in the amount equal
30 to the revenues collected as follows:

31 (1) The amount of excise tax collected under
32 section 452A.3, subsection 1, paragraph "c", or section
33 452A.3, subsection 1A, from ten cents per gallon.

34 (2) The amount of excise tax collected under
35 section 452A.3, subsection 3, paragraph "b",
36 subparagraph (2), from ten cents per gallon.

37 (3) The amount of excise tax collected under

38 section 452A.3, subsection 3, paragraph "c", from two
39 cents per gallon.

40 b. This subsection is repealed June 30, 2028.

41 Sec. ____ Section 423.3, subsection 56, Code 2013,
42 is amended to read as follows:

43 56. The sales price from the sale of motor fuel and
44 special fuel consumed for highway use or in watercraft
45 or aircraft where the fuel tax, except for the fuel tax
46 on dyed special fuel, has been imposed and paid and no
47 refund has been or will be allowed and the sales price
48 from the sales of ethanol blended gasoline, as defined
49 in section 214A.1.

50 Sec. ____ Section 452A.3, subsection 1, unnumbered

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1 paragraph 1, Code 2013, is amended to read as follows:

2 Except as otherwise provided in this section and
3 in this division, until June 30, ~~2013~~ 2023, this
4 subsection shall apply to the excise tax imposed on
5 each gallon of motor fuel used for any purpose for the
6 privilege of operating motor vehicles in this state.

7 Sec. ____ Section 452A.3, subsection 1, paragraph
8 b, unnumbered paragraph 1, Code 2013, is amended to
9 read as follows:

10 The For the period beginning July 1, 2013, and
11 ending June 30, 2015, the rate for the excise tax shall
12 be as follows:

13 Sec. ____ Section 452A.3, subsection 1, Code 2013,
14 is amended by adding the following new paragraph:
15 NEW PARAGRAPH. c. For the period beginning July 1,
16 2015, and ending June 30, 2023, the rate for the excise
17 tax shall be as follows:

18 (1) If the distribution percentage is not greater
19 than fifty percent, the rate shall be twenty-nine cents
20 for ethanol blended gasoline and thirty cents for motor
21 fuel other than ethanol blended gasoline.

22 (2) If the distribution percentage is greater than
23 fifty percent but not greater than fifty-five percent,
24 the rate shall be twenty-nine cents for ethanol blended
25 gasoline and thirty and one-tenth cents for motor fuel
26 other than ethanol blended gasoline.

27 (3) If the distribution percentage is greater than
28 fifty-five percent but not greater than sixty percent,
29 the rate shall be twenty-nine cents for ethanol blended
30 gasoline and thirty and three-tenths cents for motor
31 fuel other than ethanol blended gasoline.

32 (4) If the distribution percentage is greater than
33 sixty percent but not greater than sixty-five percent,
34 the rate shall be twenty-nine cents for ethanol blended
35 gasoline and thirty and five-tenths cents for motor
36 fuel other than ethanol blended gasoline.

37 (5) If the distribution percentage is greater
 38 than sixty-five percent but not greater than seventy
 39 percent, the rate shall be twenty-nine cents for
 40 ethanol blended gasoline and thirty and seven-tenths
 41 cents for motor fuel other than ethanol blended
 42 gasoline.

43 (6) If the distribution percentage is greater than
 44 seventy percent but not greater than seventy-five
 45 percent, the rate shall be twenty-nine cents for
 46 ethanol blended gasoline and thirty-one cents for motor
 47 fuel other than ethanol blended gasoline.

48 (7) If the distribution percentage is greater
 49 than seventy-five percent but not greater than eighty
 50 percent, the rate shall be twenty-nine and three-tenths

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1 cents for ethanol blended gasoline and thirty and
 2 eight-tenths cents for motor fuel other than ethanol
 3 blended gasoline.

4 (8) If the distribution percentage is greater
 5 than eighty percent but not greater than eighty-five
 6 percent, the rate shall be twenty-nine and five-tenths
 7 cents for ethanol blended gasoline and thirty and
 8 seven-tenths cents for motor fuel other than ethanol
 9 blended gasoline.

10 (9) If the distribution percentage is greater
 11 than eighty-five percent but not greater than ninety
 12 percent, the rate shall be twenty-nine and seven-tenths
 13 cents for ethanol blended gasoline and thirty and
 14 four-tenths cents for motor fuel other than ethanol
 15 blended gasoline.

16 (10) If the distribution percentage is greater
 17 than ninety percent but not greater than ninety-five
 18 percent, the rate shall be twenty-nine and nine-tenths
 19 cents for ethanol blended gasoline and thirty and
 20 one-tenth cents for motor fuel other than ethanol
 21 blended gasoline.

22 (11) If the distribution percentage is greater than
 23 ninety-five percent, the rate shall be thirty cents for
 24 ethanol blended gasoline and thirty cents for motor
 25 fuel other than ethanol blended gasoline.

26 Sec. ____ Section 452A.3, subsection 1A, Code 2013,
 27 is amended to read as follows:

28 1A. Except as otherwise provided in this section
 29 and in this division, after June 30, ~~2013~~ 2023, an
 30 excise tax of ~~twenty~~ thirty cents is imposed on each
 31 gallon of motor fuel used for any purpose for the
 32 privilege of operating motor vehicles in this state.

33 Sec. ____ Section 452A.3, subsection 3, Code 2013,
 34 is amended to read as follows:

35 3. a. For the privilege of operating motor

36 vehicles or aircraft in this state, there is imposed
37 an excise tax on the use of special fuel in a motor
38 vehicle or aircraft. ~~The~~
39 b. (1) Until June 30, 2015, the tax rate on
40 special fuel for diesel engines of motor vehicles,
41 other than biodiesel blended fuel classified as B-10 or
42 higher or dyed special fuel, is twenty-two and one-half
43 cents per gallon.
44 (2) Beginning July 1, 2015, the tax rate on special
45 fuel for diesel engines of motor vehicles, other than
46 biodiesel blended fuel classified as B-10 or higher or
47 dyed special fuel, is thirty-two and one-half cents per
48 gallon.
49 (3) The tax rate on biodiesel blended fuel
50 classified as B-10 or higher for diesel engines of

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1 motor vehicles is twenty-two and one-half cents per
2 gallon.
3 (4) The rate of tax on special fuel for aircraft is
4 three cents per gallon.
5 (5) On all other special fuel, unless otherwise
6 specified in this section, the per gallon rate is the
7 same as the motor fuel tax.
8 c. Indelible dye meeting United States
9 environmental protection agency and internal revenue
10 service regulations must be added to fuel before or
11 upon withdrawal at a terminal or refinery rack for that
12 fuel to be exempt from the tax imposed under paragraph
13 "b" and the dyed fuel may be used only for an exempt
14 purpose off-highway purposes. Beginning July 1, 2015,
15 an excise tax at the rate of two cents per gallon
16 is imposed on dyed special fuel used for off-highway
17 purposes.
18 Sec. ____. Section 452A.3, subsection 5, Code 2013,
19 is amended by adding the following new paragraph:
20 NEW PARAGRAPH. c. The director of revenue
21 shall administer the excise tax on dyed special
22 fuel as nearly as possible in conjunction with the
23 administration of the state sales and use tax law,
24 except that portion of the law which implements the
25 streamlined sales and use tax agreement. Section
26 422.25, subsection 4, sections 422.30, 422.67, and
27 422.68, section 422.69, subsection 1, sections 422.70,
28 422.71, 422.72, 422.74, and 422.75, section 423.14,
29 subsection 1, and sections 423.23, 423.24, 423.25,
30 423.31 through 423.35, 423.37 through 423.42, and
31 423.47, consistent with the provisions of this chapter,
32 apply with respect to the tax on dyed special fuel
33 authorized under this section, in the same manner and
34 with the same effect as if the excise taxes on dyed

35 special fuel were retail sales taxes within the meaning
36 of those statutes.

37 Sec. ____ Section 452A.8, subsection 1, paragraph
38 b, Code 2013, is amended to read as follows:

39 ~~b. For information purposes only, a supplier,~~
40 ~~restrictive supplier, or importer shall show the~~
41 The number of invoiced gallons of dyed special fuel
42 withdrawn from the terminal.

43 Sec. ____ APPLICABILITY — INVENTORY
44 TAX. Notwithstanding section 452A.85, persons who have
45 title to motor fuel, ethanol blended gasoline, undyed
46 special fuel, compressed natural gas, or liquefied
47 petroleum gas in storage and held for sale on the
48 effective date of an increase in the rate of excise
49 tax imposed on motor fuel, ethanol blended gasoline,
50 or special fuel pursuant to this division of this

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1 Act shall not be subject to an inventory tax on the
2 gallonage in storage as provided in section 452A.85 as
3 a result of the tax increases provided in this division
4 of this Act.>

5 2. Page 7, after line 49 by inserting:

6 <DIVISION ____
7 INCOME TAX CREDITS

8 Sec. ____ NEW SECTION. 422.11C Dyed special fuel
9 tax credit.

10 1. The taxes imposed under this division, less the
11 credits allowed under section 422.12, shall be reduced
12 by a dyed special fuel tax credit equal to two cents
13 per gallon of dyed special fuel used for off-highway
14 purposes subject to the excise tax in section 452A.3
15 which was purchased by the taxpayer during the tax
16 year.

17 2. An individual may claim the tax credit allowed a
18 partnership, limited liability company, S corporation,
19 estate, or trust electing to have the income taxed
20 directly to the individual. The amount claimed by the
21 individual shall be based upon the pro rata share of
22 the individual's earnings of the partnership, limited
23 liability company, S corporation, estate, or trust.

24 3. Any credit in excess of the tax liability
25 shall be refunded. In lieu of claiming a refund, a
26 taxpayer may elect to have the overpayment shown on the
27 taxpayer's final, completed return credited to the tax
28 liability for the following taxable year.

29 Sec. ____ NEW SECTION. 422.11E Fuel tax neutrality
30 tax credit.

31 1. For purposes of this section, unless the context
32 otherwise requires:

33 a. "Hybrid motor vehicle" means a motor vehicle

34 subject to registration under section 321.18, which
35 operates on a combination of an electric propulsion
36 system and an internal combustion propulsion system.
37 b. "Lease" or "leased" means the same as defined in
38 section 321F.1.
39 c. "Motor vehicle" means a motor vehicle subject
40 to registration under section 321.18, excluding a
41 motor vehicle that operates solely on an electric
42 propulsion system or a motor vehicle that operates on
43 a combination of an electric propulsion system and an
44 internal combustion propulsion system.
45 d. "Used primarily for business purposes" means to
46 primarily use a motor vehicle or hybrid motor vehicle
47 in such a way as to allow the taxpayer a deduction
48 under section 162(a) of the Internal Revenue Code, but
49 shall not include a vehicle primarily used for lease or
50 rental to another person, or held primarily for sale to

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1 another person.
2 e. "Used primarily for personal purposes" means to
3 primarily use a motor vehicle or hybrid motor vehicle
4 for any purpose other than a business purpose, but
5 shall not include a vehicle primarily used for lease or
6 rental to another person, or held primarily for sale to
7 another person.
8 2. The taxes imposed under this division, less
9 the credits allowed under section 422.12, shall be
10 reduced by a fuel tax neutrality tax credit equal to
11 the following:
12 a. For a motor vehicle owned or leased by a
13 taxpayer and used primarily for personal purposes,
14 seventy-five dollars. However, for tax years beginning
15 in the 2015 calendar year, the amount shall not exceed
16 thirty-seven dollars.
17 b. For a hybrid motor vehicle owned or leased by
18 a taxpayer and used primarily for personal purposes,
19 forty dollars. However, for tax years beginning in the
20 2015 calendar year, the amount shall not exceed twenty
21 dollars.
22 c. For a motor vehicle or hybrid motor vehicle
23 owned or leased by a taxpayer and used primarily for
24 business purposes, one of the following amounts:
25 (1) If the taxpayer has elected for federal tax
26 purposes to use the standard mileage rate method for
27 computation of deductible business expenses pursuant
28 to the Internal Revenue Code, an amount equal to
29 fifty-five hundredths of a cent per mile driven within
30 Iowa during the tax year, rounded to the nearest
31 dollar. However, the credit in this subparagraph shall
32 not apply to miles driven before July 1, 2015.

33 (2) If the taxpayer has elected for federal tax
34 purposes to deduct the actual costs of operating the
35 motor vehicle or hybrid motor vehicle pursuant to the
36 Internal Revenue Code, an amount equal to ten cents per
37 gallon of motor fuel or undyed special fuel purchased
38 within Iowa by the taxpayer during the tax year for use
39 in the motor vehicle or hybrid motor vehicle, rounded
40 to the nearest dollar. However, the credit in this
41 subparagraph shall not apply to fuel purchased before
42 July 1, 2015.

43 3. For purposes of the credit in subsection 2, if a
44 motor vehicle or hybrid motor vehicle is jointly owned
45 or leased by two or more taxpayers, the credit shall
46 only be claimed by one taxpayer.

47 4. For purposes of the credits in subsection 2,
48 paragraphs "a" and "b", if the taxpayer is not the
49 owner or lessee of the motor vehicle or hybrid motor
50 vehicle for the entire tax year, the maximum amount

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1 of the credit shall be prorated and the amount of
2 the credit for the taxpayer with respect to those
3 paragraphs shall equal the maximum amount of credit
4 for the tax year, divided by twelve, multiplied by the
5 number of months in the tax year that the taxpayer
6 owned or leased the motor vehicle or hybrid motor
7 vehicle.

8 5. An individual may claim the tax credit allowed a
9 partnership, limited liability company, S corporation,
10 estate, or trust electing to have the income taxed
11 directly to the individual. The amount claimed by the
12 individual shall be based upon the pro rata share of
13 the individual's earnings of the partnership, limited
14 liability company, S corporation, estate, or trust.

15 6. Any credit in excess of the tax liability
16 shall be refunded. In lieu of claiming a refund, a
17 taxpayer may elect to have the overpayment shown on the
18 taxpayer's final, completed return credited to the tax
19 liability for the following taxable year.

20 Sec. ____ Section 422.33, Code 2013, is amended by
21 adding the following new subsections:

22 NEW SUBSECTION. 22. The taxes imposed under this
23 division shall be reduced by a dyed special fuel
24 tax credit in the same manner, for the same amount,
25 and under the same conditions as provided in section
26 422.11C.

27 NEW SUBSECTION. 23. The taxes imposed under this
28 division shall be reduced by a fuel tax neutrality
29 tax credit in the same manner, for the same amount,
30 and under the same conditions as provided in section
31 422.11E.

32 Sec. ____ EFFECTIVE DATE. This division of this
 33 Act takes effect January 1, 2015.
 34 Sec. ____ APPLICABILITY. This division of this Act
 35 applies to tax years beginning on or after January 1,
 36 2015.>
 37 3. Page 8, after line 1 by inserting:
 38 <____. Title page, line 7, by striking <extending
 39 the period for determining the rates>
 40 ____ Title page, by striking lines 8 and 9 and
 41 inserting <relating to excise taxes on motor fuel and
 42 certain special fuel, providing for the use of certain
 43 revenues resulting from the excise taxes, providing
 44 income tax credits, including>
 45 ____Title page, line 10, after <date> by inserting
 46 <and applicability>>
 47 4. By renumbering as necessary.

BYRNES of Mitchell
 BALTIMORE of Boone

H-1458

1 Amend House File 620, as amended, passed, and
 2 reprinted by the House, as follows:
 3 1. Page 2, line 20, by striking <eighty-five> and
 4 inserting <seventy>
 5 2. Page 2, line 23, after <shall> by inserting
 6 <not exceed twenty percent of the amount specified in
 7 paragraph "a", and shall>
 8 3. Page 3, after line 11 by inserting:
 9 <Sec. ____ Section 15.119, subsection 3, Code 2013,
 10 is amended to read as follows:
 11 3. In allocating the amount of tax credits
 12 authorized pursuant to subsection 1 among the programs
 13 specified in subsection 2, the authority shall not
 14 allocate more than ~~five~~ ten million dollars for
 15 purposes of subsection 2, paragraph "f".>
 16 4. Page 3, line 22, by striking <five> and
 17 inserting <six>
 18 5. By striking page 4, line 14, through page 6,
 19 line 2.
 20 6. Page 6, after line 19 by inserting:
 21 <DIVISION ____
 22 MAIN STREET IOWA PROGRAM APPROPRIATION
 23 Sec. ____ From the moneys appropriated in 2013
 24 Iowa Acts, House File 604, if enacted, for the fiscal
 25 year beginning July 1, 2013, and ending June 30, 2014,
 26 from the Iowa skilled worker and job creation fund
 27 created in section 8.75, if enacted, to the economic
 28 development authority for the purposes of providing
 29 assistance under the high quality jobs program as
 30 described in section 15.335B, not more than \$1,000,000

31 may be used by the economic development authority
 32 for purposes of providing infrastructure grants to
 33 mainstreet communities under the main street Iowa
 34 program.>

35 7. Title page, by striking lines 6 and 7 and
 36 inserting <making appropriations, and including>

37 8. By renumbering as necessary.

SENATE AMENDMENT

H-1459

1 Amend House File 648 as follows:

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

4 <DIVISION I

5 STATE BOND REPAYMENT FUND

6 Section 1. STATE BOND REPAYMENT FUND — TAXPAYERS
 7 TRUST FUND.

8 1. Notwithstanding section 8.55, subsection
 9 2, paragraph "b", if the Iowa economic emergency
 10 fund reaches its maximum balance in the fiscal year
 11 beginning July 1, 2013, after the designated portion of
 12 the excess moneys is transferred to the taxpayers trust
 13 fund pursuant to section 8.55, subsection 2, paragraph
 14 "a", the next \$116,100,000 is transferred to the state
 15 bond repayment fund created by this Act.

16 2. If the treasurer of state determines that the
 17 amount transferred pursuant to subsection 1 is not
 18 sufficient to defease or redeem the bonds specified
 19 in section 8.57F, subsection 2, as enacted by this
 20 division of this Act, and to pay the costs relating to
 21 the defeasance or redemption, to the entire extent that
 22 the bonds may be defeased or redeemed, the treasurer of
 23 state may submit a written request to the department
 24 of management that the department certify the amount
 25 of the insufficiency as determined by the treasurer of
 26 state. The request shall detail the information needed
 27 by the department of management to determine whether
 28 the department concurs with the treasurer of state's
 29 determination. Upon issuance of the department of
 30 management's written certification of the insufficiency
 31 amount, there is transferred from the Iowa economic
 32 emergency fund, after the transfer made pursuant to
 33 subsection 1 to the state bond repayment fund, an
 34 amount equal to the insufficiency amount certified by
 35 the department of management. The treasurer of state's
 36 request, any documents relating to the request, and the
 37 department of management's certification shall also
 38 be submitted to the chairpersons and ranking members
 39 of the committees on appropriations of the senate and
 40 house of representatives and the legislative services

41 agency at the time of submission or certification.
42 3. To the extent the following bonds are defeased
43 or redeemed by moneys transferred or credited to the
44 state bond repayment fund created in section 8.57F,
45 as enacted by this division of this Act, there is
46 transferred to the general fund of the state from the
47 revenue source otherwise designated by law for payment
48 of the bonds, an amount equal to that which otherwise
49 would have been paid in connection with the bonds from
50 such revenue source for the fiscal year beginning July

Page 2

1 1, 2013:

- 2 a. The premier destination park bonds issued
3 pursuant to section 463C.12.
4 b. The Iowa jobs program bonds issued pursuant
5 to section 12.87, subsection 1, paragraph "b",
6 subparagraph (3), on which the interest is subject to
7 federal income tax.
8 c. The school infrastructure program bonds issued
9 pursuant to sections 12.81 through 12.86.
10 Sec. 2. NEW SECTION. 8.57F State bond repayment
11 fund.
12 1. a. The state bond repayment fund is created.
13 The fund shall be separate from the general fund of
14 the state and the balance in the fund shall not be
15 considered part of the balance of the general fund of
16 the state. The moneys credited to the fund are not
17 subject to section 8.33 and shall not be transferred,
18 used, obligated, appropriated, or otherwise encumbered
19 except as provided in this section.
20 b. Moneys in the fund shall only be used for the
21 defeasance or redemption of outstanding obligations
22 issued by the state or an authority of the state that
23 have debt service paid by a dedicated revenue source
24 and for payment of costs relating to the defeasance or
25 redemption.
26 c. Moneys in the fund may be used for cash flow
27 purposes during a fiscal year provided that any moneys
28 so allocated are returned to the fund by the end of
29 that fiscal year.
30 d. Except as provided in section 8.58, the fund
31 shall be considered a special account for the purposes
32 of section 8.53 in determining the cash position of
33 the general fund of the state for the payment of state
34 obligations.
35 2. The moneys credited to the fund for the fiscal
36 year beginning July 1, 2013, are appropriated to the
37 treasurer of state to defease or redeem the following
38 bonds and to pay the costs relating to the defeasance
39 or redemption, to the extent the bonds can be

40 defeased or redeemed and costs paid within the amount
 41 appropriated. The bonds shall be defeased or redeemed
 42 in the following order of priority:

43 a. In conjunction with the honey creek premier
 44 destination park authority, the premier destination
 45 park bonds issued pursuant to section 463C.12.

46 b. In conjunction with the Iowa finance authority,
 47 the prison infrastructure revenue bonds issued pursuant
 48 to section 16.177.

49 c. The Iowa jobs program bonds issued pursuant
 50 to section 12.87, subsection 1, paragraph "b",

Page 3

1 subparagraph (3), on which the interest is subject to
 2 federal income tax.

3 d. The school infrastructure program bonds issued
 4 pursuant to sections 12.81 through 12.86.

5 3. Any bonds listed in subsection 2 that are not
 6 defeased or redeemed in accordance with this section
 7 shall continue to be payable from their original
 8 dedicated revenue source as designated by laws.

9 Sec. 3. Section 8.58, Code 2013, is amended to read
 10 as follows:

11 8.58 Exemption from automatic application.

12 1. To the extent that moneys appropriated under
 13 section 8.57 do not result in moneys being credited
 14 to the general fund under section 8.55, subsection
 15 2, moneys appropriated under section 8.57 and moneys
 16 contained in the cash reserve fund, rebuild Iowa
 17 infrastructure fund, environment first fund, Iowa
 18 economic emergency fund, ~~and~~ taxpayers trust fund,
 19 and state bond repayment fund shall not be considered
 20 in the application of any formula, index, or other
 21 statutory triggering mechanism which would affect
 22 appropriations, payments, or taxation rates, contrary
 23 provisions of the Code notwithstanding.

24 2. To the extent that moneys appropriated under
 25 section 8.57 do not result in moneys being credited
 26 to the general fund under section 8.55, subsection
 27 2, moneys appropriated under section 8.57 and moneys
 28 contained in the cash reserve fund, rebuild Iowa
 29 infrastructure fund, environment first fund, Iowa
 30 economic emergency fund, ~~and~~ taxpayers trust fund, and
 31 state bond repayment fund shall not be considered by an
 32 arbitrator or in negotiations under chapter 20.

33 Sec. 4. EFFECTIVE UPON ENACTMENT — APPLICABILITY.

34 1. This division of this Act, being deemed of
 35 immediate importance, takes effect upon enactment.

36 2. The section of this division of this Act
 37 providing for transfer of moneys from the Iowa economic
 38 emergency fund to the state bond repayment fund instead

39 of the general fund of the state applies to transfers
40 made from the Iowa economic emergency fund after the
41 effective date of this division of this Act and the
42 state general fund expenditure limitation calculated
43 for the fiscal year beginning July 1, 2013, shall be
44 adjusted accordingly.

45 DIVISION II

46 PUBLIC RETIREMENT SYSTEMS

47 Sec. 5. JUDICIAL RETIREMENT FUND. There is
48 transferred from the general fund of the state to the
49 judicial retirement fund described in section 602.9104,
50 for the fiscal year beginning July 1, 2012, and ending

Page 4

1 June 30, 2013, an amount equal to \$18,900,000.

2 Sec. 6. PEACE OFFICERS' RETIREMENT, ACCIDENT,
3 AND DISABILITY SYSTEM RETIREMENT FUND. There is
4 transferred from the general fund of the state to the
5 peace officers' retirement, accident, and disability
6 system retirement fund described in section 97A.8, for
7 the fiscal year beginning July 1, 2012, and ending June
8 30, 2013, an amount equal to \$91,300,000.

9 Sec. 7. REPEAL. Section 97A.11A, Code 2013, is
10 repealed.

11 Sec. 8. EFFECTIVE UPON ENACTMENT. This division of
12 this Act, being deemed of immediate importance, takes
13 effect upon enactment.

14 DIVISION III

15 MISCELLANEOUS APPROPRIATIONS

16 Sec. 9. GENERAL FUND APPROPRIATIONS — FY
17 2012-2013. There is appropriated from the general fund
18 of the state to the following departments and agencies
19 for the fiscal year beginning July 1, 2012, and ending
20 June 30, 2013, the following amounts, or so much
21 thereof as is necessary, to be used for the purposes
22 designated:

23 1. DEPARTMENT OF ADMINISTRATIVE SERVICES

24 a. For projects related to major repairs and
25 major maintenance needs including health, life, and
26 fire safety needs and for compliance with the federal
27 Americans with Disabilities Act for state buildings:
28 \$ 2,500,000

29 b. For costs associated with capitol interior and
30 exterior restoration, including the installation of a
31 lightning protection system:
32 \$ 330,000

33 2. DEPARTMENT OF AGRICULTURE AND LAND STEWARDSHIP

34 For deposit in the agricultural drainage well water
35 quality assistance fund created in section 460.303 to
36 be used for purposes of supporting the agricultural
37 drainage well water quality assistance program as

38 provided in section 460.304:
 39 \$ 1,620,000
 40 Notwithstanding section 8.33, moneys appropriated in
 41 this subsection that remain unencumbered or unobligated
 42 at the close of the fiscal year shall not revert but
 43 shall remain available for expenditure for the purposes
 44 designated until the close of the fiscal year beginning
 45 July 1, 2015.
 46 The appropriation in this subsection is in lieu of
 47 the appropriation made from the environment first fund
 48 for the fiscal year beginning July 1, 2013, for the
 49 same purpose in 2013 Iowa Acts, Senate File 435, if
 50 enacted.

Page 5

1 3. DEPARTMENT OF COMMERCE — DIVISION OF BANKING

2 For financial literacy education:
 3 \$ 100,000

4 a. DEFINITIONS

5 For the purposes of this subsection, unless the
6 context otherwise requires:

- 7 (1) "Administrator" means the division of banking
8 of the department of commerce.
- 9 (2) "Financial institution" means a bank, bank
10 holding company, savings bank, or savings and loan
11 association organized under the law of this state,
12 another state, or the United States, approved for
13 participation by the administrator.

- 14 (3) "Operating organization" means an agency
15 selected by the administrator for involvement in
16 financial literacy education.

17 b. PROGRAM — ELIGIBILITY

- 18 (1) The administrator shall utilize a request
19 for proposals process for selection of operating
20 organizations.
- 21 (2) The selected operating organization shall
22 administer a financial literacy education program
23 through financial institutions to citizens of the
24 state. The program shall include any of the following:
25 (a) Home buyer education.
26 (b) Financial literacy education for students in
27 kindergarten through grade twelve and for college
28 students.
29 (c) Financial literacy programs for entrepreneurs.
30 (d) Financial literacy teacher training.

- 31 c. By October 1, each year through October 1, 2016,
32 the division shall submit a report to the general
33 assembly detailing the expenditures made from the
34 moneys appropriated in this subsection during the
35 previous fiscal year.

- 36 d. Notwithstanding section 8.33, moneys

37 appropriated in this paragraph that remain unencumbered
38 or unobligated at the close of the fiscal year shall
39 not revert but shall remain available for expenditure
40 for the purposes designated until the close of the
41 fiscal year beginning July 1, 2015.

42 4. DEPARTMENT OF CORRECTIONS

43 For the construction project and one-time furniture,
44 fixture, and equipment costs at the Iowa correctional
45 facility for women at Mitchellville:

46 \$ 11,200,000

47 5. IOWA ECONOMIC DEVELOPMENT AUTHORITY

48 a. For infrastructure building and site development
49 at a proposed manufacturing center of excellence and
50 for the purchase of advanced manufacturing equipment

Page 6

1 for the proposed center:

2 \$ 3,500,000

3 Notwithstanding section 8.33, moneys appropriated in
4 this paragraph that remain unencumbered or unobligated
5 at the close of the fiscal year shall not revert but
6 shall remain available for expenditure for the purposes
7 designated until June 30, 2015.

8 b. For services pertaining to the pursuit and
9 possible establishment of a regional hub under the
10 national network for manufacturing innovation program
11 to accelerate development and adoption of innovative
12 manufacturing technologies for making new globally
13 competitive products:

14 \$ 500,000

15 Notwithstanding section 8.33, moneys appropriated in
16 this paragraph that remain unencumbered or unobligated
17 at the close of the fiscal year shall not revert but
18 shall remain available for expenditure for the purposes
19 designated until the close of the fiscal year beginning
20 July 1, 2014.

21 c. For renovations, expansions, and enhancements
22 to facilities for an adult day program at a year-round
23 camp for persons with disabilities in a central Iowa
24 city with a population between one hundred ninety-five
25 thousand and two hundred five thousand in the latest
26 preceding certified federal census:

27 \$ 250,000

28 d. For costs associated with the hosting of a
29 national junior summer olympics by a nonprofit sports
30 organization:

31 \$ 250,000

32 Notwithstanding section 8.33, moneys appropriated in
33 this paragraph that remain unencumbered or unobligated
34 at the close of the fiscal year shall not revert but
35 shall remain available for expenditure for the purposes

36 designated until the close of the fiscal year beginning
 37 July 1, 2013.
 38 e. For the provision of financial assistance
 39 including the establishment of a loan program; for
 40 technical assistance, marketing, and education to
 41 businesses interested in establishing employee stock
 42 ownership plans; and for procurement of the services
 43 of an independent contractor with expertise in the
 44 formation of the employee stock ownership plans:
 45 \$ 500,000
 46 Notwithstanding section 8.33, moneys appropriated in
 47 this paragraph that remain unencumbered or unobligated
 48 at the close of the fiscal year shall not revert but
 49 shall remain available for expenditure for the purposes
 50 designated until the close of the fiscal year beginning

Page 7

1 July 1, 2014.
 2 On or before January 15, 2015, the authority
 3 shall submit a report to the general assembly and
 4 the governor's office describing the expenditure of
 5 moneys appropriated pursuant to this lettered paragraph
 6 "e" and evaluating the success of the assistance and
 7 promotion program.
 8 6. DEPARTMENT OF EDUCATION
 9 a. For the Iowa reading research center established
 10 pursuant to section 256.9:
 11 \$ 669,000
 12 Notwithstanding section 8.33, moneys appropriated in
 13 this paragraph that remain unencumbered or unobligated
 14 at the close of the fiscal year shall not revert but
 15 shall remain available for expenditure for the purposes
 16 designated until the close of the fiscal year beginning
 17 July 1, 2013.
 18 b. For purposes of implementing the statewide
 19 core curriculum for school districts and accredited
 20 nonpublic schools and a state-designated career
 21 information and decision-making system:
 22 \$ 1,000,000
 23 Notwithstanding section 8.33, moneys appropriated in
 24 this paragraph that remain unencumbered or unobligated
 25 at the close of the fiscal year shall not revert but
 26 shall remain available for expenditure for the purposes
 27 designated until the close of the fiscal year beginning
 28 July 1, 2013.
 29 c. For major renovation and major repair needs,
 30 including health, life, and fire safety needs and for
 31 compliance with the federal Americans with Disabilities
 32 Act for buildings and facilities under the purview of
 33 the community colleges:
 34 \$ 1,000,000

35 7. DEPARTMENT OF HUMAN RIGHTS

36 For deposit in the individual development account
37 state match fund created in section 541A.7 to support
38 the operating organizations providing individual
39 development accounts in Iowa:

40 \$ 100,000

41 a. If the term of a contract with an operating
42 organization ends prior to June 30, 2014, the
43 department shall renew the contract to at least June
44 30, 2014.

45 b. By October 1, each year through October 1,
46 2016, the department shall submit a report to the
47 general assembly detailing the expenditures made from
48 the moneys appropriated in this subsection during the
49 previous fiscal year by the operating organizations.

50 c. Notwithstanding section 8.33, moneys

Page 8

1 appropriated in this subsection that remain
2 unencumbered or unobligated at the close of the fiscal
3 year shall not revert but shall remain available for
4 expenditure for the purposes designated until the close
5 of the fiscal year beginning July 1, 2015.

6 8. DEPARTMENT OF HUMAN SERVICES

7 a. For a grant to a nonprofit child welfare,
8 juvenile justice, and behavioral health agency for
9 the construction of a psychiatric medical institution
10 for children in a city with a population between
11 twenty-eight thousand and twenty-nine thousand in the
12 latest preceding certified federal census:

13 \$ 1,000,000

14 b. For a grant to a nonprofit agency that provides
15 innovative solutions to children and adults with autism
16 in a city with a population between fourteen thousand
17 five hundred and fifteen thousand five hundred in the
18 latest preceding certified federal census for costs
19 associated with improvements to facilities:

20 \$ 800,000

21 c. For allocation to an Iowa food bank association
22 selected by the department for the purchase of food on
23 behalf of an Iowa emergency feeding organization or
24 for the distribution of moneys to the Iowa emergency
25 feeding organizations for the purchase of food:

26 \$ 1,000,000

27 The moneys appropriated in this paragraph shall be
28 allocated only to the extent that the allocated moneys
29 are matched on a dollar-for-dollar basis.

30 Notwithstanding section 8.33, moneys appropriated in
31 this paragraph that remain unencumbered or unobligated
32 at the close of the fiscal year shall not revert but
33 shall remain available for expenditure for the purposes

34 designated until the close of the fiscal year beginning
35 July 1, 2014.

36 9. IOWA JUDICIAL BRANCH

37 For costs associated with the continued development
38 and implementation of the electronic document
39 management system:

40 \$ 3,000,000

41 10. DEPARTMENT OF PUBLIC SAFETY

42 a. For equipment, other than land mobile radio
43 communications equipment:

44 \$ 1,000,000

45 Notwithstanding section 8.33, moneys appropriated in
46 this paragraph that remain unencumbered or unobligated
47 at the close of the fiscal year shall not revert but
48 shall remain available for expenditure for the purposes
49 designated until the close of the fiscal year beginning
50 July 1, 2013.

Page 9

1 b. For providing administrative support for the
2 public safety training and facilities task force
3 established in this paragraph:

4 \$ 50,000

5 (1) A public safety training and facilities task
6 force is established. The department of public safety
7 shall provide administrative support for the task
8 force.

9 (2) The task force shall consist of the following
10 members:

11 (a) One member appointed by the Iowa state
12 sheriffs' and deputies' association.

13 (b) One member appointed by the Iowa police chiefs
14 association.

15 (c) One member who is a fire fighter appointed by
16 the Iowa professional fire fighters association.

17 (d) One member who is the administrator of the Iowa
18 fire service training bureau or the administrator's
19 designee.

20 (e) One member who is a representative of the fire
21 service who is not a fire chief appointed by the Iowa
22 firefighters association.

23 (f) The director of the Iowa law enforcement
24 academy or the director's designee.

25 (g) The commissioner of public safety or the
26 training coordinator of the department of public
27 safety, as designated by the commissioner.

28 (h) The state fire marshal or the state fire
29 marshal's designee.

30 (i) One member appointed by the Iowa state police
31 association.

32 (j) One member who is a fire chief appointed by the

33 Iowa fire chiefs association.
34 (k) One member appointed by the Iowa emergency
35 medical services association.
36 (l) One member appointed by the Iowa emergency
37 management association.
38 (m) One member who is a fire chief appointed by the
39 Iowa association of professional fire chiefs.
40 (n) One member who is a member of the office
41 of motor vehicle enforcement of the department of
42 transportation appointed by the director of the
43 department of transportation.
44 (o) Four members of the general assembly serving
45 as ex officio, nonvoting members, one representative
46 to be appointed by the speaker of the house of
47 representatives, one representative to be appointed by
48 the minority leader of the house of representatives,
49 one senator to be appointed by the majority leader of
50 the senate, and one senator to be appointed by the

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1 minority leader of the senate.
2 (3) The voting members of the task force shall
3 select one chairperson and one vice chairperson. The
4 vice chairperson shall preside in the absence of
5 the chairperson. Section 69.16A shall apply to the
6 appointed members of the task force.
7 (4) It is the intent of the general assembly in
8 establishing this task force that the task force
9 develop a coordinated plan amongst all public safety
10 disciplines that would oversee the construction of a
11 consolidated fire and police public safety training
12 facility, provide for the establishment of a governance
13 board for the public safety disciplines and the
14 consolidated facility, and to establish a consistent
15 and steady funding mechanism to defray public safety
16 training costs on an ongoing basis.
17 (5) The task force shall seek and consider input
18 from all interested stakeholders and members of the
19 public and shall include an emphasis on receiving input
20 from fire service, law enforcement, and emergency
21 medical services personnel. The task force shall
22 consider and develop strategies relating to public
23 safety training facility governance with the goal of
24 all public safety disciplines being represented. Each
25 public safety discipline shall advise the task force by
26 developing individual training policies as determined
27 by the discipline's governing bodies. The task force
28 shall also develop a proposal for a joint public safety
29 training facility, a budget for construction and future
30 operation of the facility, financing options, including
31 possible public-private partnerships, for construction

32 and operation of the facility, and potential locations
33 for the facility that are centrally located in this
34 state.

35 (6) (a) The task force shall provide interim
36 reports to the general assembly by December 31 of each
37 year concerning the activities of the task force and
38 shall submit its final report, including its findings
39 and recommendations, to the general assembly by
40 December 31, 2016.

41 (b) The final report shall include but not be
42 limited to recommendations concerning the following:

43 (i) Consolidation of public safety governance
44 within a single board and the membership of the board.
45 Board duties would include overseeing the construction
46 and maintenance of a consolidated fire and police
47 public safety training facility.

48 (ii) Development of a consolidated fire and police
49 public safety training facility, including possible
50 locations, building recommendations, and financing

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1 options.

2 (iii) Any other recommendations relating to public
3 safety training and facilities requirements.

4 c. For the regional emergency response training
5 centers, to be distributed on an equal basis:

6 \$ 150,000

7 Notwithstanding section 8.33, moneys appropriated in
8 this paragraph that remain unencumbered or unobligated
9 at the close of the fiscal year shall not revert but
10 shall remain available for expenditure for the purposes
11 designated until the close of the fiscal year beginning
12 July 1, 2014.

13 11. STATE BOARD OF REGENTS

14 a. For the repair or replacement of failed or
15 failing building components, for immediate fire safety
16 needs, and for compliance with the federal Americans
17 with Disabilities Act, at regents institutions:

18 \$ 2,000,000

19 b. For infrastructure improvements to construct a
20 multipurpose training facility at the state hygienic
21 laboratory at the state university of Iowa:

22 \$ 1,000,000

23 c. For the university of northern Iowa for funding
24 issues related to high enrollment by in-state students:
25 \$ 10,000,000

26 Notwithstanding section 8.33, moneys appropriated
27 in this lettered paragraph that remain unencumbered or
28 unobligated at the close of the fiscal year shall not
29 revert but shall remain available for expenditure for
30 the purposes designated until June 30, 2015.

- 31 d. For implementing the bioeconomy initiative at
- 32 Iowa state university of science and technology:
- 33 \$ 7,500,000
- 34 Notwithstanding section 8.33, moneys appropriated in
- 35 this paragraph that remain unencumbered or unobligated
- 36 at the close of the fiscal year shall not revert but
- 37 shall remain available for expenditure for the purposes
- 38 designated until the close of the fiscal year beginning
- 39 July 1, 2014.
- 40 e. For the college of veterinary medicine at
- 41 Iowa state university of science and technology for
- 42 renovations and improvements of facilities including
- 43 offsite facilities:
- 44 \$ 1,000,000
- 45 f. For the economic development core facility
- 46 located at the research park at Iowa state university
- 47 of science and technology:
- 48 \$ 12,000,000
- 49 g. For costs associated with the renovation,
- 50 modernization, and construction of a new addition at

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- 1 the pharmacy building at the state university of Iowa:
- 2 \$ 3,000,000
- 3 h. For the construction of a new biosciences
- 4 building at Iowa state university of science and
- 5 technology:
- 6 \$ 2,500,000
- 7 i. For the renovation, modernization, and
- 8 associated improvements to an educational center for
- 9 teacher education and preparation at the university of
- 10 northern Iowa:
- 11 \$ 1,500,000
- 12 12. DEPARTMENT OF TRANSPORTATION
- 13 For the public purpose of defraying costs associated
- 14 with the operation of a contract air traffic control
- 15 tower which holds an air agency certificate:
- 16 \$ 150,000
- 17 Moneys appropriated by this subsection shall be
- 18 distributed on a local match basis to the largest city
- 19 in a county with a population of more than 92,000 and
- 20 less than 95,000 as of the last preceding certified
- 21 federal census.
- 22 13. DEPARTMENT OF VETERANS AFFAIRS
- 23 a. For remodeling and upgrades to office space at
- 24 Camp Dodge:
- 25 \$ 137,940
- 26 b. For a grant to an American legion post located
- 27 in a city with a population between one thousand
- 28 ten and one thousand twenty in the latest preceding
- 29 certified federal census for the construction of a

30 veteran's reception center and community center:
 31 \$ 600,000
 32 c. For construction costs associated with the
 33 expansion of an equipment and vehicle storage building
 34 at the Iowa veterans cemetery:
 35 \$ 250,000
 36 14. DEPARTMENT OF WORKFORCE DEVELOPMENT
 37 For distribution for a public purpose to an entity
 38 with a mission of providing education and training
 39 for occupations in Iowa's renewable energy production
 40 industries and related occupational opportunities:
 41 \$ 300,000
 42 Notwithstanding section 8.33, moneys appropriated in
 43 this subsection that remain unencumbered or unobligated
 44 at the close of the fiscal year shall not revert but
 45 shall remain available for expenditure for the purposes
 46 designated until the close of the fiscal year beginning
 47 July 1, 2014.
 48 15. STATE FAIR BOARD
 49 For infrastructure costs associated with the
 50 construction of a plaza on the Iowa state fairgrounds:

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1 \$ 1,000,000
 2 Sec. 10. RISK POOL TRANSFER.
 3 1. There is transferred from the general fund of
 4 the state to the department of human services for the
 5 fiscal year beginning July 1, 2012, and ending June 30,
 6 2013, the following amount to be used for the purposes
 7 designated:
 8 For deposit in the risk pool of the property tax
 9 relief fund created in section 426B.5, for distribution
 10 as provided in this section:
 11 \$ 13,000,000
 12 2. The moneys deposited in the risk pool pursuant
 13 to subsection 1 shall be distributed to counties or
 14 county regions in the fiscal year beginning July 1,
 15 2013, and ending June 30, 2014. The application and
 16 award processes for a distribution shall be determined
 17 by the risk pool board created in section 426B.5, and
 18 the processes determined by the risk pool shall apply
 19 in lieu of contrary provisions in section 426B.5,
 20 subsection 2. However, the application and award dates
 21 determined by the board shall not be later than those
 22 specified in section 426B.5, subsection 2.
 23 3. a. A distribution of moneys under this section
 24 is subject to the same requirement as an equalization
 25 payment, as specified in section 426B.3, subsection 4,
 26 paragraph "b", as amended by this division of this Act.
 27 b. The processes determined by the risk pool board
 28 shall give priority to those counties in need of

29 additional funding in order to maintain mental health
30 and disability services that were required to reduce
31 their services fund levy for the fiscal year beginning
32 July 1, 2013, in accordance with section 331.424A,
33 subsection 7, as enacted by 2012 Iowa Acts, chapter
34 1120, section 132. If moneys remain after the needs of
35 such counties are met, the applications of counties for
36 additional funding for continuation of county mental
37 health and disability services to targeted populations
38 that are not funded by the Medicaid program, but that
39 are covered under such counties' service management
40 plan approved for the fiscal year, shall also be
41 considered.

42 c. The risk pool board shall specify financial and
43 service information to be provided with a county's
44 application. The information may include but is not
45 limited to actual and projected cash and accrued fund
46 balances, detailed accounts receivable and payable
47 information, budgeted revenues and expenditures,
48 identification of the need for the amount requested,
49 services provided and populations covered under the
50 service management plan, and costs for the county's

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1 services administration.

2 4. If adoption of administrative rules is necessary
3 to implement the processes determined by the risk
4 pool board for the purposes of this section, upon
5 recommendation of the risk pool board the mental health
6 and disability services commission may adopt emergency
7 rules under section 17A.4, subsection 3, and section
8 17A.5, subsection 2, paragraph "b", to implement the
9 processes and the rules shall be effective immediately
10 upon filing unless a later date is specified in the
11 rules. Any rules adopted in accordance with this
12 subsection shall also be published as a notice of
13 intended action as provided in section 17A.4.

14 5. Notwithstanding section 426B.1, subsection 1,
15 moneys deposited to the risk pool pursuant to this
16 section that remain unencumbered or unobligated shall
17 revert to the general fund of the state at the close of
18 the fiscal year beginning July 1, 2013.

19 Sec. 11. REPORTING.

20 1. Annually, on or before January 15 of each year,
21 a state agency that received an appropriation in this
22 division of this Act shall report to the legislative
23 services agency and the department of management the
24 status of all projects completed or in progress. The
25 report shall include a description of the project, the
26 progress of work completed, the total estimated cost of
27 the project, a list of all revenue sources being used

28 to fund the project, the amount of funds expended, the
29 amount of funds obligated, and the date the project
30 was completed or an estimated completion date of the
31 project, where applicable.

32 2. Annually, on or before December 31 of each year,
33 a recipient of moneys appropriated in this division
34 of this Act for any purpose shall report to the
35 state agency to which the moneys are appropriated the
36 status of all projects completed or in progress. The
37 report shall include a description of the project, the
38 progress of work completed, the total estimated cost of
39 the project, a list of all revenue sources being used
40 to fund the project, the amount of funds expended, the
41 amount of funds obligated, and the date the project
42 was completed or an estimated completion date of the
43 project, where applicable.

44 Sec. 12. REVERSION. For purposes of section 8.33,
45 unless specifically provided otherwise, unencumbered or
46 unobligated moneys from an appropriation made in this
47 division of this Act shall not revert but shall remain
48 available for expenditure for the purposes designated
49 until the close of the fiscal year beginning July 1,
50 2016. However, if the project or projects for which

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1 such appropriation was made are completed in an earlier
2 fiscal year, unencumbered or unobligated moneys shall
3 revert at the close of that same fiscal year.

4 Sec. 13. EFFECTIVE UPON ENACTMENT. This division
5 of this Act, being deemed of immediate importance,
6 takes effect upon enactment.

7 DIVISION IV

8 SOIL AND WATER CONSERVATION AND WATER QUALITY

9 Sec. 14. SOIL AND WATER CONSERVATION —
10 GENERAL. There is appropriated from the general fund
11 of the state to the department of agriculture and land
12 stewardship for the fiscal year beginning July 1, 2012,
13 and ending June 30, 2013, the following amount, or
14 so much thereof as is necessary, to be used for the
15 purposes designated:

16 1. For use by the department in providing for soil
17 and water conservation administration, the conservation
18 of soil and water resources, or the support of soil and
19 water conservation district commissioners:

20 \$ 7,000,000

21 2. Not more than 5 percent of the moneys
22 appropriated in subsection 1 may be allocated for cost
23 sharing to address complaints filed under section
24 161A.47.

25 3. Of the moneys appropriated in subsection 1, 5
26 percent shall be allocated for financial incentives

27 to establish practices to protect watersheds above
28 publicly owned lakes of the state from soil erosion and
29 sediment as provided in section 161A.73.

30 4. Not more than 30 percent of a soil and water
31 conservation district's allocation of moneys as
32 financial incentives may be provided for the purpose
33 of establishing management practices to control soil
34 erosion on land that is row cropped, including but
35 not limited to no-till planting, ridge-till planting,
36 contouring, and contour strip-cropping as provided in
37 section 161A.73.

38 5. The state soil conservation committee
39 established by section 161A.4 may allocate moneys
40 appropriated in subsection 1 to conduct research and
41 demonstration projects to promote conservation tillage
42 and nonpoint source pollution control practices.

43 6. The allocation of moneys as financial incentives
44 as provided in section 161A.73 may be used in
45 combination with moneys allocated by the department of
46 natural resources.

47 7. Not more than 15 percent of the moneys
48 appropriated in subsection 1 may be used for costs of
49 administration and implementation of soil and water
50 conservation practices.

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1 8. The moneys appropriated in this section shall
2 not be used by the soil conservation division of
3 the department of agriculture and land stewardship
4 to provide administrative support to the watershed
5 improvement review board established in section 466A.3.

6 Sec. 15. WATER QUALITY INITIATIVE — SPECIAL
7 PROJECTS.

8 1. There is appropriated from the general fund of
9 the state to the department of agriculture and land
10 stewardship for the fiscal year beginning July 1, 2012,
11 and ending June 30, 2013, the following amount, or
12 so much thereof as is necessary, to be used for the
13 purposes designated:

14 For deposit in the water quality initiative fund
15 created in section 466B.45, if enacted by 2013 Iowa
16 Acts, Senate File 435, for purposes of supporting
17 special projects associated with a water quality
18 initiative administered by the soil conservation
19 division as provided in section 466B.42, if enacted by
20 2013 Iowa Acts, Senate File 435:

21 \$ 10,000,000

22 2. a. Seventy percent of the moneys shall be used
23 to support projects in subwatersheds as designated by
24 the division that are part of high-priority watersheds
25 identified by the water resources coordinating council

26 established pursuant to section 466B.3.
 27 b. Thirty percent of the moneys shall be used to
 28 support projects in watersheds generally, including
 29 regional watersheds, as designated by the division,
 30 and high-priority watersheds identified by the water
 31 resources coordinating council established pursuant to
 32 section 466B.3.

33 3. In supporting projects in subwatersheds and
 34 watersheds as provided in subsection 2, the division
 35 shall do all of the following:

36 a. Utilize water quality practices as described
 37 in the latest revision of the document entitled "Iowa
 38 Nutrient Reduction Strategy" initially presented in
 39 November 2012 by the department of agriculture and land
 40 stewardship, the department of natural resources, and
 41 Iowa state university of science and technology.

42 b. Participate with persons who hold a legal
 43 interest in agricultural land used in farming. To
 44 every extent practical, the division shall provide for
 45 collaborative participation by such persons who hold a
 46 legal interest in agricultural land located within the
 47 same watershed.

48 c. Finance the establishment of water quality
 49 practices on a cost-share basis as determined by the
 50 division. However, the state's share of the amount

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1 shall not exceed 50 percent of the estimated cost of
 2 establishing the water quality practice as determined
 3 by the division or 50 percent of the actual cost of
 4 establishing the water quality practice, whichever is
 5 less.

6 4. Notwithstanding any other provision in law
 7 to the contrary, the department may use moneys
 8 appropriated in subsection 1 in combination with
 9 other moneys appropriated to the department from the
 10 environment first fund created in section 8.57A for
 11 cost sharing to match the United States department of
 12 agriculture, natural resources conservation service,
 13 wetland reserve enhancement program.

14 Sec. 16. WATER QUALITY INITIATIVE APPROPRIATIONS —
 15 FEDERAL MONEYS. The department of agriculture and land
 16 stewardship, and its soil conservation division, may
 17 use moneys appropriated in this division of this Act
 18 to support the water quality initiative, including its
 19 projects, in combination with other moneys provided by
 20 the United States government.

21 Sec. 17. WATER QUALITY INITIATIVE — REPORT. The
 22 department of agriculture and land stewardship shall
 23 prepare a preliminary report and final report regarding
 24 its efforts to administer the water quality initiative

25 as provided in this division. Each report shall
26 include information regarding the establishment of
27 water quality practices, including demonstration
28 projects, and education and outreach efforts. The
29 department shall deliver the preliminary report to the
30 governor and general assembly not later than January
31 15, 2014, and shall deliver the final report to the
32 governor and general assembly not later than January
33 15, 2015. A report shall not identify an individual or
34 specific agricultural land.

35 Sec. 18. WATERSHED IMPROVEMENT FUND.

36 1. There is appropriated from the general fund of
37 the state to the department of agriculture and land
38 stewardship for the fiscal year beginning July 1, 2012,
39 and ending June 30, 2013, the following amount, or
40 so much thereof as is necessary, to be used for the
41 purpose designated:

42 For deposit in the watershed improvement fund
43 created in section 466A.2:

44 \$ 3,000,000

45 2. Of the amount appropriated in subsection 1,
46 50 percent shall be used for purposes of supporting
47 special projects associated with the water quality
48 initiative administered by the soil conservation
49 division.

50 Sec. 19. NONREVERSION. Notwithstanding section

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1 8.33, moneys appropriated in this division of this Act
2 that remain unencumbered or unobligated at the close
3 of the fiscal year shall not revert but shall remain
4 available for expenditure for the purposes designated
5 until the close of the fiscal year beginning July 1,
6 2017.

7 Sec. 20. EFFECTIVE UPON ENACTMENT. This division
8 of this Act, being deemed of immediate importance,
9 takes effect upon enactment.>

SODERBERG of Plymouth

H-1460

1 Amend the amendment, H-1459, to House File 648 as
2 follows:

3 1. By striking page 1, line 1, through page 18,
4 line 9, and inserting:

5 <Amend House File 648 as follows:

6 _____. By striking everything after the enacting
7 clause and inserting:

8 <DIVISION I
9 STATE BOND REPAYMENT FUND

10 Section 1. STATE BOND REPAYMENT FUND — TAXPAYERS
11 TRUST FUND.

12 1. Notwithstanding section 8.55, subsection
13 2, paragraph "b", if the Iowa economic emergency
14 fund reaches its maximum balance in the fiscal year
15 beginning July 1, 2013, after the designated portion
16 of the excess moneys is transferred to the taxpayers
17 trust fund pursuant to section 8.55, subsection 2,
18 paragraph "a", the next \$116,100,000 is transferred to
19 the state bond repayment fund created in section 8.57F,
20 as enacted by this division of this Act.

21 2. If the treasurer of state determines that the
22 amount transferred pursuant to subsection 1 is not
23 sufficient to defease or redeem the bonds specified
24 in section 8.57F, subsection 2, as enacted by this
25 division of this Act, and to pay the costs relating to
26 the defeasance or redemption, to the entire extent that
27 the bonds may be defeased or redeemed, the treasurer of
28 state may submit a written request to the department
29 of management that the department certify the amount
30 of the insufficiency as determined by the treasurer of
31 state. The request shall detail the information needed
32 by the department of management to determine whether
33 the department concurs with the treasurer of state's
34 determination. Upon issuance of the department of
35 management's written certification of the insufficiency
36 amount, there is transferred from the Iowa economic
37 emergency fund, after the transfer made pursuant to
38 subsection 1 to the state bond repayment fund, an
39 amount equal to the insufficiency amount certified by
40 the department of management. The treasurer of state's
41 request, any documents relating to the request, and the
42 department of management's certification shall also
43 be submitted to the chairpersons and ranking members
44 of the committees on appropriations of the senate and
45 house of representatives and the legislative services
46 agency at the time of submission or certification.
47 3. To the extent the following bonds are defeased
48 or redeemed by moneys transferred or credited to the
49 state bond repayment fund created in section 8.57F,
50 as enacted by this division of this Act, there is

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1 transferred to the general fund of the state from the
2 revenue source otherwise designated by law or existing
3 practice for payment of the bonds, an amount equal to
4 that which otherwise would have been paid in connection
5 with the bonds from such revenue source for the fiscal
6 year beginning July 1, 2013:
7 a. The premier destination park bonds issued
8 pursuant to section 463C.12.

- 9 b. The Iowa jobs program bonds issued pursuant
10 to section 12.87, subsection 1, paragraph "b",
11 subparagraph (3), on which the interest is subject to
12 federal income tax.
- 13 c. The school infrastructure program bonds issued
14 pursuant to sections 12.81 through 12.86.
- 15 Sec. 2. NEW SECTION. 8.57F State bond repayment
16 fund.
- 17 1. a. The state bond repayment fund is created.
18 The fund shall be separate from the general fund of
19 the state and the balance in the fund shall not be
20 considered part of the balance of the general fund of
21 the state. The moneys credited to the fund are not
22 subject to section 8.33 and shall not be transferred,
23 used, obligated, appropriated, or otherwise encumbered
24 except as provided in this section.
- 25 b. Moneys in the fund shall only be used for the
26 defeasance or redemption of outstanding obligations
27 issued by the state or an authority of the state that
28 have debt service paid by a dedicated revenue source
29 and for payment of costs relating to the defeasance or
30 redemption.
- 31 c. Moneys in the fund may be used for cash flow
32 purposes during a fiscal year provided that any moneys
33 so allocated are returned to the fund by the end of
34 that fiscal year.
- 35 d. Except as provided in section 8.58, the fund
36 shall be considered a special account for the purposes
37 of section 8.53 in determining the cash position of
38 the general fund of the state for the payment of state
39 obligations.
- 40 2. The moneys credited to the fund for the fiscal
41 year beginning July 1, 2013, are appropriated to the
42 treasurer of state to defease or redeem the following
43 bonds and to pay the costs relating to the defeasance
44 or redemption, to the extent the bonds can be
45 defeased or redeemed and costs paid within the amount
46 appropriated. The bonds shall be defeased or redeemed
47 in the following order of priority:
- 48 a. In conjunction with the honey creek premier
49 destination park authority, the premier destination
50 park bonds issued pursuant to section 463C.12.

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- 1 b. In conjunction with the Iowa finance authority,
2 the prison infrastructure revenue bonds issued pursuant
3 to section 16.177.
- 4 c. The Iowa jobs program bonds issued pursuant
5 to section 12.87, subsection 1, paragraph "b",
6 subparagraph (3), on which the interest is subject to
7 federal income tax.

8 d. The school infrastructure program bonds issued
9 pursuant to sections 12.81 through 12.86.

10 3. Any bonds listed in subsection 2 that are not
11 defeased or redeemed in accordance with this section
12 shall continue to be payable from their original
13 payment source.

14 Sec. 3. Section 8.58, Code 2013, is amended to read
15 as follows:

16 8.58 Exemption from automatic application.

17 1. To the extent that moneys appropriated under
18 section 8.57 do not result in moneys being credited
19 to the general fund under section 8.55, subsection
20 2, moneys appropriated under section 8.57 and moneys
21 contained in the cash reserve fund, rebuild Iowa
22 infrastructure fund, environment first fund, Iowa
23 economic emergency fund, ~~and~~ taxpayers trust fund,
24 ~~and state bond repayment fund~~ shall not be considered
25 in the application of any formula, index, or other
26 statutory triggering mechanism which would affect
27 appropriations, payments, or taxation rates, contrary
28 provisions of the Code notwithstanding.

29 2. To the extent that moneys appropriated under
30 section 8.57 do not result in moneys being credited
31 to the general fund under section 8.55, subsection
32 2, moneys appropriated under section 8.57 and moneys
33 contained in the cash reserve fund, rebuild Iowa
34 infrastructure fund, environment first fund, Iowa
35 economic emergency fund, ~~and~~ taxpayers trust fund, and
36 state bond repayment fund shall not be considered by an
37 arbitrator or in negotiations under chapter 20.

38 Sec. 4. EFFECTIVE UPON ENACTMENT — APPLICABILITY.

39 1. This division of this Act, being deemed of
40 immediate importance, takes effect upon enactment.

41 2. The section of this division of this Act
42 providing for transfer of moneys from the Iowa economic
43 emergency fund to the state bond repayment fund instead
44 of the general fund of the state applies to transfers
45 made from the Iowa economic emergency fund after the
46 effective date of this division of this Act.

47 DIVISION II

48 PUBLIC RETIREMENT SYSTEMS

49 Sec. 5. JUDICIAL RETIREMENT FUND. There is
50 appropriated from the general fund of the state to the

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1 judicial retirement fund described in section 602.9104,
2 for the fiscal year beginning July 1, 2012, and ending
3 June 30, 2013, an amount equal to \$18,900,000.

4 Sec. 6. PEACE OFFICERS' RETIREMENT, ACCIDENT,
5 AND DISABILITY SYSTEM RETIREMENT FUND. There is
6 appropriated from the general fund of the state to the

7 peace officers' retirement, accident, and disability
8 system retirement fund described in section 97A.8, for
9 the fiscal year beginning July 1, 2012, and ending June
10 30, 2013, an amount equal to \$91,300,000.

11 Sec. 7. REPEAL. Section 97A.11A, Code 2013, is
12 repealed.

13 Sec. 8. EFFECTIVE UPON ENACTMENT. This division of
14 this Act, being deemed of immediate importance, takes
15 effect upon enactment.

16 DIVISION III

17 MISCELLANEOUS APPROPRIATIONS

18 Sec. 9. GENERAL FUND APPROPRIATIONS — FY
19 2012-2013. There is appropriated from the general fund
20 of the state to the following departments and agencies
21 for the fiscal year beginning July 1, 2012, and ending
22 June 30, 2013, the following amounts, or so much
23 thereof as is necessary, to be used for the purposes
24 designated:

25 1. DEPARTMENT OF ADMINISTRATIVE SERVICES

26 a. For projects related to major repairs and
27 major maintenance needs including health, life, and
28 fire safety needs and for compliance with the federal
29 Americans with Disabilities Act for state buildings:
30 \$ 2,700,000

31 b. For costs associated with capitol interior and
32 exterior restoration, including the installation of a
33 lightning protection system:
34 \$ 330,000

35 2. DEPARTMENT OF AGRICULTURE AND LAND STEWARDSHIP

36 For deposit in the agricultural drainage well water
37 quality assistance fund created in section 460.303 to
38 be used for purposes of supporting the agricultural
39 drainage well water quality assistance program as
40 provided in section 460.304:

41 \$ 1,620,000

42 Notwithstanding section 8.33, moneys appropriated in
43 this subsection that remain unencumbered or unobligated
44 at the close of the fiscal year shall not revert but
45 shall remain available for expenditure for the purposes
46 designated until the close of the fiscal year beginning
47 July 1, 2015.

48 3. DEPARTMENT OF COMMERCE — DIVISION OF BANKING

49 For financial literacy education:
50 \$ 100,000

1 a. DEFINITIONS

2 For the purposes of this subsection, unless the
3 context otherwise requires:

4 (1) "Administrator" means the division of banking
5 of the department of commerce.

6 (2) "Financial institution" means a bank, bank
7 holding company, savings bank, or savings and loan
8 association organized under the laws of this state,
9 another state, or the United States, approved for
10 participation by the administrator.

11 (3) "Operating organization" means an agency
12 selected by the administrator for involvement in
13 financial literacy education.

14 b. PROGRAM — ELIGIBILITY

15 (1) The administrator shall utilize a request
16 for proposals process for selection of operating
17 organizations.

18 (2) The selected operating organization shall
19 administer a financial literacy education program
20 through financial institutions to citizens of the
21 state. The program shall include any of the following:

22 (a) Home buyer education.

23 (b) Financial literacy education for students in
24 kindergarten through grade twelve and for college
25 students.

26 (c) Financial literacy programs for entrepreneurs.

27 (d) Financial literacy teacher training.

28 c. By October 1, each year through October 1, 2016,
29 the division shall submit a report to the general
30 assembly detailing the expenditures made from the
31 moneys appropriated in this subsection during the
32 previous fiscal year.

33 d. Notwithstanding section 8.33, moneys
34 appropriated in this paragraph that remain unencumbered
35 or unobligated at the close of the fiscal year shall
36 not revert but shall remain available for expenditure
37 for the purposes designated until the close of the
38 fiscal year beginning July 1, 2015.

39 4. DEPARTMENT OF CORRECTIONS

40 For the construction project at the Iowa
41 correctional facility for women at Mitchellville:

42 \$ 11,200,000

43 5. IOWA ECONOMIC DEVELOPMENT AUTHORITY

44 a. For infrastructure building and site development
45 at a proposed manufacturing center of excellence and
46 for the purchase of advanced manufacturing equipment
47 for the proposed center:

48 \$ 3,500,000

49 Notwithstanding section 8.33, moneys appropriated in
50 this paragraph that remain unencumbered or unobligated

1 at the close of the fiscal year shall not revert but
2 shall remain available for expenditure for the purposes
3 designated until June 30, 2015.

4 b. For services pertaining to the pursuit and

5 possible establishment of a regional hub under the
6 national network for manufacturing innovation program
7 to accelerate development and adoption of innovative
8 manufacturing technologies for making new globally
9 competitive products:
10 \$ 500,000
11 Notwithstanding section 8.33, moneys appropriated in
12 this paragraph that remain unencumbered or unobligated
13 at the close of the fiscal year shall not revert but
14 shall remain available for expenditure for the purposes
15 designated until the close of the fiscal year beginning
16 July 1, 2014.

17 c. For renovations, expansions, and enhancements
18 to facilities for an adult day program at a year-round
19 camp for persons with disabilities in a central Iowa
20 city with a population between one hundred ninety-five
21 thousand and two hundred five thousand in the latest
22 preceding certified federal census:
23 \$ 250,000

24 d. For costs associated with the hosting of a
25 national junior summer olympics by a nonprofit sports
26 organization:
27 \$ 250,000

28 Notwithstanding section 8.33, moneys appropriated in
29 this paragraph that remain unencumbered or unobligated
30 at the close of the fiscal year shall not revert but
31 shall remain available for expenditure for the purposes
32 designated until the close of the fiscal year beginning
33 July 1, 2013.

34 e. For the provision of financial assistance
35 including the establishment of a loan program; for
36 technical assistance, marketing, and education to
37 businesses interested in establishing employee stock
38 ownership plans; and for procurement of the services
39 of an independent contractor with expertise in the
40 formation of the employee stock ownership plans:
41 \$ 500,000

42 Notwithstanding section 8.33, moneys appropriated in
43 this paragraph that remain unencumbered or unobligated
44 at the close of the fiscal year shall not revert but
45 shall remain available for expenditure for the purposes
46 designated until the close of the fiscal year beginning
47 July 1, 2014.

48 On or before January 1, 2016, the authority shall
49 submit a report to the general assembly and the
50 governor's office describing the expenditure of moneys

1 appropriated pursuant to this lettered paragraph
2 "e" and evaluating the success of the assistance and
3 promotion program.

4 6. DEPARTMENT OF EDUCATION

5 a. For the Iowa reading research center established
6 pursuant to section 256.9:

7 \$ 669,000

8 Notwithstanding section 8.33, moneys appropriated in
9 this paragraph that remain unencumbered or unobligated
10 at the close of the fiscal year shall not revert but
11 shall remain available for expenditure for the purposes
12 designated until the close of the fiscal year beginning
13 July 1, 2013.

14 b. For purposes of implementing the statewide
15 core curriculum for school districts and accredited
16 nonpublic schools and a state-designated career
17 information and decision-making system:

18 \$ 1,000,000

19 Notwithstanding section 8.33, moneys appropriated in
20 this paragraph that remain unencumbered or unobligated
21 at the close of the fiscal year shall not revert but
22 shall remain available for expenditure for the purposes
23 designated until the close of the fiscal year beginning
24 July 1, 2013.

25 c. For major renovation and major repair needs,
26 including health, life, and fire safety needs and for
27 compliance with the federal Americans with Disabilities
28 Act for buildings and facilities under the purview of
29 the community colleges:

30 \$ 1,000,000

31 7. DEPARTMENT OF HUMAN RIGHTS

32 For deposit in the individual development account
33 state match fund created in section 541A.7 to support
34 the operating organizations providing individual
35 development accounts in Iowa:

36 \$ 100,000

37 a. If the term of a contract with an operating
38 organization ends prior to June 30, 2014, the
39 department shall renew the contract to at least June
40 30, 2014.

41 b. By October 1, each year through October 1,
42 2016, the department shall submit a report to the
43 general assembly detailing the expenditures made from
44 the moneys appropriated in this subsection during the
45 previous fiscal year by the operating organizations.

46 c. Notwithstanding section 8.33, moneys
47 appropriated in this subsection that remain
48 unencumbered or unobligated at the close of the fiscal
49 year shall not revert but shall remain available for
50 expenditure for the purposes designated until the close

1 of the fiscal year beginning July 1, 2015.

2 8. DEPARTMENT OF HUMAN SERVICES

3 a. For a grant to a nonprofit child welfare,
 4 juvenile justice, and behavioral health agency for
 5 the construction of a psychiatric medical institution
 6 for children in a city with a population between
 7 twenty-eight thousand and twenty-nine thousand in the
 8 latest preceding certified federal census:
 9 \$ 1,000,000

10 b. For a grant to a nonprofit agency that provides
 11 innovative solutions to children and adults with autism
 12 in a city with a population between fourteen thousand
 13 five hundred and fifteen thousand five hundred in the
 14 latest preceding certified federal census for costs
 15 associated with improvements to facilities:
 16 \$ 800,000

17 c. For allocation to an Iowa food bank association
 18 selected by the department for the purchase of food on
 19 behalf of an Iowa emergency feeding organization or
 20 for the distribution of moneys to the Iowa emergency
 21 feeding organizations for the purchase of food:
 22 \$ 1,000,000

23 The moneys appropriated in this paragraph shall be
 24 allocated only to the extent that the allocated moneys
 25 are matched on a dollar-for-dollar basis.

26 Notwithstanding section 8.33, moneys appropriated in
 27 this paragraph that remain unencumbered or unobligated
 28 at the close of the fiscal year shall not revert but
 29 shall remain available for expenditure for the purposes
 30 designated until the close of the fiscal year beginning
 31 July 1, 2014.

32 9. IOWA JUDICIAL BRANCH

33 For costs associated with the continued development
 34 and implementation of the electronic document
 35 management system:
 36 \$ 3,000,000

37 10. DEPARTMENT OF PUBLIC SAFETY

38 a. For equipment, other than land mobile radio
 39 communications equipment:
 40 \$ 1,000,000

41 Notwithstanding section 8.33, moneys appropriated in
 42 this paragraph that remain unencumbered or unobligated
 43 at the close of the fiscal year shall not revert but
 44 shall remain available for expenditure for the purposes
 45 designated until the close of the fiscal year beginning
 46 July 1, 2013.

47 b. For providing administrative support for the
 48 public safety training and facilities task force
 49 established in 2013 Iowa Acts, Senate File 447, if
 50 enacted:

1 \$ 50,000

2 c. For the regional emergency response training
 3 centers, to be distributed on an equal basis:
 4 \$ 150,000
 5 Notwithstanding section 8.33, moneys appropriated in
 6 this paragraph that remain unencumbered or unobligated
 7 at the close of the fiscal year shall not revert but
 8 shall remain available for expenditure for the purposes
 9 designated until the close of the fiscal year beginning
 10 July 1, 2014.

11 11. STATE BOARD OF REGENTS

12 a. For major repairs and major maintenance,
 13 including fire safety improvements and projects for
 14 compliance with the federal Americans With Disabilities
 15 Act, at state board of regents institutions and
 16 facilities:

17 \$ 2,000,000

18 b. For infrastructure improvements to construct a
 19 multipurpose training facility at the state hygienic
 20 laboratory at the state university of Iowa:

21 \$ 1,000,000

22 c. For the university of northern Iowa for funding
 23 issues related to high enrollment by in-state students:

24 \$ 10,000,000

25 Notwithstanding section 8.33, moneys appropriated
 26 in this lettered paragraph that remain unencumbered or
 27 unobligated at the close of the fiscal year shall not
 28 revert but shall remain available for expenditure for
 29 the purposes designated until the close of the fiscal
 30 year beginning July 1, 2014.

31 d. For implementing the bioeconomy initiative at
 32 Iowa state university of science and technology:

33 \$ 7,500,000

34 Notwithstanding section 8.33, moneys appropriated in
 35 this paragraph that remain unencumbered or unobligated
 36 at the close of the fiscal year shall not revert but
 37 shall remain available for expenditure for the purposes
 38 designated until the close of the fiscal year beginning
 39 July 1, 2014.

40 e. For the college of veterinary medicine at
 41 Iowa state university of science and technology for
 42 renovations and improvements of facilities including
 43 offsite facilities:

44 \$ 1,000,000

45 f. For the economic development core facility
 46 located at the research park at Iowa state university
 47 of science and technology:

48 \$ 12,000,000

49 g. For construction of a new facility, and
 50 renovation and modernization of current facilities and

1 related improvements for the college of pharmacy at the
2 state university of Iowa:

3 \$ 3,000,000

4 h. For construction and related improvements
5 for a new facility for the biosciences at Iowa state
6 university of science and technology:

7 \$ 2,500,000

8 i. For the renovation, modernization, and related
9 improvements to the Schindler education center at the
10 university of northern Iowa for teacher education
11 programs and teacher preparation courses:

12 \$ 1,500,000

13 12. DEPARTMENT OF TRANSPORTATION

14 For the public purpose of defraying costs associated
15 with the operation of a contract air traffic control
16 tower which holds an air agency certificate:

17 \$ 150,000

18 Moneys appropriated by this subsection shall be
19 distributed on a local match basis to the largest city
20 in a county with a population of more than 92,000 and
21 less than 95,000 as of the last preceding certified
22 federal census.

23 13. DEPARTMENT OF VETERANS AFFAIRS

24 a. For remodeling and upgrades to office space at
25 Camp Dodge:

26 \$ 137,940

27 b. For a grant to an American legion post located
28 in a city with a population between one thousand
29 ten and one thousand twenty in the latest preceding
30 certified federal census for the construction of a
31 veteran's reception center and community center:

32 \$ 600,000

33 14. DEPARTMENT OF WORKFORCE DEVELOPMENT

34 For distribution for a public purpose to an entity
35 with a mission of providing education and training
36 for occupations in Iowa's renewable energy production
37 industries and related occupational opportunities:

38 \$ 300,000

39 Notwithstanding section 8.33, moneys appropriated in
40 this subsection that remain unencumbered or unobligated
41 at the close of the fiscal year shall not revert but
42 shall remain available for expenditure for the purposes
43 designated until the close of the fiscal year beginning
44 July 1, 2014.

45 15. STATE FAIR AUTHORITY

46 a. For infrastructure costs associated with the
47 construction of a plaza on the Iowa state fairgrounds:

48 \$ 1,000,000

49 b. For renovations and improvements to the cultural
50 center at the state fair:

1 \$ 250,000

2 Sec. 10. RISK POOL TRANSFER.

3 1. There is transferred from the general fund of
4 the state to the department of human services for the
5 fiscal year beginning July 1, 2012, and ending June 30,
6 2013, the following amount to be used for the purposes
7 designated:

8 For deposit in the risk pool of the property tax
9 relief fund created in section 426B.5, for distribution
10 as provided in this section:

11 \$ 13,000,000

12 2. The moneys deposited in the risk pool pursuant
13 to subsection 1 shall be distributed to counties or
14 county regions in the fiscal year beginning July 1,
15 2013, and ending June 30, 2014. The application and
16 award processes for a distribution shall be determined
17 by the risk pool board created in section 426B.5, and
18 the processes determined by the risk pool shall apply
19 in lieu of contrary provisions in section 426B.5,
20 subsection 2. However, the application and award dates
21 determined by the board shall not be later than those
22 specified in section 426B.5, subsection 2.

23 3. a. A distribution of moneys under this section
24 is subject to the same requirement relating to county
25 involvement in a region that is applicable to a
26 distribution of an equalization payment, in accordance
27 with section 426B.3, subsection 4, paragraph "b", as
28 amended by 2013 Iowa Acts, Senate File 452, if enacted.

29 b. The processes determined by the risk pool board
30 shall give priority to those counties in need of
31 additional funding in order to maintain mental health
32 and disability services that were required to reduce
33 their services fund levy for the fiscal year beginning
34 July 1, 2013, in accordance with section 331.424A,
35 subsection 7, as enacted by 2012 Iowa Acts, chapter
36 1120, section 132. If moneys remain after the needs of
37 such counties are met, the applications of counties for
38 additional funding for continuation of county mental
39 health and disability services to targeted populations
40 that are not funded by the Medicaid program, but that
41 are covered under such counties' service management
42 plan approved for the fiscal year, shall also be
43 considered.

44 c. The risk pool board shall specify financial and
45 service information to be provided with a county's
46 application. The information may include but is not
47 limited to actual and projected cash and accrued fund
48 balances, detailed accounts receivable and payable
49 information, budgeted revenues and expenditures,
50 identification of the need for the amount requested,

1 services provided and populations covered under the
2 service management plan, and costs for the county's
3 services administration.

4 4. If adoption of administrative rules is necessary
5 to implement the processes determined by the risk
6 pool board for the purposes of this section, upon
7 recommendation of the risk pool board the mental health
8 and disability services commission may adopt emergency
9 rules under section 17A.4, subsection 3, and section
10 17A.5, subsection 2, paragraph "b", to implement the
11 processes and the rules shall be effective immediately
12 upon filing unless a later date is specified in the
13 rules. Any rules adopted in accordance with this
14 subsection shall also be published as a notice of
15 intended action as provided in section 17A.4.

16 5. Notwithstanding section 426B.1, subsection 1,
17 moneys deposited to the risk pool pursuant to this
18 section that remain unencumbered or unobligated shall
19 revert to the general fund of the state at the close of
20 the fiscal year beginning July 1, 2013.

21 Sec. 11. DEPARTMENT OF VETERANS AFFAIRS. There
22 is appropriated from the rebuild Iowa infrastructure
23 fund to the department of veterans affairs for the
24 fiscal year beginning July 1, 2013, and ending June 30,
25 2014, the following amount, or so much thereof as is
26 necessary, to be used for the purposes designated:

27 For construction costs associated with the expansion
28 of an equipment and vehicle storage building at the
29 Iowa veterans cemetery:

30 \$ 250,000

31 Sec. 12. REPORTING.

32 1. Annually, on or before January 15 of each year,
33 a state agency that received an appropriation in this
34 division of this Act shall report to the legislative
35 services agency and the department of management the
36 status of all projects completed or in progress. The
37 report shall include a description of the project, the
38 progress of work completed, the total estimated cost of
39 the project, a list of all revenue sources being used
40 to fund the project, the amount of funds expended, the
41 amount of funds obligated, and the date the project
42 was completed or an estimated completion date of the
43 project, where applicable.

44 2. Annually, on or before December 31 of each year,
45 a recipient of moneys appropriated in this division
46 of this Act for any purpose shall report to the
47 state agency to which the moneys are appropriated the
48 status of all projects completed or in progress. The
49 report shall include a description of the project, the
50 progress of work completed, the total estimated cost of

1 the project, a list of all revenue sources being used
2 to fund the project, the amount of funds expended, the
3 amount of funds obligated, and the date the project
4 was completed or an estimated completion date of the
5 project, where applicable.

6 Sec. 13. REVERSION. For purposes of section 8.33,
7 unless specifically provided otherwise, unencumbered or
8 unobligated moneys from an appropriation made in this
9 division of this Act shall not revert but shall remain
10 available for expenditure for the purposes designated
11 until the close of the fiscal year beginning July 1,
12 2016. However, if the project or projects for which
13 such appropriation was made are completed in an earlier
14 fiscal year, unencumbered or unobligated moneys shall
15 revert at the close of that same fiscal year.

16 Sec. 14. 2012 Iowa Acts, chapter 1140, section 1,
17 subsection 12, is amended to read as follows:

18 12. STATE FAIR AUTHORITY

19 For renovations and improvements including but not
20 limited to the cultural center at the state fair:

21	FY 2012-2013.....	\$ 250,000
22	FY 2013-2014.....	\$ 250,000
23		0

24 Sec. 15. 2013 Iowa Acts, House File 638, section 1,
25 subsection 1, paragraph a, unnumbered paragraphs 1 and
26 2, if enacted, are amended to read as follows:

27 For projects related to major repairs and major
28 maintenance for state buildings and facilities:
29 FY 2013-2014:

30	.....	\$4,000,000
31		<u>3,800,000</u>

32 Sec. 16. EFFECTIVE UPON ENACTMENT. This division
33 of this Act, being deemed of immediate importance,
34 takes effect upon enactment.

35 DIVISION IV

36 SOIL AND WATER CONSERVATION AND WATER QUALITY

37 Sec. 17. SOIL AND WATER CONSERVATION —
38 GENERAL. There is appropriated from the general fund
39 of the state to the department of agriculture and land
40 stewardship for the fiscal year beginning July 1, 2012,
41 and ending June 30, 2013, the following amount, or
42 so much thereof as is necessary, to be used for the
43 purposes designated:

44 1. For use by the department in providing for soil
45 and water conservation administration, the conservation
46 of soil and water resources, or the support of soil and
47 water conservation district commissioners:
48

48	\$ 7,000,000
----	-------	--------------

49 2. Not more than 5 percent of the moneys
50 appropriated in subsection 1 may be allocated for cost

1 sharing to address complaints filed under section
2 161A.47.

3 3. Of the moneys appropriated in subsection 1, 5
4 percent shall be allocated for financial incentives
5 to establish practices to protect watersheds above
6 publicly owned lakes of the state from soil erosion and
7 sediment as provided in section 161A.73.

8 4. Not more than 30 percent of a soil and water
9 conservation district's allocation of moneys as
10 financial incentives may be provided for the purpose
11 of establishing management practices to control soil
12 erosion on land that is row cropped, including but
13 not limited to no-till planting, ridge-till planting,
14 contouring, and contour strip-cropping as provided in
15 section 161A.73.

16 5. The state soil conservation committee
17 established by section 161A.4 may allocate moneys
18 appropriated in subsection 1 to conduct research and
19 demonstration projects to promote conservation tillage
20 and nonpoint source pollution control practices.

21 6. The allocation of moneys as financial incentives
22 as provided in section 161A.73 may be used in
23 combination with moneys allocated by the department of
24 natural resources.

25 7. Not more than 15 percent of the moneys
26 appropriated in subsection 1 may be used for costs of
27 administration and implementation of soil and water
28 conservation practices.

29 8. The moneys appropriated in this section shall
30 not be used by the soil conservation division of
31 the department of agriculture and land stewardship
32 to provide administrative support to the watershed
33 improvement review board established in section 466A.3.

34 Sec. 18. WATER QUALITY INITIATIVE — SPECIAL
35 PROJECTS.

36 1. There is appropriated from the general fund of
37 the state to the department of agriculture and land
38 stewardship for the fiscal year beginning July 1, 2012,
39 and ending June 30, 2013, the following amount, or
40 so much thereof as is necessary, to be used for the
41 purposes designated:

42 For deposit in the water quality initiative fund
43 created in section 466B.45, if enacted by 2013 Iowa
44 Acts, Senate File 435, for purposes of supporting
45 special projects associated with a water quality
46 initiative administered by the soil conservation
47 division as provided in section 466B.42, if enacted by
48 2013 Iowa Acts, Senate File 435:

49 \$ 10,000,000

50 2. a. Seventy percent of the moneys shall be used

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1 to support projects in subwatersheds as designated by
2 the division that are part of high-priority watersheds
3 identified by the water resources coordinating council
4 established pursuant to section 466B.3.

5 b. Thirty percent of the moneys shall be used to
6 support projects in watersheds generally, including
7 regional watersheds, as designated by the division,
8 and high-priority watersheds identified by the water
9 resources coordinating council established pursuant to
10 section 466B.3.

11 3. In supporting projects in subwatersheds and
12 watersheds as provided in subsection 2, the division
13 shall do all of the following:

14 a. Utilize water quality practices as described
15 in the latest revision of the document entitled "Iowa
16 Nutrient Reduction Strategy" initially presented in
17 November 2012 by the department of agriculture and land
18 stewardship, the department of natural resources, and
19 Iowa state university of science and technology.

20 b. Participate with persons who hold a legal
21 interest in agricultural land used in farming. To
22 every extent practical, the division shall provide for
23 collaborative participation by such persons who hold a
24 legal interest in agricultural land located within the
25 same watershed.

26 c. Finance the establishment of water quality
27 practices on a cost-share basis as determined by the
28 division. However, the state's share of the amount
29 shall not exceed 50 percent of the estimated cost of
30 establishing the water quality practice as determined
31 by the division or 50 percent of the actual cost of
32 establishing the water quality practice, whichever is
33 less.

34 4. Notwithstanding any other provision in law
35 to the contrary, the department may use moneys
36 appropriated in subsection 1 in combination with
37 other moneys appropriated to the department from the
38 environment first fund created in section 8.57A for
39 cost sharing to match the United States department of
40 agriculture, natural resources conservation service,
41 wetland reserve enhancement program.

42 Sec. 19. WATER QUALITY INITIATIVE APPROPRIATIONS —
43 FEDERAL MONEYS. The department of agriculture and land
44 stewardship, and its soil conservation division, may
45 use moneys appropriated in this division of this Act
46 to support the water quality initiative, including its
47 projects, in combination with other moneys provided by
48 the United States government.

49 Sec. 20. WATER QUALITY INITIATIVE — REPORT. The
50 department of agriculture and land stewardship shall

Page 16

1 prepare a preliminary report and final report regarding
2 its efforts to administer the water quality initiative
3 as provided in this division. Each report shall
4 include information regarding the establishment of
5 water quality practices, including demonstration
6 projects, and education and outreach efforts. The
7 department shall deliver the preliminary report to the
8 governor and general assembly not later than January
9 15, 2014, and shall deliver the final report to the
10 governor and general assembly not later than January
11 15, 2015. A report shall not identify an individual or
12 specific agricultural land.

13 Sec. 21. WATERSHED IMPROVEMENT FUND.

14 1. There is appropriated from the general fund of
15 the state to the department of agriculture and land
16 stewardship for the fiscal year beginning July 1, 2012,
17 and ending June 30, 2013, the following amount, or
18 so much thereof as is necessary, to be used for the
19 purpose designated:

20 For deposit in the watershed improvement fund
21 created in section 466A.2:

22 \$ 3,000,000

23 2. Of the amount appropriated in subsection 1,
24 50 percent shall be used for purposes of supporting
25 special projects associated with the water quality
26 initiative administered by the soil conservation
27 division.

28 Sec. 22. NONREVERSION. Notwithstanding section
29 8.33, moneys appropriated in this division of this Act
30 that remain unencumbered or unobligated at the close
31 of the fiscal year shall not revert but shall remain
32 available for expenditure for the purposes designated
33 until the close of the fiscal year beginning July 1,
34 2017.

35 Sec. 23. EFFECTIVE UPON ENACTMENT. This division
36 of this Act, being deemed of immediate importance,
37 takes effect upon enactment.>>

SODERBERG of Plymouth

H-1461

1 Amend the Senate amendment, H-1455, to House File
2 489, as amended, passed, and reprinted by the House, as
3 follows:

4 1. By striking page 1, line 44, through page 2,
5 line 26.

6 2. By renumbering as necessary.

PETTENGILL of Benton

H-1462

1 Amend House File 625, as passed by the House, as
2 follows:

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

4 <DIVISION I

5 SALES AND USE TAX

6 Section 1. Section 423.1, subsection 48, Code 2013,
7 is amended to read as follows:

8 48. a. "Retailer maintaining a place of business
9 in this state" or any like term includes any retailer
10 having or maintaining within this state, directly
11 or by a subsidiary, an office, distribution house,
12 sales house, warehouse, or other place of business,
13 or any representative operating within this state
14 under the authority of the retailer or its subsidiary,
15 irrespective of whether that place of business
16 or representative is located here permanently or
17 temporarily, or whether the retailer or subsidiary is
18 admitted to do business within this state pursuant to
19 chapter 490.

20 b. (1) A retailer shall be presumed to be
21 maintaining a place of business in this state, as
22 defined in paragraph "a", if any person that has
23 substantial nexus in this state, other than a person
24 acting in its capacity as a common carrier, does any
25 of the following:

26 (a) Sells a similar line of products as the
27 retailer and does so under the same or similar business
28 name.

29 (b) Maintains an office, distribution facility,
30 warehouse, storage place, or similar place of business
31 in this state to facilitate the delivery of property
32 or services sold by the retailer to the retailer's
33 customers.

34 (c) Uses trademarks, service marks, or trade
35 names in this state that are the same or substantially
36 similar to those used by the retailer.

37 (d) Delivers, installs, assembles, or performs
38 maintenance services for the retailer's customers.

39 (e) Facilitates the retailer's delivery of
40 property to customers in this state by allowing the
41 retailer's customers to take delivery of property sold
42 by the retailer at an office, distribution facility,
43 warehouse, storage place, or similar place of business
44 maintained by the person in this state.

45 (f) Conducts any other activities in this state
46 that are significantly associated with the retailer's
47 ability to establish and maintain a market in this
48 state for the retailer's sales.

49 (2) The presumption established in this paragraph
50 may be rebutted by a showing of proof that the

Page 2

1 person's activities in this state are not significantly
2 associated with the retailer's ability to establish
3 or maintain a market in this state for the retailer's
4 sales.

5 Sec. __ NEW SECTION. 423.13A Administration —
6 effectiveness of agreements with retailers.

7 1. Notwithstanding any provision of this chapter
8 to the contrary, any ruling, agreement, or contract,
9 whether written or oral, express or implied, entered
10 into after the effective date of this division of
11 this Act between a retailer and a state agency that
12 provides that a retailer is not required to collect
13 sales and use tax in this state despite the presence
14 in this state of a warehouse, distribution center, or
15 fulfillment center that is owned and operated by the
16 retailer or an affiliate of the retailer shall be null
17 and void unless such ruling, agreement, or contract is
18 approved, by resolution, by a majority vote of each
19 house of the general assembly.

20 2. For purposes of this section, "state agency"
21 means the executive branch, including any executive
22 department, commission, board, institution, division,
23 bureau, office, agency, or other entity of state
24 government. "State agency" does not mean the general
25 assembly, or the judicial branch as provided in section
26 602.1102.

27 Sec. __. Section 423.36, Code 2013, is amended by
28 adding the following new subsection:

29 NEW SUBSECTION. 1A. a. Notwithstanding subsection
30 1, if any person will make taxable sales of tangible
31 personal property or furnish services to any state
32 agency, that person shall, prior to the sale, apply
33 for and receive a permit to collect sales or use tax
34 pursuant to this section. A state agency shall not
35 purchase tangible personal property or services from
36 any person unless that person has a valid, unexpired
37 permit issued pursuant to this section and is in
38 compliance with all other requirements in this chapter
39 imposed upon retailers, including but not limited to
40 the requirement to collect and remit sales and use tax
41 and file sales and use tax returns.

42 b. For purposes of this subsection, "state
43 agency" means any executive, judicial, or legislative
44 department, commission, board, institution, division,
45 bureau, office, agency, or other entity of state
46 government.

47 DIVISION __
48 SCHOOL TUITION ORGANIZATION TAX CREDIT>

49 2. Page 1, line 22, before <Act> by inserting
50 <division of this>

Page 3

- 1 3. Page 1, line 24, before <Act> by inserting
- 2 <division of this>
- 3 4. Title page, by striking lines 1 through 3 and
- 4 inserting <An Act relating to revenue and taxation,
- 5 including retailers maintaining a place of business
- 6 in this state for purposes of sales and use taxes,
- 7 agreements relating to the collection of sales and use
- 8 taxes, sales of tangible personal property and services
- 9 to state agencies, modifying the school tuition
- 10 organization income>
- 11 5. Title page, line 4, by striking <credits> and
- 12 inserting <credit>
- 13 6. By renumbering as necessary.

SENATE AMENDMENT

H-1463

- 1 Amend House File 648, as amended, passed, and
- 2 reprinted by the House, as follows:
- 3 1. Page 16, after line 23 by inserting:
- 4 <Sec. ____ NEW SECTION. 331.399 GOVERNMENTAL BODY.
- 5 Mental health and disability services regions formed
- 6 pursuant to this part shall be a governmental body for
- 7 purposes of chapter 21 and shall be a government body
- 8 for purposes of chapter 22.>
- 9 2. Page 17, after line 4 by inserting:
- 10 <Sec. ____ 2013 Iowa Acts, Senate File 452, section
- 11 10, if enacted, is amended to read as follows:
- 12 SEC. 10. IOWA TUITION GRANTS. There is
- 13 appropriated from the general fund of the state to the
- 14 college student aid commission for the fiscal year
- 15 beginning July 1, 2013, and ending June 30, 2014, the
- 16 following amount, or so much thereof as is necessary,
- 17 to be used for the purposes designated:
- 18 For Iowa tuition grants under section 261.25,
- 19 subsection 1:
- 20 \$ 500,000>
- 21 3. By renumbering as necessary.

SENATE AMENDMENT

CONFERENCE COMMITTEE REPORTS

HOUSE FILE 215

To the Speaker of the House of Representatives and the President of the Senate:

We, the undersigned members of the conference committee appointed to resolve the differences between the House of Representatives and the Senate on House File 215, a bill for an Act relating to and providing for education reform involving student, teacher, and administrator programs and activities under the purview of the department of education, the state board of education, the college student aid commission, school districts, and accredited nonpublic schools; providing for independent private instruction for students; providing for private instruction for students; concerning driver education by a teaching parent; making appropriations and providing for the establishment and retention of certain fees; and including transition and effective date provisions, respectfully make the following report:

1. That the Senate recedes from its amendment, H-1248.

2. That House File 215, as amended, passed, and reprinted by the House, is amended to read as follows:

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

<DIVISION I

SCHOOL DISTRICT FUNDING

Section 1. Section 257.2, subsection 9, Code 2013, is amended by adding the following new paragraph:

NEW PARAGRAPH. *d.* Property tax replacement payments received under section 257.16B.

Sec. 2. Section 257.4, subsection 1, paragraph a, Code 2013, is amended by adding the following new subparagraph:

NEW SUBPARAGRAPH. (8) The amount of the school district property tax replacement payment to be received by the school district under section 257.16B.

Sec. 3. Section 257.4, subsection 1, paragraph b, Code 2013, is amended to read as follows:

b. For the budget year beginning July 1, 2008, and succeeding budget years, the department of management shall annually determine an adjusted additional property tax levy and a statewide maximum adjusted additional property tax levy rate, not to exceed the statewide average additional property tax levy rate, calculated by dividing the total adjusted additional property tax levy dollars statewide by the statewide total net taxable valuation. For purposes of this paragraph, the adjusted additional property tax levy shall be that portion of the additional property tax levy corresponding to the state cost per pupil multiplied by a school district's weighted enrollment, and then multiplied by one hundred percent less the regular program foundation base per pupil percentage pursuant to section 257.1, and then reduced by the amount of the property tax replacement payment to be received under section 257.16B. The district shall receive adjusted additional property tax levy aid in an amount equal to the difference between the adjusted additional property tax levy rate and the statewide maximum adjusted additional property tax levy rate, as applied per thousand dollars of assessed valuation on all taxable property in the district. ~~The statewide maximum adjusted additional property tax levy rate shall be annually determined by the department taking into account amounts allocated pursuant to section 257.15, subsection 4.~~ The statewide maximum adjusted additional property tax levy rate shall be annually determined by the department taking into account amounts allocated pursuant to

section 257.15, subsection 4, and the balance of the property tax equity and relief fund created in section 257.16A at the end of the calendar year.

Sec. 4. Section 257.8, subsections 1 and 2, Code 2013, are amended to read as follows:

1. *State percent of growth.* ~~The state percent of growth for the budget year beginning July 1, 2010, is two percent.~~ The state percent of growth for the budget year beginning July 1, 2012, is two percent. ~~The state percent of growth for the budget year beginning July 1, 2013, is two percent.~~ ~~The state percent of growth for the budget year beginning July 1, 2014, is four percent.~~ The state percent of growth for each subsequent budget year shall be established by statute which shall be enacted within thirty days of the submission in the year preceding the base year of the governor's budget under section 8.21. The establishment of the state percent of growth for a budget year shall be the only subject matter of the bill which enacts the state percent of growth for a budget year.

2. *Categorical state percent of growth.* ~~The categorical state percent of growth for the budget year beginning July 1, 2010, is two percent.~~ The categorical state percent of growth for the budget year beginning July 1, 2012, is two percent. ~~The categorical state percent of growth for the budget year beginning July 1, 2013, is two percent.~~ ~~The categorical state percent of growth for the budget year beginning July 1, 2014, is four percent.~~ The categorical state percent of growth for each budget year shall be established by statute which shall be enacted within thirty days of the submission in the year preceding the base year of the governor's budget under section 8.21. The establishment of the categorical state percent of growth for a budget year shall be the only subject matter of the bill which enacts the categorical state percent of growth for a budget year. The categorical state percent of growth may include state percents of growth for the teacher salary supplement, the professional development supplement, and the early intervention supplement.

Sec. 5. Section 257.15, subsection 4, paragraph b, Code 2013, is amended to read as follows:

b. After lowering all school district adjusted additional property tax levy rates to the statewide maximum adjusted additional property tax levy rate under paragraph "a", the department of management shall use any remaining funds at the end of the calendar year to further lower additional property taxes by increasing for the budget year beginning the following July 1, the state foundation base percentage. Moneys used pursuant to this paragraph shall supplant an equal amount of the appropriation made from the general fund of the state pursuant to section 257.16 that represents the increase in state foundation aid.

Sec. 6. **NEW SECTION. 257.16B School district property tax replacement payments.**

1. For each fiscal year beginning on or after July 1, 2013, there is appropriated from the general fund of the state to the department of education an amount necessary to make all school district property tax replacement payments under this section, as calculated in subsection 2.

2. a. For the budget year beginning July 1, 2013, the department of management shall calculate for each school district all of the following:

(1) The regular program state cost per pupil for the budget year beginning July 1, 2012, multiplied by one hundred percent less the regular program foundation base per pupil percentage pursuant to section 257.1.

(2) The regular program state cost per pupil for the budget year beginning July 1, 2013, multiplied by one hundred percent less the regular program foundation base per pupil percentage pursuant to section 257.1.

(3) The amount of each school district's property tax replacement payment. Each

school district's property tax replacement payment equals the school district's weighted enrollment for the budget year beginning July 1, 2013, multiplied by the remainder of the amount calculated for the school district under subparagraph (2) minus the amount calculated for the school district under subparagraph (1).

b. For each budget year beginning on or after July 1, 2014, the department of management shall calculate for each school district all of the following:

(1) The regular program state cost per pupil for the budget year beginning July 1, 2012, multiplied by one hundred percent less the regular program foundation base per pupil percentage pursuant to section 257.1.

(2) The regular program state cost per pupil for the budget year beginning July 1, 2014, multiplied by one hundred percent less the regular program foundation base per pupil percentage pursuant to section 257.1.

(3) The amount of each school district's property tax replacement payment. Each school district's property tax replacement payment equals the school district's weighted enrollment for the budget year multiplied by the remainder of the amount calculated for the school district under subparagraph (2) minus the amount calculated for the school district under subparagraph (1).

3. School district property tax replacement payments shall be paid by the department of education at the same time and in the same manner as foundation aid is paid under section 257.16 and may be included in the monthly payment of state aid under section 257.16, subsection 2.

Sec. 7. CODE SECTION 257.8 — IMPLEMENTATION. The requirements of section 257.8, subsections 1 and 2, regarding the enactment of bills establishing the regular program state percent of growth and the categorical state percent of growth within thirty days of the submission in the year preceding the base year of the governor's budget and regarding the subject matter limitation of such bills do not apply to this division of this Act.

Sec. 8. SCHOOL DISTRICT FUNDING SUPPLEMENT — FISCAL YEAR 2013-2014.

1. There is appropriated from the general fund of the state to the department of education for the fiscal year beginning July 1, 2012, and ending June 30, 2013, an amount necessary to make all payments to school districts required under subsection 2.

2. Moneys appropriated to the department of education under this section shall be used to provide a funding supplement to each school district during the fiscal year beginning July 1, 2013, and ending June 30, 2014. Each school district's funding supplement amount shall be equal to two percent of the regular program state cost per pupil for the fiscal year beginning July 1, 2012, and ending June 30, 2013, multiplied by the school district's budget enrollment for the fiscal year beginning July 1, 2013, and ending June 30, 2014. Moneys received by a school district under this section shall be miscellaneous income for purposes of chapter 257 and shall not be included in district cost.

3. Notwithstanding section 8.33, moneys appropriated in this section that remain unencumbered or unobligated at the close of the fiscal year beginning July 1, 2012, and ending June 30, 2013, shall not revert but shall remain available for expenditure for the purposes designated until the close of the succeeding fiscal year.

4. The payment of funding supplement amounts under this section shall be paid by the department of education at the same time and in the same manner as foundation aid is paid under section 257.16 for the fiscal year beginning July 1, 2013, and ending June 30, 2014, and may be included in the monthly payment of state aid under section 257.16, subsection 2.

Sec. 9. EFFECTIVE UPON ENACTMENT. This division of this Act, being deemed of immediate importance, takes effect upon enactment.

DIVISION II
SCHOOL DISTRICT FUNDING TERMINOLOGY

Sec. 10. Section 256C.4, subsection 1, paragraph f, Code 2013, is amended to read as follows:

f. The receipt of funding by a school district for the purposes of this chapter, the need for additional funding for the purposes of this chapter, or the enrollment count of eligible students under this chapter shall not be considered to be unusual circumstances, create an unusual need for additional funds, or qualify under any other circumstances that may be used by the school budget review committee to grant supplemental aid to or establish a modified ~~allowable growth~~ supplemental amount for a school district under section 257.31.

Sec. 11. Section 257.2, subsection 1, Code 2013, is amended by striking the subsection.

Sec. 12. Section 257.2, subsection 12, Code 2013, is amended to read as follows:

12. "*State percent of growth*" means the percent of growth which is established by statute pursuant to section 257.8, and which is used in determining the ~~allowable growth~~ supplemental state aid.

Sec. 13. Section 257.2, Code 2013, is amended by adding the following new subsection:

NEW SUBSECTION. 12A. "*Supplemental state aid*" means the amount by which state cost per pupil and district cost per pupil will increase from one budget year to the next.

Sec. 14. Section 257.6, subsection 1, paragraph a, subparagraph (5), Code 2013, is amended to read as follows:

(5) Resident pupils receiving competent private instruction from a licensed practitioner provided through a public school district pursuant to chapter 299A shall be counted as three-tenths of one pupil. Revenues received by a school district attributed to a school district's weighted enrollment pursuant to this subparagraph shall be expended for the purpose for which the weighting was assigned under this subparagraph. If the school district determines that the expenditures associated with providing competent private instruction pursuant to chapter 299A are in excess of the revenue attributed to the school district's weighted enrollment for such instruction in accordance with this subparagraph, the school district may submit a request to the school budget review committee for a modified ~~allowable growth~~ supplemental amount in accordance with section 257.31, subsection 5, paragraph "n". A home school assistance program shall not provide moneys received pursuant to this subparagraph, nor resources paid for with moneys received pursuant to this subparagraph, to parents or students utilizing the program. Moneys received by a school district pursuant to this subparagraph shall be used as provided in section 299A.12.

Sec. 15. Section 257.8, subsections 3, 6, and 7, Code 2013, are amended to read as follows:

3. ~~Allowable growth~~ Supplemental state aid calculation. The department of management shall calculate the regular program ~~allowable growth~~ supplemental state aid for a budget year by multiplying the state percent of growth for the budget year by the regular program state cost per pupil for the base year and shall calculate the special education support services ~~allowable growth~~ supplemental state aid for the budget year by multiplying the state percent of growth for the budget year by the special education support services state cost per pupil for the base year.

6. ~~Combined allowable growth~~ supplemental state aid. The combined ~~allowable growth~~ supplemental state aid per pupil for each school district is the sum of the regular program ~~allowable growth~~ supplemental state aid per pupil and the special education support services ~~allowable growth~~ supplemental state aid per pupil for the

budget year, which may be modified as follows:

- a. By the school budget review committee under section 257.31.
- b. By the department of management under section 257.36.

7. ~~Alternate allowable growth supplemental state aid~~ — *definitions*. For budget years beginning July 1, 2000, and subsequent budget years, references to the terms “~~allowable growth~~” “~~supplemental state aid~~”, “*regular program state cost per pupil*”, and “*regular program district cost per pupil*” shall mean those terms as calculated for those school districts that calculated regular program ~~allowable growth supplemental state aid~~ for the school budget year beginning July 1, 1999, with the additional thirty-eight dollars specified in section 257.8, subsection 4, Code 2013.

Sec. 16. Section 257.8, subsections 4 and 5, Code 2013, are amended by striking the subsections.

Sec. 17. Section 257.9, subsection 1, paragraph b, Code 2013, is amended to read as follows:

b. The total calculated under this subsection shall be divided by the total of the budget enrollments of all school districts for the budget year beginning July 1, 1990, calculated under section 257.6, subsection 4, if section 257.6, subsection 4, had been in effect for that budget year. The regular program state cost per pupil for the budget year beginning July 1, 1991, is the amount calculated by the department of management under this subsection plus an ~~allowable growth~~ amount of supplemental state aid, as defined in section 257.2, Code Supplement 2013, that is equal to the state percent of growth for the budget year multiplied by the amount calculated by the department of management under this subsection.

Sec. 18. Section 257.9, subsections 2, 4, 6, 7, 8, 9, and 10, Code 2013, are amended to read as follows:

2. *Regular program state cost per pupil for 1992-1993 and succeeding years*. For the budget year beginning July 1, 1992, and succeeding budget years, the regular program state cost per pupil for a budget year is the regular program state cost per pupil for the base year plus the regular program ~~allowable growth~~ supplemental state aid for the budget year.

4. *Special education support services state cost per pupil for 1992-1993 and succeeding years*. For the budget year beginning July 1, 1992, and succeeding budget years, the special education support services state cost per pupil for the budget year is the special education support services state cost per pupil for the base year plus the special education support services ~~allowable growth~~ supplemental state aid for the budget year.

6. *Teacher salary supplement state cost per pupil*. For the budget year beginning July 1, 2009, for the teacher salary supplement state cost per pupil, the department of management shall add together the teacher compensation allocation made to each district for the fiscal year beginning July 1, 2008, pursuant to section 284.13, subsection 1, paragraph “h”, Code 2009, and the phase II allocation made to each district for the fiscal year beginning July 1, 2008, pursuant to section 294A.9, Code 2009, and divide that sum by the statewide total budget enrollment for the fiscal year beginning July 1, 2009. The teacher salary supplement state cost per pupil for the budget year beginning July 1, 2010, and succeeding budget years, shall be the amount calculated by the department of management under this subsection for the base year ~~plus an allowable growth~~ a supplemental state aid amount that is equal to the teacher salary supplement categorical state percent of growth, pursuant to section 257.8, subsection 2, for the budget year, multiplied by the amount calculated by the department of management under this subsection for the base year.

7. *Professional development supplement state cost per pupil*. For the budget year beginning July 1, 2009, for the professional development supplement state cost per

pupil, the department of management shall add together the professional development allocation made to each district for the fiscal year beginning July 1, 2008, pursuant to section 284.13, subsection 1, paragraph "d", Code 2009, and divide that sum by the statewide total budget enrollment for the fiscal year beginning July 1, 2009. The professional development supplement state cost per pupil for the budget year beginning July 1, 2010, and succeeding budget years, shall be the amount calculated by the department of management under this subsection for the base year plus ~~an allowable growth~~ a supplemental state aid amount that is equal to the professional development supplement categorical state percent of growth, pursuant to section 257.8, subsection 2, for the budget year, multiplied by the amount calculated by the department of management under this subsection for the base year.

8. *Early intervention supplement state cost per pupil.* For the budget year beginning July 1, 2009, for the early intervention supplement state cost per pupil, the department of management shall add together the early intervention allocation made to each district for the fiscal year beginning July 1, 2008, pursuant to section 256D.4, Code 2009, and divide that sum by the statewide total budget enrollment for the fiscal year beginning July 1, 2009. The early intervention supplement state cost per pupil for the budget year beginning July 1, 2010, and succeeding budget years, shall be the amount calculated by the department of management under this subsection for the base year plus ~~an allowable growth~~ a supplemental state aid amount that is equal to the early intervention supplement categorical state percent of growth, pursuant to section 257.8, subsection 2, for the budget year, multiplied by the amount calculated by the department of management under this subsection for the base year.

9. *Area education agency teacher salary supplement state cost per pupil.* For the budget year beginning July 1, 2009, for the area education agency teacher salary supplement state cost per pupil, the department of management shall add together the teacher compensation allocation made to each area education agency for the fiscal year beginning July 1, 2008, pursuant to section 284.13, subsection 1, paragraph "i", Code 2009, and the phase II allocation made to each area education agency for the fiscal year beginning July 1, 2008, pursuant to section 294A.9, Code 2009, and divide that sum by the statewide special education support services weighted enrollment for the fiscal year beginning July 1, 2009. The area education agency teacher salary supplement state cost per pupil for the budget year beginning July 1, 2010, and succeeding budget years, shall be the amount calculated by the department of management under this subsection for the base year plus ~~an allowable growth~~ a supplemental state aid amount that is equal to the teacher salary supplement categorical state percent of growth, pursuant to section 257.8, subsection 2, for the budget year, multiplied by the amount calculated by the department of management under this subsection for the base year.

10. *Area education agency professional development supplement state cost per pupil.* For the budget year beginning July 1, 2009, for the area education agency professional development supplement state cost per pupil, the department of management shall add together the professional development allocation made to each area education agency for the fiscal year beginning July 1, 2008, pursuant to section 284.13, subsection 1, paragraph "d", Code 2009, and divide that sum by the statewide special education support services weighted enrollment for the fiscal year beginning July 1, 2009. The area education agency professional development supplement state cost per pupil for the budget year beginning July 1, 2010, and succeeding budget years, shall be the amount calculated by the department of management under this subsection for the base year plus ~~an allowable growth~~ a supplemental state aid amount that is equal to the professional development supplement categorical state percent of growth, pursuant to section 257.8, subsection 2, for the budget year, multiplied by the amount calculated by the department of management under this subsection for the

base year.

Sec. 19. Section 257.10, subsection 1, Code 2013, is amended to read as follows:

1. *Regular program district cost per pupil for 1991-1992.* For the budget year beginning July 1, 1991, in order to determine the regular program district cost per pupil for a district, the department of management shall divide the product of the regular program district cost per pupil of the district for the base year, as regular program district cost per pupil would have been calculated under section 442.9, Code 1989, multiplied by its budget enrollment for the base year as budget enrollment would have been calculated under section 442.4, Code 1989, plus the amount added to district cost pursuant to section 442.21, Code 1989, for each school district, by the budget enrollment of the school district for the budget year beginning July 1, 1990, calculated under section 257.6, subsection 4, as if section 257.6, subsection 4, had been in effect for that budget year. The regular program district cost per pupil for the budget year beginning July 1, 1991, is the amount calculated by the department of management under this subsection plus the ~~allowable growth~~ amount of supplemental state aid, as defined in section 257.2, Code Supplement 2013, calculated for regular program state cost per pupil, except that if the regular program district cost per pupil for the budget year calculated under this subsection in any school district exceeds one hundred ten percent of the regular program state cost per pupil for the budget year, the department of management shall reduce the regular program district cost per pupil of that district for the budget year to an amount equal to one hundred ten percent of the regular program state cost per pupil for the budget year, and if the regular program district cost per pupil for the budget year calculated under this subsection in any school district is less than the regular program state cost per pupil for the budget year, the department of management shall increase the regular program district cost per pupil of that district to an amount equal to the regular program state cost per pupil for the budget year.

Sec. 20. Section 257.10, subsection 2, paragraph a, Code 2013, is amended to read as follows:

a. For the budget year beginning July 1, 1992, and succeeding budget years, the regular program district cost per pupil for each school district for a budget year is the regular program district cost per pupil for the base year plus the regular program ~~allowable growth~~ supplemental state aid for the budget year except as otherwise provided in this subsection.

Sec. 21. Section 257.10, subsection 4, paragraph a, Code 2013, is amended to read as follows:

a. For the budget year beginning July 1, 1992, and succeeding budget years, the special education support services district cost per pupil for the budget year is the special education support services district cost per pupil for the base year plus the special education support services ~~allowable growth~~ supplemental state aid for the budget year.

Sec. 22. Section 257.10, subsection 5, Code 2013, is amended to read as follows:

5. *Combined district cost per pupil.* The combined district cost per pupil for a school district is the sum of the regular program district cost per pupil and the special education support services district cost per pupil. Combined district cost per pupil does not include a modified allowable growth supplemental amount added for school districts that have a negative balance of funds raised for special education instruction programs, a modified allowable growth supplemental amount granted by the school budget review committee for a single school year, or a modified allowable growth supplemental amount added for programs for dropout prevention.

Sec. 23. Section 257.10, subsection 9, paragraph a, Code 2013, is amended to read as follows:

a. For the budget year beginning July 1, 2009, the department of management shall add together the teacher compensation allocation made to each district for the fiscal year beginning July 1, 2008, pursuant to section 284.13, subsection 1, paragraph “n”, Code 2009, and the phase II allocation made to each district for the fiscal year beginning July 1, 2008, pursuant to section 294A.9, Code 2009, and divide that sum by the district’s budget enrollment in the fiscal year beginning July 1, 2009, to determine the teacher salary supplement district cost per pupil. For the budget year beginning July 1, 2010, and succeeding budget years, the teacher salary supplement district cost per pupil for each school district for a budget year is the teacher salary supplement program district cost per pupil for the base year plus the teacher salary supplement ~~state allowable growth~~ supplemental state aid amount for the budget year.

Sec. 24. Section 257.10, subsection 10, paragraph a, Code 2013, is amended to read as follows:

a. For the budget year beginning July 1, 2009, the department of management shall divide the professional development allocation made to each district for the fiscal year beginning July 1, 2008, pursuant to section 284.13, subsection 1, paragraph “d”, Code 2009, by the district’s budget enrollment in the fiscal year beginning July 1, 2009, to determine the professional development supplement cost per pupil. For the budget year beginning July 1, 2010, and succeeding budget years, the professional development supplement district cost per pupil for each school district for a budget year is the professional development supplement district cost per pupil for the base year plus the professional development supplement ~~state allowable growth~~ supplemental state aid amount for the budget year.

Sec. 25. Section 257.10, subsection 11, paragraph a, Code 2013, is amended to read as follows:

a. For the budget year beginning July 1, 2009, the department of management shall divide the early intervention allocation made to each district for the fiscal year beginning July 1, 2008, pursuant to section 256D.4, Code 2009, by the district’s budget enrollment in the fiscal year beginning July 1, 2009, to determine the early intervention supplement cost per pupil. For the budget year beginning July 1, 2010, and succeeding budget years, the early intervention supplement district cost per pupil for each school district for a budget year is the early intervention supplement district cost per pupil for the base year plus the early development supplement ~~state allowable growth~~ supplemental state aid amount for the budget year.

Sec. 26. Section 257.13, subsections 2 and 3, Code 2013, are amended to read as follows:

2. The board of directors of a school district that wishes to receive an on-time funding budget adjustment shall adopt a resolution to receive the adjustment and notify the school budget review committee annually, but not earlier than November 1, as determined by the department of education. The school budget review committee shall establish a modified ~~allowable growth in an~~ supplemental amount ~~determined~~ pursuant to subsection 1.

3. If the board of directors of a school district determines that a need exists for additional funds exceeding the authorized budget adjustment for on-time funding pursuant to this section, a request for a modified ~~allowable growth~~ supplemental amount based upon increased enrollment may be submitted to the school budget review committee as provided in section 257.31.

Sec. 27. Section 257.31, subsection 5, unnumbered paragraph 1, Code 2013, is amended to read as follows:

If a district has unusual circumstances, creating an unusual need for additional funds, including but not limited to the circumstances enumerated in paragraphs “a” through “n”, the committee may grant supplemental aid to the district from any funds

appropriated to the department of education for the use of the school budget review committee for the purposes of this subsection. The school budget review committee shall review a school district's unexpended fund balance prior to any decision regarding unusual finance circumstances. Such aid shall be miscellaneous income and shall not be included in district cost. In addition to or as an alternative to granting supplemental aid the committee may establish a modified ~~allowable-growth~~ supplemental amount for the district by increasing its ~~allowable-growth~~ supplemental state aid. The school budget review committee shall review a school district's unspent balance prior to any decision to ~~increase~~ establish a modified allowable-growth supplemental amount under this subsection.

Sec. 28. Section 257.31, subsection 6, paragraph a, Code 2013, is amended to read as follows:

a. The committee shall establish a modified ~~allowable-growth~~ supplemental amount for a district by increasing its ~~allowable-growth~~ supplemental state aid when the district submits evidence that it requires additional funding for removal, management, or abatement of environmental hazards due to a state or federal requirement. Environmental hazards shall include but are not limited to the presence of asbestos, radon, or the presence of any other hazardous material dangerous to health and safety.

Sec. 29. Section 257.31, subsection 7, paragraph b, Code 2013, is amended to read as follows:

b. Other expenditures, including but not limited to expenditures for salaries or recurring costs, are not authorized under this subsection. Expenditures authorized under this subsection shall not be included in ~~allowable-growth~~ supplemental state aid or district cost, and the portion of the unexpended fund balance which is authorized to be spent shall be regarded as if it were miscellaneous income. Any part of the amount not actually spent for the authorized purpose shall revert to its former status as part of the unexpended fund balance.

Sec. 30. Section 257.31, subsection 14, paragraph b, subparagraph (3), Code 2013, is amended to read as follows:

(3) A school district is only eligible to receive supplemental aid payments during the budget year if the school district certifies to the school budget review committee that for the year following the budget year it will notify the school budget review committee to instruct the director of the department of management to increase the district's ~~allowable-growth~~ supplemental state aid and will fund the ~~allowable-growth~~ supplemental state aid increase either by using moneys from its unexpended fund balance to reduce the district's property tax levy or by using cash reserve moneys to equal the amount of the deficit that would have been property taxes and any part of the state aid portion of the deficit not received as supplemental aid under this subsection. The director of the department of management shall make the necessary adjustments to the school district's budget to provide the modified ~~allowable-growth~~ supplemental amount and shall make the supplemental aid payments.

Sec. 31. Section 257.32, subsection 1, paragraph a, Code 2013, is amended to read as follows:

a. An area education agency budget review procedure is established for the school budget review committee created in section 257.30. The school budget review committee, in addition to its duties under section 257.31, shall meet and hold hearings each year to review unusual circumstances of area education agencies, either upon the committee's motion or upon the request of an area education agency. The committee may grant supplemental aid to the area education agency from funds appropriated to the department of education for area education agency budget review purposes, or an amount may be added to the area education agency special education support services ~~allowable-growth~~ supplemental state aid for districts in an area or an additional

amount may be added to district cost for media services or educational services for all districts in an area for the budget year either on a temporary or permanent basis, or both.

Sec. 32. Section 257.37, subsections 1 and 3, Code 2013, are amended to read as follows:

1. For the budget year beginning July 1, 1991, and succeeding budget years, the total amount funded in each area for media services shall be computed as provided in this subsection. For the budget year beginning July 1, 1991, the total amount funded in each area for media services in the base year shall be divided by the enrollment served in the base year to provide an area media services cost per pupil in the base year, and the department of management shall compute the state media services cost per pupil in the base year which is equal to the average of the area media services costs per pupil in the base year. For the budget year beginning July 1, 1991, and succeeding budget years, the department of management shall compute the ~~allowable growth~~ supplemental state aid for media services in the budget year by multiplying the state media services cost per pupil in the base year times the state percent of growth for the budget year, and the total amount funded in each area for media services cost in the budget year equals the area media services cost per pupil in the base year plus the ~~allowable growth~~ supplemental state aid for media services in the budget year times the enrollment served in the budget year. Funds shall be paid to area education agencies as provided in section 257.35.

3. For the budget year beginning July 1, 1991, and succeeding budget years, the total amount funded in each area for educational services shall be computed as provided in this subsection. For the budget year beginning July 1, 1991, the total amount funded in each area for educational services in the base year shall be divided by the enrollment served in the area in the base year to provide an area educational services cost per pupil in the base year, and the department of management shall compute the state educational services cost per pupil in the base year, which is equal to the average of the area educational services costs per pupil in the base year. For the budget year beginning July 1, 1991, and succeeding budget years, the department of management shall compute the ~~allowable growth~~ supplemental state aid for educational services by multiplying the state educational services cost per pupil in the base year times the state percent of growth for the budget year, and the total amount funded in each area for educational services for the budget year equals the area educational services cost per pupil for the base year plus the ~~allowable growth~~ supplemental state aid for educational services in the budget year times the enrollment served in the area in the budget year. Funds shall be paid to area education agencies as provided in section 257.35.

Sec. 33. Section 257.37A, subsection 1, paragraph a, Code 2013, is amended to read as follows:

a. For the budget year beginning July 1, 2009, the department of management shall add together the teacher compensation allocation made to each area education agency for the fiscal year beginning July 1, 2008, pursuant to section 284.13, subsection 1, paragraph "i", Code 2009, and the phase II allocation made to each area education agency for the fiscal year beginning July 1, 2008, pursuant to section 294A.9, Code 2009, and divide that sum by the special education support services weighted enrollment in the fiscal year beginning July 1, 2009, to determine the area education agency teacher salary supplement cost per pupil. For the budget year beginning July 1, 2010, and succeeding budget years, the area education agency teacher salary supplement district cost per pupil for each area education agency for a budget year is the area education agency teacher salary supplement district cost per pupil for the base year plus the area education agency teacher salary supplement ~~state allowable growth~~

supplemental state aid amount for the budget year.

Sec. 34. Section 257.37A, subsection 2, paragraph a, Code 2013, is amended to read as follows:

a. For the budget year beginning July 1, 2009, the department of management shall divide the area education agency professional development supplement made to each area education agency for the fiscal year beginning July 1, 2008, pursuant to section 284.13, subsection 1, paragraph "d", Code 2009, by the special education support services weighted enrollment in the fiscal year beginning July 1, 2009, to determine the professional development supplement cost per pupil. For the budget year beginning July 1, 2010, and succeeding budget years, the area education agency professional development supplement district cost per pupil for each area education agency for a budget year is the area education agency professional development supplement district cost per pupil for the base year plus the area education agency professional development supplement ~~state allowable growth~~ supplemental state aid amount for the budget year.

Sec. 35. Section 257.38, subsection 1, unnumbered paragraph 1, Code 2013, is amended to read as follows:

Boards of school districts, individually or jointly with boards of other school districts, requesting to use ~~a modified allowable growth~~ supplemental amount for programs for returning dropouts and dropout prevention, shall submit comprehensive program plans for the programs and budget costs, including annual requests for ~~a modified allowable growth~~ supplemental amount for funding the programs, to the department of education as a component of the comprehensive school improvement plan submitted to the department pursuant to section 256.7, subsection 21. The program plans shall include:

Sec. 36. Section 257.38, subsection 2, Code 2013, is amended to read as follows:

2. Program plans shall identify the parts of the plan that will be implemented first upon approval of the request. If a district is requesting to use ~~a modified allowable growth~~ supplemental amount to finance the program, the school district shall not identify more than five percent of its budget enrollment for the budget year as returning dropouts and potential dropouts.

Sec. 37. Section 257.40, Code 2013, is amended to read as follows:

257.40 Approval of programs for returning dropouts and dropout prevention — annual report.

1. The board of directors of a school district requesting to use ~~a modified allowable growth~~ supplemental amount for programs for returning dropouts and dropout prevention shall submit requests for ~~a modified at-risk allowable growth~~ supplemental amount, including budget costs, to the department not later than December 15 of the year preceding the budget year during which the program will be offered. The department shall review the request and shall prior to January 15 either grant approval for the request or return the request for approval with comments of the department included. An unapproved request for a program may be resubmitted with modifications to the department not later than February 1. Not later than February 15, the department shall notify the department of management and the school budget review committee of the names of the school districts for which programs using ~~a modified allowable growth~~ supplemental amount for funding have been approved and the approved budget of each program listed separately for each school district having an approved request.

2. Beginning January 15, 2007, the department shall submit an annual report to the chairpersons and ranking members of the senate and house education committees that includes the ways school districts in the previous school year used ~~modified allowable growth~~ supplemental amounts approved under subsection 1; identifies, by grade level, age, and district size, the students in the dropout and dropout prevention programs for

which the department approves a request; describes school district progress toward increasing student achievement and attendance for the students in the programs; and describes how the school districts are using the revenues from the modified ~~allowable growth supplemental amounts~~ to improve student achievement among minority subgroups.

Sec. 38. Section 257.41, subsections 1 and 3, Code 2013, are amended to read as follows:

1. *Budget.* The budget of an approved program for returning dropouts and dropout prevention for a school district, after subtracting funds received from other sources for that purpose, shall be funded annually on a basis of one-fourth or more from the district cost of the school district and up to three-fourths by an increase in ~~allowable growth supplemental state aid~~ as defined in section 257.8. Annually, the department of management shall establish a modified ~~allowable growth supplemental amount~~ for each such school district equal to the difference between the approved budget for the program for returning dropouts and dropout prevention for that district and the sum of the amount funded from the district cost of the school district plus funds received from other sources.

3. *Limitation.* For the fiscal year beginning July 1, 2013, and each succeeding fiscal year, the ratio of the amount of ~~the modified allowable growth supplemental amount~~ established by the department of management compared to the school district's total regular program district cost shall not exceed two and one-half percent. However, if the school district's highest such ratio so determined for any fiscal year beginning on or after July 1, 2009, but before July 1, 2013, exceeded two and one-half percent, the ratio may exceed two and one-half percent but shall not exceed the highest such ratio established during that period.

Sec. 39. Section 257.46, subsection 2, Code 2013, is amended to read as follows:

2. The remaining portion of the budget shall be funded by the thirty-eight dollar increase in ~~allowable growth supplemental state aid, as defined in section 257.2, Code Supplement 2013,~~ for the school budget year beginning July 1, 1999, multiplied by a district's budget enrollment. The thirty-eight dollar increase for the school budget year beginning July 1, 1999, shall increase in subsequent years by each year's state percent of growth. School districts shall annually report the amount expended for a gifted and talented program to the department of education. The proportion of a school district's budget which corresponds to the thirty-eight dollar increase in ~~allowable growth supplemental state aid, as defined in section 257.2, Code Supplement 2013,~~ for the school budget year beginning July 1, 1999, added to the amount in subsection 1, shall be utilized exclusively for a school district's gifted and talented program.

Sec. 40. Section 273.23, subsection 8, Code 2013, is amended to read as follows:

8. For the school year beginning on the effective date of an area education agency reorganization as provided in this subchapter, the special education support services cost per pupil shall be based upon the combined base year budgets for special education support services of the area education agencies that reorganized to form the newly formed area education agency, divided by the total of the weighted enrollment for special education support services in the reorganized area education agency for the base year plus the ~~allowable growth supplemental state aid~~ amount per pupil for special education support services for the budget year as calculated in section 257.8.

Sec. 41. Section 280.4, subsection 3, Code 2013, is amended to read as follows:

3. In order to provide funds for the excess costs of instruction of limited English proficient students above the costs of instruction of pupils in a regular curriculum, students identified as limited English proficient shall be assigned an additional weighting of twenty-two hundredths, and that weighting shall be included in the weighted enrollment of the school district of residence for a period not exceeding four

years. However, the school budget review committee may grant supplemental aid or a modified allowable growth supplemental amount to a school district to continue funding a program for students after the expiration of the four-year period.

Sec. 42. **APPLICABILITY.** This division of this Act applies to school budget years beginning on or after July 1, 2014.

DIVISION III

IOWA LEARNING ONLINE INITIATIVE — FEES AND APPROPRIATIONS

Sec. 43. Section 256.42, Code 2013, is amended by adding the following new subsections:

NEW SUBSECTION. 8. The department shall establish fees payable by school districts and accredited nonpublic schools participating in the initiative. Fees collected pursuant to this subsection are appropriated to the department to be used only for the purpose of administering this section and shall be established so as not to exceed the budgeted cost of administering this section to the extent not covered by the moneys appropriated in subsection 9. Providing professional development necessary to prepare teachers to participate in the initiative shall be considered a cost of administering this section. Notwithstanding section 8.33, fees collected by the department that remain unencumbered or unobligated at the close of the fiscal year shall not revert but shall remain available for expenditure for the purpose of expanding coursework offered under the initiative in subsequent fiscal years.

NEW SUBSECTION. 9. There is appropriated from the general fund of the state to the department, for the following fiscal years, the following amounts, to be used for administering this section and for not more than three full-time equivalent positions:

- a. For the fiscal year beginning July 1, 2014, and ending June 30, 2015, the sum of one million five hundred thousand dollars.
- b. For the fiscal year beginning July 1, 2015, and ending June 30, 2016, the sum of one million five hundred thousand dollars.

DIVISION IV

TRAINING AND EMPLOYMENT OF TEACHERS

Sec. 44. **NEW SECTION. 256.96 Online state job posting system.**

1. The department shall provide for the operation of an online state job posting system. The system shall be designed and implemented for the online posting of job openings offered by school districts, charter schools, area education agencies, the department, and accredited nonpublic schools. The system shall be accessible via the department's internet site. The system shall include a mechanism for the electronic submission of job openings for posting on the system as provided in subsection 2. The system and each job posting on the system shall include a statement that an employer submitting a job opening for posting on the system will not discriminate in hiring on the basis of race, ethnicity, national origin, gender, age, physical disability, sexual orientation, gender identity, religion, marital status, or status as a veteran. The department may contract for, or partner with another entity for, the use of an existing internet site to operate the online state job posting system if the existing internet site is more effective and economical than the department's internet site.

2. A school district, charter school, or area education agency shall submit all of its job openings to the department for posting on the system. The department shall post all of its job openings on the system. An accredited nonpublic school may submit job openings to the department for posting on the system.

3. This section shall not be construed to do any of the following:

- a. Prohibit any employer from advertising job openings and recruiting employees independently of the system.
- b. Prohibit any employer from using another method of advertising job openings or another applicant tracking system in addition to the system.

c. Provide the department with any regulatory authority in the hiring process or hiring decisions of any employer other than the department.

Sec. 45. **NEW SECTION. 256.98 Teach Iowa student teaching pilot project.**

1. Subject to an appropriation of sufficient funds by the general assembly, the department shall establish a teach Iowa student teaching pilot project in collaboration with two institutions of higher education which offer teacher preparation programs approved by the state board of education pursuant to section 256.7, subsection 3. The two institutions of higher education shall include one institution of higher education under the control of the state board of regents and one accredited private institution as defined in section 261.9.

2. The teach Iowa student teaching pilot project shall provide students in teacher preparation programs with a one-year student teaching experience. A student teaching experience provided under the pilot project must include all of the following requirements:

a. A participating institution of higher education shall work with one or more school districts individually or collaboratively to place groups of students in a student teaching experience for an entire academic year. A participating institution of higher education shall take into consideration geographic diversity in the selection of school districts for participation in the pilot project.

b. A participating institution of higher education shall supervise the student teachers in the classroom and shall provide the students with weekly on-site instruction in pedagogy in the participating school districts.

3. The state board shall adopt rules pursuant to chapter 17A to administer this section.

Sec. 46. **NEW SECTION. 261.110 Teach Iowa scholar program.**

1. A teach Iowa scholar program is established to provide teach Iowa scholar grants to selected high-caliber teachers. The commission shall administer the program in collaboration with the department of education.

2. An Iowa resident or nonresident applicant shall be eligible for a teach Iowa scholar grant if the applicant meets all of the criteria specified under, or established in accordance with, subsection 3. Priority shall be given to applicants who are residents of Iowa.

3. Criteria for eligibility shall be established by the commission and shall include but are not limited to the following:

a. The applicant was in the top twenty-five percent academically of students exiting a teacher preparation program approved by the state board of education pursuant to section 256.7, subsection 3, or a similar teacher preparation program in another state, or had earned other comparable academic credentials.

b. The applicant is preparing to teach in fields including but not limited to science, technology, engineering, or mathematics; English as a second language or special education instruction; or is preparing to teach in a hard-to-staff subject as identified by the department. The department shall take into account the varying regional needs in the state for teachers in these subject areas when applying the criterion of this paragraph. The department shall annually identify and designate hard-to-staff subjects for the purpose of this paragraph. The eligibility of an applicant who receives a teach Iowa scholar grant and who is preparing to teach in a hard-to-staff subject as identified by the department shall not be affected in subsequent years if the department does not continue to identify that subject as a hard-to-staff subject.

4. A selected applicant who meets all of the eligibility requirements of this section shall be eligible for a teach Iowa scholar grant for each year of full-time employment completed in this state as a teacher for a school district, charter school, area education agency, or accredited nonpublic school. A teach Iowa scholar grant shall not exceed four

thousand dollars per year per recipient. Grants awarded under this section shall not exceed a total of twenty thousand dollars per recipient over a five-year period.

5. The commission, in collaboration with the department of education, shall adopt rules pursuant to chapter 17A to administer this section. The rules shall include but shall not be limited to a process for use by the commission to determine which eligible applicants will receive teach Iowa scholar grants.

6. A teach Iowa scholar fund is established in the state treasury. The fund shall be administered by the commission and shall consist of moneys appropriated by the general assembly and any other moneys received by the commission for deposit in the fund. The moneys in the fund are appropriated to the commission for the teach Iowa scholar program. Notwithstanding section 8.33, moneys in the fund at the close of the fiscal year shall not revert to the general fund of the state but shall remain available for expenditure for the teach Iowa scholar program for subsequent fiscal years. Notwithstanding section 12C.7, subsection 2, interest or earnings on moneys in the fund shall be credited to the fund.

DIVISION V ASSESSMENTS

Sec. 47. Section 256.7, subsection 21, paragraph b, Code 2013, is amended to read as follows:

b. A set of core academic indicators in mathematics and reading in grades four, eight, and eleven, a set of core academic indicators in science in grades eight and eleven, and another set of core indicators that includes but is not limited to graduation rate, postsecondary education, and successful employment in Iowa.

(1) Annually, the department shall report state data for each indicator in the condition of education report. Rules adopted pursuant to this subsection shall specify that the approved district-wide assessment of student progress administered for purposes of ~~this paragraph~~ the indicators shall be the assessment utilized by school districts statewide in the school year beginning July 1, 2011, or a successor assessment administered by the same assessment provider.

(2) Notwithstanding subparagraph (1), for the school year beginning July 1, 2016, and each succeeding school year, the rules shall provide that all students enrolled in school districts in grades three through eleven shall be administered an assessment during the last quarter of the school year that at a minimum assesses the indicators identified in this paragraph "b"; is aligned with the Iowa common core standards in both content and rigor; accurately describes student achievement and growth for purposes of the school, the school district, and state accountability systems; and provides valid, reliable, and fair measures of student progress toward college or career readiness.

(3) The director shall establish an assessment task force to review and make recommendations for a statewide assessment of student progress on the indicators identified pursuant to this paragraph "b". The task force shall recommend a statewide assessment that is aligned to the Iowa common core standards and is, at a minimum, valid, reliable, tested, and piloted in Iowa. In addition, in developing recommendations, the task force shall consider the costs to school districts and the state in providing and administering such an assessment and the technical support necessary to implement the assessment. The task force shall submit its recommendations in a report to the director, the state board, and the general assembly by January 1, 2015. The task force shall assist with the final development and implementation of the assessment administered pursuant to subparagraph (2). The task force members shall include but not be limited to teachers, school administrators, business leaders, representatives of state agencies, and members of the general public. This subparagraph is repealed July 1, 2020.

(4) The state board ~~may~~ shall submit to the general assembly recommendations the state board deems appropriate for modifications of assessments of student progress administered for purposes of this paragraph "b".

DIVISION VI

COUNCIL ON EDUCATOR DEVELOPMENT

Sec. 48. NEW SECTION. 256.29 Council on educator development established.

1. A council on educator development is established to conduct a study and make recommendations regarding the following:

- a. A statewide teacher evaluation system and performance review requirements.
- b. A statewide administrator evaluation system.

2. The goal of the study shall be to determine the efficacy of the current systems in providing practitioners with clear and actionable feedback to enhance their practice and advance student learning. The council shall receive input from teachers, administrators, and evaluators regarding educators' personal experiences with evaluations.

3. The study shall review the following:

- a. The current teacher evaluation system and performance review requirements and the current administrator evaluation system requirements.
- b. The Iowa teaching standards.
- c. Criteria used to further define the Iowa teaching standards.
- d. The Iowa standards for school administrators.
- e. Nationally accepted teaching standards.
- f. The process for developing individual teacher and individual administrator professional development plans.
- g. Evaluator training.
- h. The peer group reviews conducted pursuant to chapter 284.
- i. The interrelated facets of the teacher and administrator evaluation systems and performance review requirements.

4. Any evaluation system recommended by the council shall be designed, at a minimum, so that the system is or does all of the following:

- a. Is meaningful, providing all teachers and administrators with clear and actionable feedback.
- b. Is comprehensive and based on multiple indicators designed to enhance an educator's practice.
- c. Provides for ongoing, nonevaluation feedback and regular, comprehensive, and fair evaluations.
- d. Is developed and implemented with input from teachers and administrators, respecting their own evaluation systems; and is developed and implemented in partnership with organizations representing teachers, administrators, and school board members at the state and local school district levels.
- e. Is based on clear standards for what teachers and administrators should know and be able to do.
- f. Is adequately funded, staffed, and fully developed and validated, and includes training for all teachers and administrators concerning the new systems before the systems are used to make any high-stakes employment decisions.
- g. Is applicable to teachers and administrators in all content areas.

5. In developing recommendations for any evaluation system, the council shall consider, at a minimum, all of the following:

- a. Any proposed revisions to systems, standards, or training reviewed pursuant to subsection 3.
- b. The fair and balanced use of student outcome measures, comprised of multiple,

reliable indicators of student growth and learning that are appropriate to the curriculum and the students being taught. These measures may include but are not limited to gauges of higher order skills such as student research papers, science investigations, technology products, and art projects; teacher-defined objectives for individual student growth; student learning objectives developed jointly by a teacher and principal or evaluator; district, school, or teacher-created assessments; and high-quality standardized tests that provide valid, reliable, timely, and meaningful information regarding student learning and growth.

c. Multiple indicators to provide evidence of practice, including but not limited to classroom observations; proof of practice such as lesson plans, curriculum plans, and instructional notes; teacher and administrator interviews, respecting their own evaluation systems; self-assessment; and evidence of professional contributions and collaboration.

d. Student and parent surveys.

e. A multitiered evaluation system that differentiates at least three levels of teacher and administrator performance.

6. The council shall be comprised of at least seventeen voting members appointed by the director by October 1, 2013, as follows:

a. Eight members representing education stakeholders who shall be subject to the evaluation systems being recommended.

b. One member representing the department.

c. One member representing the area education agencies.

d. One member representing the Iowa state education association.

e. One member representing the school administrators of Iowa.

f. One member representing the Iowa association of school boards.

g. One member representing the urban education network.

h. One member representing the largest approved practitioner preparation institution in the state.

i. One member representing Iowa's approved administrator preparation programs.

j. One member representing parents of Iowa elementary or secondary students.

7. Four members of the general assembly shall serve as *ex officio*, nonvoting members of the council, with one member to be appointed by each of the following: the majority leader of the senate, the minority leader of the senate, the speaker of the house of representatives, and the minority leader of the house of representatives. A legislative member serves for a term as provided in section 69.16B and is eligible for per diem and expenses as provided in section 2.10.

8. To the extent possible, the council shall have balanced representation with regard to teachers and administrators. Teachers and administrators from elementary and secondary education shall be included in the membership, as well as school and area education agency personnel who are evaluated under the teacher evaluation system but who are not classroom teachers.

9. The member representing the area education agencies shall convene the initial meeting. The council shall elect a chairperson from among its members for a term of one year. Administrative support and staffing for the council shall be provided by the department. The voting members of the council shall be reimbursed for actual and necessary expenses incurred in the performance of their duties and shall receive a per diem as specified in section 7E.6.

10. The council shall provide for the wide distribution of a preliminary draft of its recommendations for evaluation systems and performance review requirements to teachers, administrators, and school board members throughout the state by October 1, 2015, and shall provide a mechanism and opportunity for practitioners and school board members to submit feedback to the council. Such feedback shall be reviewed by

the council prior to making final recommendations.

11. The council shall submit its findings and recommendations to the state board of education, the governor, and the general assembly by November 15, 2016.

DIVISION VII

IOWA TEACHER CAREER AND COMPENSATION MATTERS

Sec. 49. Section 257.1, subsection 2, paragraph b, Code 2013, is amended to read as follows:

b. For the budget year commencing July 1, 1999, and for each succeeding budget year the regular program foundation base per pupil is eighty-seven and five-tenths percent of the regular program state cost per pupil. For the budget year commencing July 1, 1991, and for each succeeding budget year the special education support services foundation base is seventy-nine percent of the special education support services state cost per pupil. The combined foundation base is the sum of the regular program foundation base, the special education support services foundation base, the total teacher salary supplement district cost, the total professional development supplement district cost, the total early intervention supplement district cost, the total teacher leadership supplement district cost, the total area education agency teacher salary supplement district cost, and the total area education agency professional development supplement district cost.

Sec. 50. Section 257.1, subsection 3, Code 2013, is amended to read as follows:

3. *Computations rounded.* In making computations and payments under this chapter, except in the case of computations relating to funding of special education support services, media services, and educational services provided through the area education agencies, and the teacher salary supplement, the professional development supplement, ~~and~~ the early intervention supplement, and the teacher leadership supplement, the department of management shall round amounts to the nearest whole dollar.

Sec. 51. Section 257.4, subsection 1, paragraph a, Code 2013, is amended by adding the following new subparagraph:

NEW SUBPARAGRAPH. (8) The total teacher leadership supplement district cost.

Sec. 52. Section 257.8, subsection 2, Code 2013, is amended to read as follows:

2. *Categorical state percent of growth.* The categorical state percent of growth for the budget year beginning July 1, 2010, is two percent. The categorical state percent of growth for the budget year beginning July 1, 2012, is two percent. The categorical state percent of growth for each budget year shall be established by statute which shall be enacted within thirty days of the submission in the year preceding the base year of the governor's budget under section 8.21. The establishment of the categorical state percent of growth for a budget year shall be the only subject matter of the bill which enacts the categorical state percent of growth for a budget year. The categorical state percent of growth may include state percents of growth for the teacher salary supplement, the professional development supplement, ~~and~~ the early intervention supplement, and the teacher leadership supplement.

Sec. 53. Section 257.9, Code 2013, is amended by adding the following new subsection:

NEW SUBSECTION. 11. *Teacher leadership supplement state cost per pupil.* The teacher leadership supplement state cost per pupil amount for the budget year beginning July 1, 2014, shall be calculated by the department of management by dividing the allocation amount for the budget year beginning July 1, 2014, in section 284.13, subsection 1, paragraph "Oe", subparagraph (5), by one-third of the statewide total budget enrollment for the fiscal year beginning July 1, 2014. The teacher leadership supplement state cost per pupil for the budget year beginning July 1, 2015, and succeeding budget years, shall be the teacher leadership supplement state cost per

pupil for the base year plus a supplemental state aid amount that is equal to the teacher leadership supplement categorical state percent of growth, pursuant to section 257.8, subsection 2, for the budget year, multiplied by the teacher leadership supplement state cost per pupil for the base year.

Sec. 54. Section 257.10, subsection 8, paragraph a, Code 2013, is amended to read as follows:

a. Combined district cost is the sum of the regular program district cost per pupil multiplied by the weighted enrollment, the special education support services district cost, the total teacher salary supplement district cost, the total professional development supplement district cost, ~~and~~ the total early intervention supplement district cost, and the total teacher leadership supplement district cost, plus the sum of the additional district cost allocated to the district to fund media services and educational services provided through the area education agency, the area education agency total teacher salary supplement district cost and the area education agency total professional development supplement district cost.

Sec. 55. Section 257.10, Code 2013, is amended by adding the following new subsection:

NEW SUBSECTION. 12. *Teacher leadership supplement cost per pupil and district cost.*

a. The teacher leadership supplement district cost per pupil amount for the budget year beginning July 1, 2014, shall be calculated by the department of management by dividing the allocation amount for the budget year beginning July 1, 2014, in section 284.13, subsection 1, paragraph "Oe", subparagraph (5), by one-third of the statewide total budget enrollment for the fiscal year beginning July 1, 2014. For the budget year beginning July 1, 2015, and succeeding budget years, the teacher leadership supplement district cost per pupil for each school district for a budget year is the teacher leadership supplement program district cost per pupil for the base year plus the teacher leadership supplement supplemental state aid amount for the budget year.

b. For the budget year beginning July 1, 2015, and succeeding budget years, if the department of management determines that the unadjusted teacher leadership supplement district cost of a school district for a budget year is less than one hundred percent of the unadjusted teacher leadership supplement district cost for the base year for the school district, the school district shall receive a budget adjustment for that budget year equal to the difference.

c. (1) The unadjusted teacher leadership supplement district cost is the teacher leadership supplement district cost per pupil for each school district for a budget year multiplied by the budget enrollment for that school district.

(2) The total teacher leadership supplement district cost is the sum of the unadjusted teacher leadership supplement district cost plus the budget adjustment for that budget year.

d. For the budget year beginning July 1, 2014, and succeeding budget years, the use of the funds calculated under this subsection shall comply with the requirements of chapter 284 and shall be distributed to teachers pursuant to section 284.15. The funds shall be used only to increase the payment for a teacher assigned to a leadership role pursuant to a framework or comparable system approved pursuant to section 284.15; to increase the percentages of teachers assigned to leadership roles; to increase the minimum teacher starting salary to thirty-three thousand five hundred dollars; to cover the costs for the time mentor and lead teachers are not providing instruction to students in a classroom; for coverage of a classroom when an initial or career teacher is observing or co-teaching with a teacher assigned to a leadership role; for professional development time to learn best practices associated with the career pathways leadership process; and for other costs associated with a framework or comparable

system approved by the department of education under section 284.15 with the goals of improving instruction and elevating the quality of teaching and student learning.

Sec. 56. Section 257.16, subsection 4, Code 2013, is amended to read as follows:

4. Notwithstanding any provision to the contrary, if the governor orders budget reductions in accordance with section 8.31, the teacher salary supplement district cost, the professional development supplement district cost, ~~and the early intervention supplement district cost, and the teacher leadership supplement district cost~~ as calculated under section 257.10, subsections 9, 10, ~~and 11, and 12~~, and the area education agency teacher salary supplement district cost and the area education agency professional development supplement district cost as calculated under section 257.37A, subsections 1 and 2, shall be paid in full as calculated and the reductions in the appropriations provided in accordance with this section shall be reduced from the remaining moneys appropriated pursuant to this section and shall be distributed on a per pupil basis calculated with the weighted enrollment determined in accordance with section 257.6, subsection 5.

Sec. 57. Section 282.18, subsection 7, Code 2013, is amended to read as follows:

7. A pupil participating in open enrollment shall be counted, for state school foundation aid purposes, in the pupil's district of residence. A pupil's residence, for purposes of this section, means a residence under section 282.1. The board of directors of the district of residence shall pay to the receiving district the state cost per pupil for the previous school year, ~~and the teacher leadership supplement state cost per pupil for the previous fiscal year as provided in section 257.9~~, plus any moneys received for the pupil as a result of the non-English speaking weighting under section 280.4, subsection 3, for the previous school year multiplied by the state cost per pupil for the previous year. If the pupil participating in open enrollment is also an eligible pupil under section 261E.6, the receiving district shall pay the tuition reimbursement amount to an eligible postsecondary institution as provided in section 261E.7.

Sec. 58. Section 284.2, subsections 1, 7, and 8, Code 2013, are amended to read as follows:

1. *"Beginning teacher"* means an individual serving under an initial or intern license, ~~issued by the board of educational examiners under chapter 272, who is assuming a position as a teacher. *"Beginning teacher"* includes an individual who is an initial teacher.~~ For purposes of the beginning teacher mentoring and induction program created pursuant to section 284.5, *"beginning teacher"* also includes preschool teachers who are licensed by the board of educational examiners under chapter 272 and are employed by a school district or area education agency. *"Beginning teacher"* does not include a teacher whose employment with a school district or area education agency is probationary unless the teacher is serving under an initial or teacher intern license ~~issued by the board of educational examiners under chapter 272.~~

7. *"Mentor"* means an individual employed by a school district or area education agency as a teacher or a retired teacher who holds a valid license issued under chapter 272. The individual must have a record of ~~four~~ three years of successful teaching practice, must be employed on a nonprobationary basis, and must demonstrate professional commitment to both the improvement of teaching and learning and the development of beginning teachers.

8. *"Performance review"* means a summative evaluation of a teacher other than a beginning teacher ~~and that is used to determine whether the teacher's practice meets school district expectations and the Iowa teaching standards, and to determine whether the teacher's practice meets school district expectations for career advancement~~ in accordance with section ~~284.7~~ 284.8.

Sec. 59. Section 284.3, subsection 2, paragraph a, Code 2013, is amended to read as follows:

~~a. For purposes of comprehensive evaluations for, standards and criteria which measure a beginning teachers required to allow beginning teachers to progress to career teachers, standards and criteria that are teacher's performance against the Iowa teaching standards specified in subsection 1, and the criteria for the Iowa teaching standards developed by the department in accordance with section 256.9, subsection 46 to determine whether the teacher's practice meets the requirements specified for a career teacher. These standards and criteria shall be set forth in an instrument provided by the department. The comprehensive evaluation and instrument are not subject to negotiations or grievance procedures pursuant to chapter 20 or determinations made by the board of directors under section 279.14. A local school board and its certified bargaining representative may negotiate, pursuant to chapter 20, evaluation and grievance procedures for beginning teachers that are not in conflict with this chapter. If, in accordance with section 279.19, a beginning teacher appeals the determination of a school board to an adjudicator under section 279.17, the adjudicator selected shall have successfully completed training related to the Iowa teacher standards, the criteria adopted by the state board of education in accordance with subsection 3, and any additional training required under rules adopted by the public employment relations board in cooperation with the state board of education.~~

Sec. 60. Section 284.3A, subsection 2, paragraph a, Code 2013, is amended to read as follows:

a. For the school budget year beginning July 1, 2010, and each succeeding school year, school districts and area education agencies shall combine payments made to teachers under sections 257.10 and 257.37A with regular wages to create a combined salary. The teacher contract issued under section 279.13 must include the combined salary. If a school district or area education agency uses a salary schedule, a combined salary schedule shall be used for regular wages and for distribution of payments under sections 257.10 and 257.37A, incorporating the salary minimums required in section 284.7, or required under a framework or comparable system approved pursuant to section 284.15. The combined salary schedule must use only the combined salary and cannot differentiate regular salaries and distribution of payments under sections 257.10 and 257.37A.

Sec. 61. Section 284.5, subsection 2, Code 2013, is amended by striking the subsection.

Sec. 62. Section 284.5, subsection 4, Code 2013, is amended to read as follows:

4. Each school district and area education agency shall develop ~~an initial beginning teacher mentoring and induction~~ a plan for the program. A school district shall include its plan in the school district's comprehensive school improvement plan submitted pursuant to section 256.7, subsection 21. ~~The beginning teacher mentoring and induction~~ plan shall, at a minimum, provide for a two-year sequence of induction program content and activities to support the Iowa teaching standards and beginning teacher professional and personal needs; mentor training that includes, at a minimum, skills of classroom demonstration and coaching, and district expectations for beginning teacher competence on Iowa teaching standards; placement of mentors and beginning teachers; the process for dissolving mentor and beginning teacher partnerships; district organizational support for release time for mentors and beginning teachers to plan, provide demonstration of classroom practices, observe teaching, and provide feedback; structure for mentor selection and assignment of mentors to beginning teachers; a district facilitator; and program evaluation.

Sec. 63. Section 284.6, subsection 8, Code 2013, is amended to read as follows:

8. For each year in which a school district receives funds calculated and paid to school districts for professional development pursuant to section 257.10, subsection 10, or section 257.37A, subsection 2, the school district shall create quality professional

development opportunities. Not less than thirty-six hours in the school calendar, held outside of the minimum school day, shall be set aside during nonpreparation time or designated professional development time to allow practitioners to collaborate with each other to deliver educational programs and assess student learning, or to engage in peer review pursuant to section 284.8, subsection 1. ~~The goal for the use of the funds is to provide one additional contract day or the equivalent thereof for professional development, and use of the~~ The funds is may be used to implement the professional development provisions of the teacher career paths and leadership roles specified in section 284.7 or 284.15, including but not limited to providing professional development to teachers, including additional salaries for time beyond the normal negotiated agreement; pay for substitute teachers, professional development materials, speakers, and professional development content; and costs associated with implementing the individual professional development plans. The use of the funds shall be balanced between school district, attendance center, and individual professional development plans, making every reasonable effort to provide equal access to all teachers.

Sec. 64. Section 284.7, Code 2013, is amended by adding the following new subsection:

NEW SUBSECTION. 6. This section is repealed July 1, 2016.

Sec. 65. Section 284.9, Code 2013, is amended by adding the following new subsection:

NEW SUBSECTION. 5. This section is repealed July 1, 2016.

Sec. 66. NEW SECTION. **284.11 State supplemental assistance for high-need schools.**

1. *Findings and intent.* The general assembly finds that students whose first language is not English, who have special needs, or who come from low-income backgrounds face potential obstacles to learning. Schools across Iowa, both urban and rural, have increasing numbers of students who face these challenges. Therefore, it is the intent of the general assembly to provide supplemental assistance to the highest-need schools in Iowa to address these challenges. This section provides for state assistance to allow school districts to develop extended learning time programs, hire instructional support staff, provide additional professional development, or supplement the salary of teachers in the identified schools.

2. *Department's responsibilities.* The department shall do the following:

a. Collect relevant data and establish a list of high-need schools eligible for state supplemental assistance. The department shall establish a process and criteria to determine which schools are placed on the list and the department shall revise the list annually. Criteria for the determination of which high-need schools shall be placed on the list shall be based upon factors that include but are not limited to the socioeconomic status of the students enrolled in the school, the percentage of the school's student body who are limited English proficient students, student academic growth, certified instructional staff attrition, and geographic balance. The department may approve or disapprove requests for revision of the list, which a school district submits pursuant to subsection 3.

b. Develop a standardized process for distributing moneys appropriated for supplemental assistance for high-need schools under section 284.13, subsection 1, paragraph "00e", to school districts. In determining the process for distribution of such moneys, the department shall take into consideration the amount of moneys appropriated for supplemental assistance in high-need schools for the given year and the minimal amount of moneys needed to increase the academic achievement of students. A school district receiving moneys pursuant to this section shall certify annually to the department how the moneys distributed to the school district pursuant

to this section were used by the school district.

c. Review the use and effectiveness of the funds distributed to school districts for supplemental assistance in high-need schools under this section, and consider the findings and recommendations of the commission on educator leadership and compensation submitted pursuant to section 284.15, subsection 13, relating to the use and effectiveness of the funds distributed to school districts under this section. The department shall submit its findings and recommendations in a report to the general assembly by January 15 annually.

3. *School district request for approval.* A school district may request on an annual basis approval from the department for additions to the list of high-need schools the department maintains pursuant to subsection 2 based upon the unique local conditions and needs of the school district. The criteria used to determine the placement of high-need schools on the list in accordance with subsection 2, does not restrict the department from adding a high-need school to the list as requested by a school district on the basis of unique local conditions and needs pursuant to this subsection.

4. *Moneys received and miscellaneous income.* The distribution of moneys allocated pursuant to section 284.13, subsection 1, paragraph "00e", to a school district shall be made in one payment on or about October 15 of the fiscal year for which the appropriation is made, taking into consideration the relative budget and cash position of the state resources. Such moneys shall not be commingled with state aid payments made under section 257.16 to a school district and shall be accounted for by the local school district separately from state aid payments. Payments made to school districts under this section are miscellaneous income for purposes of chapter 257. A school district shall maintain a separate listing within its budget for payments received and expenditures made pursuant to this section.

5. *Moneys received to supplement salaries.* Moneys received by a school district pursuant to section 284.13, subsection 1, paragraph "00e", shall be used to supplement and not supplant the salary being received by a teacher in a high-need school, and shall not be considered under chapter 20 by an arbitrator or other third party in determining a comparison of the wages of teachers in that high-need school with the wages of teachers in other buildings or in another school district.

Sec. 67. Section 284.13, subsection 1, Code 2013, is amended by adding the following new paragraphs:

NEW PARAGRAPH. *Oe.* (1) For the following years, to the department of education, for purposes of teacher leadership supplemental aid payments to school districts for implementing the career paths, leadership roles, and compensation framework or comparable system approved in accordance with section 284.15, subsection 6, the following amounts:

(a) For the fiscal year beginning July 1, 2014, and ending June 30, 2015, fifty million dollars.

(b) For the fiscal year beginning July 1, 2015, and ending June 30, 2016, fifty million dollars.

(c) For the fiscal year beginning July 1, 2016, and ending June 30, 2017, fifty million dollars.

(2) (a) For the initial school year for which a school district receives department approval for and implements a framework or comparable system in accordance with section 284.15, teacher leadership supplement foundation aid payable to that school district shall be paid from the allocation made in subparagraph (1) for that school year. For that school year, the teacher leadership supplement foundation aid payable to the school district is the product of the teacher leadership district cost per pupil for the school year multiplied by the school district's budget enrollment.

(b) For budget years subsequent to the initial school year for which a school district

implemented a system and received funding pursuant to subparagraph division (a), the teacher leadership supplement foundation aid payable to that school district shall be paid from the appropriation made in section 257.16.

(3) Of the moneys allocated to the department for the purposes of this paragraph “*Oe*”, for each fiscal year included in subparagraph (1), not more than seven hundred thousand dollars shall be used by the department for the development of a delivery system to assist in implementing the career paths and leadership roles considered pursuant to sections 284.15, 284.16, and 284.17, including but not limited to planning grants to school districts and area education agencies, technical assistance for the department, technical assistance for districts and area education agencies, training and staff development, and the contracting of external expertise and services. In using moneys allocated for purposes of this subparagraph (3), the department shall give priority to school districts with certified enrollments of fewer than six hundred students. A portion of the moneys allocated annually to the department for purposes of this subparagraph (3) may be used by the department for administrative purposes and for not more than five full-time equivalent positions.

(4) Of the moneys allocated to the department for purposes of this paragraph “*Oe*”, for each fiscal year of the fiscal period beginning July 1, 2014, and ending June 30, 2017, the amount remaining after the allocations in subparagraph (3) shall be payable to the school districts that have an approved career path, leadership roles, and compensation framework or approved comparable system as provided in section 284.15.

(5) For each fiscal year of the fiscal period beginning July 1, 2014, and ending June 30, 2017, moneys received by a school district pursuant to this paragraph “*Oe*” shall not be considered under chapter 20 by an arbitrator or other third party in determining a comparison of the wages of teachers in that school district with the wages of teachers in another school district.

(6) The receipt of funding by a school district for the purposes of this paragraph “*Oe*”, and the need for additional funding for the purposes of this paragraph “*Oe*”, or the enrollment count of eligible students under this chapter, shall not be considered to be unusual circumstances, create an unusual need for additional funds, or qualify under any other circumstances that may be used by the school budget review committee to grant supplemental aid to or establish a modified supplemental amount for a school district under section 257.31.

NEW PARAGRAPH. *Ooe*. For the fiscal year beginning July 1, 2014, and for each subsequent fiscal year, to the department of education, ten million dollars for purposes of implementing the supplemental assistance for high-need schools provisions of section 284.11. Annually, of the moneys allocated to the department for purposes of this paragraph, up to one hundred thousand dollars may be used by the department for administrative purposes and for not more than one full-time equivalent position.

Sec. 68. Section 284.13, subsection 1, paragraph e, Code 2013, is amended to read as follows:

e. Notwithstanding section 8.33, any moneys remaining unencumbered or unobligated from the moneys allocated for purposes of ~~paragraph paragraphs~~ “*a*”, “*b*”, ~~or “c”~~ through “*Ooe*” shall not revert but shall remain available in the succeeding fiscal year for expenditure for the purposes designated. The provisions of section 8.39 shall not apply to the funds appropriated pursuant to this subsection.

Sec. 69. Section 284.13, Code 2013, is amended by adding the following new subsection:

NEW SUBSECTION. 3. The state board may adopt rules which assure the allocation of resources under this section in a manner that optimizes the fulfillment of the purposes specified in sections 284.11, 284.15, 284.16, and 284.17.

Sec. 70. **NEW SECTION. 284.15 Iowa teacher career paths, leadership roles,**

and compensation framework.

1. To promote continuous improvement in Iowa's quality teaching workforce and to give Iowa teachers the opportunity for career recognition that reflects the various roles teachers play as educational leaders, a framework for Iowa teacher career paths, leadership roles, and compensation is established under subsection 2 for teachers employed by school districts. Pursuant to subsection 6, a school district may apply to the department for approval to implement the framework or a comparable system of career paths and compensation for teachers that contains differentiated, multiple leadership roles as provided in this section, and sections 284.16 and 284.17. A teacher employed by an area education agency may be included in a framework or comparable system established by a school district if the area education agency and the school district enter into a contract for such purpose. The framework is designed to accomplish the following goals:

a. To attract able and promising new teachers by offering competitive starting salaries and offering short-term and long-term professional development and leadership opportunities.

b. To retain effective teachers by providing enhanced career opportunities.

c. To promote collaboration by developing and supporting opportunities for teachers in schools and school districts statewide to learn from each other.

d. To reward professional growth and effective teaching by providing pathways for career opportunities that come with increased leadership responsibilities and involve increased compensation.

e. To improve student achievement by strengthening instruction.

2. The Iowa teacher career paths, leadership roles, and compensation requirements under the framework shall be as follows:

a. Initial teacher.

(1) The salary for an initial teacher who has successfully completed an approved practitioner preparation program as defined in section 272.1 or holds an initial or intern teacher license issued under chapter 272, and who participates in the initial teacher mentoring and induction program as provided in this chapter, shall be at least thirty-three thousand five hundred dollars, which shall also constitute the minimum salary for an Iowa teacher.

(2) An initial teacher shall complete a teacher residency during the first year of employment that has all of the following characteristics:

(a) Intensive supervision or mentoring by a mentor teacher or lead teacher.

(b) Sufficient collaboration time for the initial teacher in the residency year to be able to observe and learn from model teachers, mentor teachers, and lead teachers employed by school districts located in this state.

(c) A teaching contract issued under section 279.13 that establishes an employment period which is five days longer than that required for career teachers employed by the school district of employment. The five additional contract days shall be used to strengthen instructional leadership in accordance with this subsection.

(d) Frequent observation, evaluation, and professional development opportunities.

b. Career teacher. A career teacher is a teacher who holds a statement of professional recognition issued under chapter 272 or who meets all of the following requirements:

(1) Has successfully completed the initial teacher mentoring and induction program and has successfully completed a comprehensive evaluation.

(2) Has demonstrated the competencies of a career teacher as determined under the school district's comprehensive evaluation of the initial teacher.

(3) Holds a valid license issued under chapter 272.

(4) Participates in teacher professional development as set forth in this chapter and

demonstrates continuous improvement in teaching.

c. *Model teacher.* A model teacher is a teacher who meets the requirements of paragraph “b”, has met the requirements established by the school district that employs the teacher, is evaluated by the school district as demonstrating the competencies of a model teacher, has participated in a rigorous review process, and has been recommended for a one-year assignment as a model teacher by a site-based review council appointed pursuant to subsection 4. A school district shall designate at least ten percent of its teachers as model teachers, though the district may enter into an agreement with one or more other districts or an area education agency to meet this requirement through a collaborative arrangement. The terms of the teaching contracts issued under section 279.13 to model teachers shall exceed by five days the terms of teaching contracts issued under section 279.13 to career teachers, and the five additional contract days shall be used to strengthen instructional leadership in accordance with this subsection. A model teacher shall receive annually a salary supplement of at least two thousand dollars.

d. *Mentor teacher.* A mentor teacher is a teacher who is evaluated by the school district as demonstrating the competencies and superior teaching skills of a mentor teacher, and has been recommended for a one-year assignment as a mentor teacher by a site-based review council appointed pursuant to subsection 4. In addition, a mentor teacher shall hold a valid license issued under chapter 272, participate in teacher professional development as outlined in this chapter, demonstrate continuous improvement in teaching, and possess the skills and qualifications to assume leadership roles. A mentor teacher shall have a teaching load of not more than seventy-five percent student instruction to allow the teacher to mentor other teachers. A school district shall designate at least ten percent of its teachers as mentor teachers, though the district may enter into an agreement with one or more other districts or an area education agency to meet this requirement through a collaborative arrangement. The terms of the teaching contracts issued under section 279.13 to mentor teachers shall exceed by ten days the terms of teaching contracts issued under section 279.13 to career teachers, and the ten additional contract days shall be used to strengthen instructional leadership in accordance with this subsection. A mentor teacher shall receive annually a salary supplement of at least five thousand dollars.

e. *Lead teacher.* A lead teacher is a teacher who holds a valid license issued under chapter 272 and has been recommended for a one-year assignment as a lead teacher by a site-based review council appointed pursuant to subsection 4. The recommendation from the council must assert that the teacher possesses superior teaching skills and the ability to lead adult learners. A lead teacher shall assume leadership roles that may include but are not limited to the planning and delivery of professional development activities designed to improve instructional strategies; the facilitation of an instructional leadership team within the lead teacher’s building, school district, or other school districts; the mentoring of other teachers; and participation in the evaluation of student teachers. A lead teacher shall have a teaching load of not more than fifty percent student instruction to allow the lead teacher to spend time on co-teaching; co-planning; peer reviews; observing career teachers, model teachers, and mentor teachers; and other duties mutually agreed upon by the superintendent and the lead teacher. A school district shall designate at least five percent of its teachers as lead teachers, though the district may enter into an agreement with one or more other districts or an area education agency to meet this requirement through a collaborative arrangement. The terms of the teaching contracts issued under section 279.13 to lead teachers shall exceed by fifteen days the terms of teaching contracts issued under section 279.13 to career teachers, and the fifteen additional contract days shall be used to strengthen instructional leadership in accordance with this subsection. A lead

teacher shall receive annually a salary supplement of at least ten thousand dollars.

3. The salary supplement received by a teacher assigned to a leadership role shall fully cover the salary costs of the additional contract days required of teachers in those leadership roles. Notwithstanding any provision of law to the contrary, the determinations of salary supplements paid pursuant to this section are not subject to appeal.

4. The school board shall appoint a site-based review council for the district's attendance centers. Attendance centers may share a site-based review council if the appointments meet the requirements specified in paragraph "a".

a. Each council shall be comprised of equal numbers of teachers and administrators.

b. The council shall accept and review applications submitted to the school's or the school district's administration for assignment or reassignment in a teacher leadership role, and shall make recommendations regarding the applications to the superintendent of the school district. In developing recommendations, the council shall utilize measures of teacher effectiveness and professional growth, consider the needs of the school district, and review the performance and professional development of the applicants. Any teacher recommended for assignment or reassignment in a teacher leadership role shall have demonstrated to the council's satisfaction competency on the Iowa teaching standards as set forth in section 284.3.

c. An assignment in a teacher leadership role under an approved framework or comparable system shall be subject to review by the school's or the school district's administration at least annually. The review shall include peer feedback on the effectiveness of the teacher's performance of duty specific to the teacher's career path. A teacher who completes the time period of assignment in a teacher leadership role may apply to the school's or the school district's administration for assignment in a new role, if appropriate, or for reassignment.

5. A teacher employed in a school district shall not receive less compensation in that district than the teacher received in the school year preceding implementation of the framework or a comparable system approved pursuant to this section. A teacher who achieves national board for professional teaching standards certification and meets the requirements of section 256.44 shall continue to receive the award as specified in section 256.44 in addition to the compensation set forth in this section.

6. a. A school district may apply to the department for approval to implement the career paths, leadership roles, and compensation framework specified in subsection 2, or a comparable system of career paths and compensation for teachers that contains differentiated multiple leadership roles. The director shall consider the recommendations of the commission established pursuant to subsection 12 when approving or disapproving applications submitted pursuant to this section. A school district may modify an approved framework or comparable system if the director approves the modification. A school district may appeal the director's decision to the state board and the state board's decision is final.

b. At any time during a school year, a school district approved to implement the framework or a comparable system pursuant to this subsection may apply to the department to waive full or partial implementation of the approved framework or system for the current school year. The school district shall submit to the department for approval a modified implementation plan for the school year following the school year for which the district received a waiver pursuant to this paragraph if the school district wishes to continue partial implementation beyond the school year for which the district received a waiver. The state board may adopt by rule a limitation on the number of times a school district may apply for a waiver in accordance with this paragraph.

c. A school district approved to implement the framework or a comparable system

pursuant to this subsection shall submit to the department for approval any proposed change to the framework or comparable system.

d. By March 1 of the school year preceding implementation, a school district that has been approved to implement the framework or a comparable system pursuant to this subsection may opt out of implementation of the framework or comparable system by notifying the department of its intent to withdraw from implementation. The department shall notify the department of management that the school district is no longer approved to implement the framework or comparable system and is not eligible to receive teacher leadership supplement foundation aid under chapter 257 or this chapter.

e. A school district whose application for approval to implement a comparable system or modified comparable system is denied may appeal the department's decision to the state board.

7. The department shall establish criteria and a process for application and approval of the framework established under subsection 1, and for comparable systems that meet the requirements of section 284.16 or 284.17, which a school district may implement pursuant to subsection 6 in order to receive teacher leadership supplement foundation aid calculated under section 257.10, subsection 12.

8. For purposes of this section a comparable system means either of the following:

a. An instructional coach model as set forth in section 284.16 and approved by the department pursuant to this section.

b. A system of career paths and compensation for teachers that contains differentiated, multiple leadership roles as set forth in section 284.17 and approved by the department pursuant to this section.

9. A school district is encouraged to utilize appropriately licensed teachers emeritus in the implementation of this section and sections 284.16 and 284.17.

10. The framework or comparable system approved and implemented by a school district in accordance with this section shall be applicable to teachers in every attendance center operated by the school district.

11. Subject to an appropriation by the general assembly for purposes of this subsection, a school district may apply to the department for a planning grant to design an implementation strategy for the framework established pursuant to subsection 1 or a comparable system of career paths and compensation for teachers that contains differentiated multiple leadership roles. The planning grant shall be used to facilitate a local decision-making process that includes representation of administrators, teachers, and parents and guardians of students. The department shall establish and make available an application for the awarding of planning grants for purposes of this subsection.

12. The department shall establish, and provide staffing and administrative support for a commission on educator leadership and compensation. The commission shall monitor with fidelity the implementation of the frameworks and comparable systems by school districts pursuant to this section and sections 284.16 and 284.17. The commission shall also evaluate and make recommendations to the department on applications for approval of a framework or comparable system submitted to the department pursuant to subsection 6, and on the expenditure of moneys appropriated for purposes of this section. In addition, the commission shall review the use and effectiveness of the funds distributed to school districts for supplemental assistance to high-need schools under section 284.11.

a. The commission shall be comprised of nineteen voting members. The director of the department or the director's designee shall serve as a nonvoting, ex officio member. The voting members shall include the following:

(1) Members appointed by the following designated organizations, at the discretion of

the organization:

- (a) Five teachers by the Iowa state education association.
- (b) Three school administrators by the school administrators of Iowa.
- (c) Two school board members by the Iowa association of school boards.
- (d) One person appointed jointly by the administrators of the area education agencies created under chapter 273.

(2) Members appointed by the director as follows:

(a) Two teachers, each of whom shall be employed by a school district, an area education agency, or an accredited nonpublic school.

(b) One person who is a parent of a child enrolled in a school district.

(c) One person who is a business leader.

(d) One person who represents the largest approved practitioner preparation institution in the state.

(3) The executive director of the Iowa state education association or the executive director's designee.

(4) The executive director of the school administrators of Iowa or the executive director's designee.

(5) The executive director of the Iowa association of school boards or the executive director's designee.

b. Members shall be appointed to staggered three-year terms which begin and end as provided in section 69.19. Appointments shall comply with sections 69.16, 69.16A, and 69.16C. Vacancies on the commission shall be filled in the same manner as the original appointment. A person appointed to fill a vacancy shall serve only for the unexpired portion of the term. Members are entitled to reimbursement of actual expenses incurred in performance of their official duties.

c. By December 15 annually, the commission shall submit its findings and any recommendations, including but not limited to any recommendations for changes to the framework established in subsections 1 and 2, and the comparable systems set forth in sections 284.16 and 284.17, and for changes to section 284.11 relating to state supplemental assistance to high-need schools, in a report to the director, the state board, the governor, and the general assembly.

13. a. Teacher leadership supplement foundation aid calculated under section 257.10, subsection 12, shall be paid as part of the state aid payments made to school districts in accordance with section 257.16.

b. Notwithstanding section 284.3A, teacher leadership supplement foundation aid shall not be combined with regular wages to create a combined salary.

c. The teacher leadership supplement district cost as calculated under section 257.10, subsection 12, is not subject to a uniform reduction in accordance with section 8.31.

14. The provisions of this chapter shall be subject to legislative review at least every three years. The review shall be based upon a status report from the commission on educator leadership and compensation, which shall be prepared with the assistance of the departments of education, management, and revenue. The status report shall review and report on the department's assignment and utilization of full-time equivalent positions, and shall include information on teacher retention, teacher compensation, academic quality of beginning teachers, teacher evaluation results, student achievement trend and comparative data, and recommendations for changes to the teacher leadership supplement foundation aid and the framework or comparable systems approved pursuant to this section. The first status report shall be submitted to the general assembly by January 15, 2017, with subsequent status reports prepared and submitted to the general assembly by January 15 at least every third year thereafter.

Sec. 71. NEW SECTION. 284.16 Instructional coach model.

1. *Instructional coach model.* The instructional coach and curriculum and professional development leader model shall include, at a minimum, the following levels and requirements:

a. *Beginning teacher level.* The beginning teacher shall be paid not less than thirty-three thousand five hundred dollars and shall meet the following requirements:

(1) Has successfully completed an approved practitioner preparation program as defined in section 272.1 or holds an intern teacher license issued under chapter 272.

(2) Holds an initial or intern teacher license issued under chapter 272.

(3) Participates in the beginning teacher mentoring and induction program as provided in this chapter.

(4) Completes, during the initial year of teaching, a teacher residency that meets the requirements set forth in section 284.15, subsection 2, paragraph "a", subparagraph (2).

b. *Career teacher level.* A career teacher is a teacher who holds a statement of professional recognition issued under chapter 272 or who meets the following requirements:

(1) Has successfully completed the beginning teacher mentoring and induction program and has successfully completed a comprehensive evaluation.

(2) Is reviewed by the school district as demonstrating the competencies of a career teacher.

(3) Holds a valid license issued under chapter 272.

(4) Participates in teacher professional development as set forth in this chapter and demonstrates continuous improvement in teaching.

c. *Instructional coach level.*

(1) An instructional coach shall, at a minimum, meet the requirements specified for a career teacher in paragraph "b", and engage full-time in instructional coaching.

(2) For purposes of this paragraph, "*instructional coaching*" means additional guidance in one or more aspects of the teaching profession provided to teachers.

(3) Assignment as an instructional coach to an individual teacher shall be based on either a request from a principal or from an individual teacher upon approval of a principal.

(4) Instructional coaching shall include detailed preliminary discussions as to areas in which the teachers being coached desire to improve; formulation of an action plan to bring about such improvement; in-class supervision by the instructional coach; postclass discussion of strengths, weaknesses, and strategies for improvement; and dialogue between the instructional coach and students and school officials regarding the teachers being coached. An instructional coach shall coordinate instructional coaching activities relating to training and professional development with an area education agency where appropriate.

(5) The contract term for an instructional coach shall exceed by ten days the contract term issued to career teachers under section 279.13. An instructional coach shall receive a stipend of not less than five thousand nor more than seven thousand dollars annually in addition to the teacher's salary as a career teacher.

d. *Curriculum and professional development leader level.* The contract term for a curriculum and professional development leader shall exceed by fifteen days the contract term issued to model teachers under section 279.13, and the curriculum and professional development leader shall receive a stipend of not less than ten thousand nor more than twelve thousand dollars annually in addition to the teacher's salary as a career teacher. A curriculum and professional development leader shall do the following:

(1) Provide and demonstrate teaching on an ongoing basis.

(2) Routinely work strategically with teachers in planning, monitoring, reviewing, and implementing best instructional practices.

(3) Observe and coach teachers in effective instructional practices.

(4) Support teacher growth and reflective practices.

(5) Work with and train classroom teachers to provide interventions aligned by subject area.

(6) Support instruction and learning through the use of technology.

(7) Actively participate in collaborative problem solving and reflective practices which include but are not limited to professional study groups, peer observations, grade level planning, and weekly team meetings.

(8) Plan and deliver professional development activities designed to improve instructional strategies.

(9) Engage in the development, adoption, and implementation of curriculum and curricular materials.

e. Model teacher level.

(1) A model teacher is a teacher who meets the requirements of paragraph “b”, has met the requirements established by the school district that employs the teacher, is evaluated by the school district as demonstrating the competencies of a model teacher, has participated in a rigorous review process, and has been recommended for a one-year assignment as a model teacher by a site-based review council in the manner provided under section 284.15, subsection 4.

(2) The contract term for a model teacher shall exceed by five days the contract term issued to career teachers under section 279.13, and the five additional contract days shall be used to strengthen instructional leadership. A model teacher shall receive annually a salary supplement of at least two thousand dollars.

2. *Goals.* Each school district approved under section 284.15 to implement the instructional coach model as specified in this section shall establish the following goals for leadership participation:

a. Instructional coach goal. Assignment, annually, of at least one instructional coach at each attendance center or at least one instructional coach for every five hundred students enrolled in an attendance center, whichever number is greater.

b. Model teacher goal. Assignment of at least ten percent of its teachers annually as model teachers.

c. Equivalent leadership participation goal. As nearly as possible, the total number of hours of coaching and leadership duties performed by instructional coaches and curriculum and professional development leaders shall be equal to the total number of hours of noninstructional, mentoring, and leadership duties for a school district teaching staff of equal size implementing the framework as set forth in section 284.15, subsection 2.

3. *Requirements for implementation and receipt of teacher leadership supplement funds.* A school district implementing the instructional coach model shall receive funds under section 257.10, subsection 12.

4. *Applicability.* The provisions of section 284.15, subsections 3 through 11, shall apply to school districts implementing the instructional coach model.

Sec. 72. **NEW SECTION. 284.17 Comparable system criteria.**

Any comparable system of career paths and compensation for teachers approved pursuant to section 284.15, including the instructional coach model set forth in section 284.16, shall include, at a minimum, all of the following components:

1. A minimum salary of thirty-three thousand five hundred dollars for a full-time teacher.

2. Increased support for new teachers and veteran teachers where appropriate, such as additional coaching, mentoring, and opportunities for observing exceptional

instructional practice.

3. Differentiated, multiple teacher leadership roles beyond the initial teacher and career teacher levels, in which a goal of at least twenty-five percent of the teacher workforce serves additional contract days with compensation commensurate with the responsibilities for the leadership role. A district shall demonstrate that a good-faith effort has been made to attain participation by twenty-five percent of the teacher workforce and that no other practical alternative is available to meet the goal. These leadership roles may include but shall not be limited to all of the following:

- a. Instructional coaches who engage full-time or part-time in instructional coaching.
- b. Peer coaches who provide additional guidance in one or more aspects of the teaching profession to other teachers during normal noninstructional time. Peer coaches may be used only as one element of a more extensive teacher leadership plan.
- c. Curriculum and professional development leaders who engage full-time or part-time in the planning, development, and implementation of curriculum and professional development.
- d. Model teachers who teach full-time and serve as models of exemplary teaching practice.
- e. Mentor teachers who teach full-time or part-time and also support the professional development of initial and career teachers.
- f. Lead teachers who teach full-time or part-time and also plan and deliver professional development activities or engage in other activities designed to improve instructional strategies.

4. A rigorous selection process for placement into and retention in teacher leadership roles. The process shall include all of the following components:

- a. The use of measures of effectiveness and professional growth to determine suitability for the role.
- b. A selection committee that includes teachers and administrators who shall accept and review applications for assignment or reassignment to a teacher leadership role and shall make recommendations regarding the applications to the superintendent of the school district.
- c. An annual review of the assignment to a teacher leadership role by the school's or school district's administration. The review shall include peer feedback on the effectiveness of the teacher's performance of duty specific to the teacher's leadership role. A teacher who completes the time period of assignment to a leadership role may apply to the school's or the school district's administration for assignment in a new leadership role, if appropriate, or for reassignment.
- d. A requirement that a teacher assigned to a leadership role must have at least three years of teaching experience, and at least one year of experience in the school district.

5. A professional development system facilitated by teachers and other education experts and aligned with the Iowa professional development model adopted by the state board.

6. A school district approved to implement a comparable system pursuant to section 284.15, and which meets the requirements of this section, shall receive funds under section 257.10, subsection 12.

Sec. 73. ATTENDANCE CENTER PERFORMANCE RANKINGS — PERFORMANCE INDEX.

1. The department of education shall develop criteria and a process for school districts to use to establish specific performance goals and to evaluate the performance of each attendance center operated by the district in order to arrive at an overall school performance grade and report card for each attendance center. This information must be posted on the department of education's internet site with information for each

attendance center listed separately. The criteria shall include but not be limited to student academic growth, parent involvement, student attendance, employee turnover, and community activities and involvement.

2. The department shall develop an achievement score that calculates aggregate growth as well as aggregate proficiency of students which when combined with other academic indicators results in an overall school performance grade for each attendance center in the school district. The performance grade may also be used as one measure to rank and classify schools into six different performance categories: exceptional, high performing, commendable, acceptable, needs improvement, and priority. The categories may be used to define support and specialized assistance to schools classified as needs improvement or priority as well as to recognize schools designated exceptional or high performing. Additionally, a closing gap score shall be calculated as another measure to determine subgroup performance and to rank and classify attendance centers. Other academic indicators shall be defined as criterion referenced variables that will be utilized in the calculation of the performance grade. Other academic indicators shall include but not be limited to graduation rates, attendance rates, and college-readiness rates. Additional indicators of academic success and progress may include post-graduation data, suspension and expulsion rates, levels of student engagement, parent satisfaction, parent engagement, and staff working conditions.

3. The department shall submit its findings and recommendations in a report to the state board of education, the governor, and the general assembly by July 1, 2014.

Sec. 74. **CODE EDITOR DIRECTIVE.** The Code editor shall delete references in the Code, and Code language directly related to the references, to sections and subsections of the Code repealed by this division of this Act effective July 1, 2016.

Sec. 75. **EFFECTIVE DATE.** The following provision or provisions of this division of this Act take effect July 1, 2014:

1. The section of this division of this Act amending section 282.18.

DIVISION VIII

COMPETENCY-BASED INSTRUCTION TASK FORCE

Sec. 76. **NEW SECTION. 256.24 Competency-based education grant program.**

1. The department shall establish a competency-based education grant program to award grants to not more than ten school districts annually for purposes of developing, implementing, and evaluating competency-based education pilot and demonstration projects.
2. The department shall develop grant application, selection, and evaluation criteria.
3. Each pilot or demonstration project shall be conducted for a minimum of one year, but may be conducted for multiple school years as proposed by the applicant and approved by the department.
4. Grant moneys shall be distributed to selected school districts by the department no later than December 1, 2013. Grant amounts shall be distributed as determined by the department.
5. The department shall submit progress reports analyzing the status and preliminary findings of the projects to the state board, the governor, and the general assembly by January 15 annually. The department shall summarize the projects' findings, including student achievement results, and submit the summary and any recommendations in a final report to the state board, the governor, and the general assembly by January 15, 2019.
6. This section is repealed July 1, 2019.

Sec. 77. 2012 Iowa Acts, chapter 1119, section 2, subsection 2, is amended by adding the following new paragraph:

NEW PARAGRAPH. f. Develop a draft strategic plan and proposed timeline for statewide implementation of competency-based learning for consideration by the

general assembly.

Sec. 78. EFFECTIVE UPON ENACTMENT. The section of this division of this Act amending 2012 Iowa Acts, chapter 1119, section 2, subsection 2, being deemed of immediate importance, takes effect upon enactment.

DIVISION IX INSTRUCTIONAL HOURS

Sec. 79. Section 256.7, subsection 19, Code 2013, is amended to read as follows:

19. Define the ~~minimum school day as a day consisting of five and one-half hours of instructional time for grades one through twelve. The minimum days or hours as time that~~ shall be exclusive of the lunch period, but may include passing time between classes. Time spent on parent-teacher conferences shall be considered instructional time. A school or school district may record a day of school with less than the minimum instructional hours as a minimum school day if any of the following apply:

a. If emergency health or safety factors require the late arrival or early dismissal of students on a specific day.

b. ~~If the total hours of instructional school time for grades one through twelve for any five consecutive school days equal a minimum of twenty-seven and one-half hours, even though any one day of school is less than the minimum instructional hours because of a staff development opportunity provided for the professional instructional staff or because parent-teacher conferences have been scheduled beyond the regular school day. Furthermore, if the total hours of instructional time for the first four consecutive days equal at least twenty-seven and one-half hours because parent-teacher conferences have been scheduled beyond the regular school day, a school or school district may record zero hours of instructional time on the fifth consecutive school day as a minimum school day.~~

Sec. 80. Section 256F.4, subsection 5, Code 2013, is amended to read as follows:

5. A charter school or innovation zone school shall provide instruction for at least the number of days or hours required by section 279.10, subsection 1, ~~or shall provide at least the equivalent number of total hours.~~

Sec. 81. Section 279.10, subsection 1, Code 2013, is amended to read as follows:

1. The school year for each school district and accredited nonpublic school shall begin on the first day of July 1 and each regularly established elementary and secondary school shall begin no sooner than a day during the calendar week in which the first day of September falls but no later than the first Monday in December. However, if the first day of September falls on a Sunday, school may begin on a day during the calendar week which immediately precedes the first day of September. ~~School shall continue for at least one hundred eighty days, except as provided in subsection 3, and may be maintained~~ The school calendar shall include not less than one hundred eighty days, except as provided in subsection 3, or one thousand eighty hours of instruction during the entire calendar year. However, if ~~The board of directors of a school district and the authorities in charge of an accredited nonpublic school shall set the number of days or hours of required attendance for the school year as provided in section 299.1, subsection 2, but the board of directors of a school district shall hold a public hearing on any proposed school calendar prior to adopting the school calendar. If the board of directors of a district or the authorities in charge of an accredited nonpublic school extends the school calendar because inclement weather caused the~~ school district or accredited nonpublic school to temporarily close school during the regular school calendar, the school district or accredited nonpublic school may excuse a graduating senior who has met district or school requirements for graduation from attendance during the extended school calendar. A school corporation may begin employment of personnel for in-service training and development purposes before the date to begin elementary and secondary school.

Sec. 82. Section 279.10, subsection 2, Code 2013, is amended to read as follows:

2. The board of directors shall hold a public hearing on any proposal relating to the school calendar prior to submitting it to the department of education for approval.

Sec. 83. Section 299.1, subsection 2, Code 2013, is amended to read as follows:

2. The board of directors of a public school district or the governing body of an accredited nonpublic school shall set the number of days or hours of required attendance for the schools under its control. The board of directors of a public school district or the governing body of an accredited nonpublic school may, by resolution, require attendance for the entire time when the schools are in session in any school year and adopt a policy or rules relating to the reasons considered to be valid or acceptable excuses for absence from school.

Sec. 84. Section 299.4, subsection 1, Code 2013, is amended to read as follows:

1. The parent, guardian, or legal custodian of a child who is of compulsory attendance age, who places the child under competent private instruction under either section 299A.2 or 299A.3, not in an accredited school or a home school assistance program operated by a school district or accredited nonpublic school, shall furnish a report in duplicate on forms provided by the public school district, to the district by ~~the earliest starting date specified in section 279.10, subsection 1~~ September 1 of the school year in which the child will be under competent private instruction. The secretary shall retain and file one copy and forward the other copy to the district's area education agency. The report shall state the name and age of the child, the period of time during which the child has been or will be under competent private instruction for the year, an outline of the course of study, texts used, and the name and address of the instructor. The parent, guardian, or legal custodian of a child, who is placing the child under competent private instruction for the first time, shall also provide the district with evidence that the child has had the immunizations required under section 139A.8, and, if the child is elementary school age, a blood lead test in accordance with section 135.105D. The term "*outline of course of study*" shall include subjects covered, lesson plans, and time spent on the areas of study.

Sec. 85. EFFECTIVE DATE. This division of this Act takes effect July 1, 2014.

DIVISION X

PRIVATE INSTRUCTION EXEMPTION

Sec. 86. Section 299.4, subsection 1, Code 2013, is amended to read as follows:

1. The parent, guardian, or legal custodian of a child who is of compulsory attendance age, who places the child under competent private instruction under ~~either section 299A.2 or 299A.3~~, not in an accredited school or a home school assistance program operated by a school district or accredited nonpublic school, shall furnish a report in duplicate on forms provided by the public school district, to the district by the earliest starting date specified in section 279.10, subsection 1. The secretary shall retain and file one copy and forward the other copy to the district's area education agency. The report shall state the name and age of the child, the period of time during which the child has been or will be under competent private instruction for the year, an outline of the course of study, texts used, and the name and address of the instructor. The parent, guardian, or legal custodian of a child, who is placing the child under competent private instruction for the first time, shall also provide the district with evidence that the child has had the immunizations required under section 139A.8, and, if the child is elementary school age, a blood lead test in accordance with section 135.105D. The term "*outline of course of study*" shall include subjects covered, lesson plans, and time spent on the areas of study.

Sec. 87. Section 299A.1, unnumbered paragraph 2, Code 2013, is amended to read as follows:

For purposes of this chapter, "*competent private instruction*" means private

instruction provided on a daily basis for at least one hundred forty-eight days during a school year, to be met by attendance for at least thirty-seven days each school quarter, by or under the supervision of a licensed practitioner in the manner provided under section 299A.2, ~~or other person under section 299A.3~~, which results in the student making adequate progress.

Sec. 88. Section 299A.3, unnumbered paragraph 1, Code 2013, is amended to read as follows:

A parent, guardian, or legal custodian of a child of compulsory attendance age providing ~~competent~~ private instruction to the child ~~shall~~ may meet all of the following requirements:

DIVISION XI

INDEPENDENT ACCREDITATION OF NONPUBLIC SCHOOLS

Sec. 89. Section 256.11, Code 2013, is amended by adding the following subsection:

NEW SUBSECTION. 16. *a.* Notwithstanding subsections 1 through 12, a nonpublic school may be accredited by an approved independent accrediting agency instead of by the state board as provided in this subsection. The state board shall maintain a list of approved independent accrediting agencies comprised of at least six regional or national nonprofit, nongovernmental agencies recognized as reliable authorities concerning the quality of education offered by a school and shall publish the list of independent accrediting agencies on the department's internet site. The list shall include accrediting agencies that, as of January 1, 2013, accredited a nonpublic school in this state that was concurrently accredited under this section; and any agency that has a formalized partnership agreement with another agency on the list and has member schools in this state as of January 1, 2013.

b. A nonpublic school that participates in the accreditation process offered by an independent accrediting agency on the approved list published pursuant to paragraph "a" shall be deemed to meet the education standards of this section. However, such a school shall comply with statutory health and safety requirements for school facilities.

c. If the state board takes preliminary action to remove an agency from the approved list published on the department's internet site pursuant to paragraph "a", the department shall, at least one year prior to removing the agency from the approved list, notify the nonpublic schools participating in the accreditation process offered by the agency of the state board's intent to remove the accrediting agency from its approved list of independent accrediting agencies. The notice shall also be posted on the department's internet site and shall contain the proposed date of removal. The nonpublic school shall attain accreditation under this subsection or subsections 1 through 12 not later than one year following the date on which the state board removes the agency from its list of independent accrediting agencies.

d. This subsection is repealed July 1, 2020.

DIVISION XII

INDEPENDENT PRIVATE INSTRUCTION

Sec. 90. Section 261E.8, subsection 2, Code 2013, is amended to read as follows:

2. Students from accredited nonpublic schools and students receiving competent private instruction ~~or independent private instruction~~ under chapter 299A may access the program through the school district in which the accredited nonpublic school or private institution is located.

Sec. 91. Section 299.1, subsection 1, Code 2013, is amended to read as follows:

1. Except as provided in section 299.2, the parent, guardian, or legal or actual custodian of a child who is of compulsory attendance age; shall cause the child to attend some public school; or an accredited nonpublic school, or place the child under competent private instruction or independent private instruction in accordance with

the provisions of chapter 299A, during a school year, as defined under section 279.10.

Sec. 92. Section 299.1B, Code 2013, is amended to read as follows:

299.1B Failure to attend — driver's license.

For a person who is of compulsory attendance age who does not meet the requirements for an exception under section 299.2, who does not attend a public school; or an accredited nonpublic school, who is not receiving competent private instruction or independent private instruction in accordance with the provisions of chapter 299A, and who does not attend an alternative school; or adult education classes, shall not receive an intermediate or full driver's license until age eighteen.

Sec. 93. Section 299.6A, subsection 1, Code 2013, is amended to read as follows:

1. In lieu of a criminal proceeding under section 299.6, a county attorney may bring a civil action against a parent, guardian, or legal or actual custodian of a child who is of compulsory attendance age, has not completed educational requirements, and is truant, if the parent, guardian, or legal or actual custodian has failed to cause the child to attend a public school, or an accredited nonpublic school, or placed the child under competent private instruction or independent private instruction in the manner provided in this chapter. If the court finds that the parent, guardian, or legal or actual custodian has failed to cause the child to attend as required in this section, the court shall assess a civil penalty of not less than one hundred but not more than one thousand dollars for each violation established.

Sec. 94. Section 299.8, Code 2013, is amended to read as follows:

299.8 "Truant" defined.

Any child of compulsory attendance age who fails to attend school as provided in this chapter, or as required by the school board's or school governing body's attendance policy, or who fails to attend competent private instruction or independent private instruction under chapter 299A, without reasonable excuse for the absence, shall be deemed to be a truant. A finding that a child is truant, however, shall not by itself mean that the child is a child in need of assistance within the meaning of chapter 232 and shall not be the sole basis for a child in need of assistance petition.

Sec. 95. Section 299.11, unnumbered paragraph 1, Code 2013, is amended to read as follows:

The truancy officer may take into custody without warrant any apparently truant child and place the child in the charge of the school principal, or the principal's designee, designated by the board of directors of the school district in which the child resides, or in the charge of any nonpublic school or any authority providing competent private instruction or independent private instruction as defined in section 299A.1, designated by the parent, guardian, or legal or actual custodian; but if it is other than a public school, the instruction and maintenance of the child shall be without expense to the school district. If a child is taken into custody under this section, the truancy officer shall make every reasonable attempt to immediately notify the parent, guardian, or legal or actual custodian of the child's location.

Sec. 96. Section 299.12, subsection 2, Code 2013, is amended to read as follows:

2. This section is not applicable to a child who is receiving competent private instruction or independent private instruction in accordance with the requirements of chapter 299A. If a child is not in compliance with the attendance requirements established under section 299.1, and has not completed educational requirements through the sixth grade, and the school has used every means available to assure the child does attend, the school truancy officer shall contact the child's parent, guardian, or legal or actual custodian to participate in an attendance cooperation meeting. The parties to the attendance cooperation meeting may include the child and shall include the child's parent, guardian, or legal or actual custodian and the school truancy officer. The school truancy officer contacting the participants in the attendance cooperation

meeting may invite other school officials, a designee of the juvenile court, the county attorney or the county attorney's designee, or other persons deemed appropriate to participate in the attendance cooperation meeting.

Sec. 97. Section 299A.1, Code 2013, is amended to read as follows:

299A.1 Private Competent private instruction and independent private instruction.

1. The parent, guardian, or legal custodian of a child of compulsory attendance age who places the child under private instruction shall provide, unless otherwise exempted, competent private instruction or independent private instruction in accordance with this chapter. A parent, guardian, or legal custodian of a child of compulsory attendance age who places the child under private instruction which is not competent private instruction or independent private instruction, or otherwise fails to comply with the requirements of this chapter, is subject to the provisions of sections 299.1 through 299.4 and the penalties provided in section 299.6.

2. For purposes of this chapter, ~~“competent and chapter 299:~~

a. “Competent private instruction” means private instruction provided on a daily basis for at least one hundred forty-eight days during a school year, to be met by attendance for at least thirty-seven days each school quarter, by or under the supervision of a licensed practitioner in the manner provided under section 299A.2, or other person under section 299A.3, which results in the student making adequate progress.

~~For purposes of this chapter and chapter 299, “private instruction”~~

b. “Independent private instruction” means instruction that meets the following criteria:

(1) Is not accredited.

(2) Enrolls not more than four unrelated students.

(3) Does not charge tuition, fees, or other remuneration for instruction.

(4) Provides private or religious-based instruction as its primary purpose.

(5) Provides enrolled students with instruction in mathematics, reading and language arts, science, and social studies.

(6) Provides, upon written request from the superintendent of the school district in which the independent private instruction is provided, or from the director of the department of education, a report identifying the primary instructor, location, name of the authority responsible for the independent private instruction, and the names of the students enrolled.

(7) Is not a nonpublic school and does not provide competent private instruction as defined in this subsection.

(8) Is exempt from all state statutes and administrative rules applicable to a school, a school board, or a school district, except as otherwise provided in chapter 299 and this chapter.

c. “Private instruction” means instruction using a plan and a course of study in a setting other than a public or organized accredited nonpublic school.

Sec. 98. Section 299A.11, Code 2013, is amended to read as follows:

299A.11 Student records confidential.

Notwithstanding any provision of law or rule to the contrary, personal information in records regarding a child receiving competent private instruction or independent private instruction pursuant to this chapter, which are maintained, created, collected, or assembled by or for a state agency, shall be kept confidential in the same manner as personal information in student records maintained, created, collected, or assembled by or for a school corporation or educational institution in accordance with section 22.7, subsection 1.

Sec. 99. Section 321.178, subsection 1, paragraph c, Code 2013, is amended to read

as follows:

c. Every public school district in Iowa shall offer or make available to all students residing in the school district, or Iowa students attending a nonpublic school or receiving competent private instruction or independent private instruction as defined in section 299A.1, in the district, an approved course in driver education. The receiving district shall be the school district responsible for making driver education available to a student participating in open enrollment under section 282.18. The courses may be offered at sites other than at the public school, including nonpublic school facilities within the public school districts. An approved course offered during the summer months, on Saturdays, after regular school hours during the regular terms or partly in one term or summer vacation period and partly in the succeeding term or summer vacation period, as the case may be, shall satisfy the requirements of this section to the same extent as an approved course offered during the regular school hours of the school term. A student who successfully completes and obtains certification in an approved course in driver education or an approved course in motorcycle education may, upon proof of such fact, be excused from any field test which the student would otherwise be required to take in demonstrating the student's ability to operate a motor vehicle. A student shall not be excused from any field test if a parent, guardian, or instructor requests that a test be administered. A final field test prior to a student's completion of an approved course shall be administered by a person qualified as a classroom driver education instructor and certified to provide street and highway driving instruction. A person qualified as a classroom driver education instructor but not certified to provide street and highway driving instruction may administer the final field test if accompanied by another person qualified to provide street and highway driving instruction.

DIVISION XIII

DRIVER EDUCATION BY TEACHING PARENT

Sec. 100. NEW SECTION. **321.178A Driver education — teaching parent.**

1. *Teaching parent.* As an alternative to the driver education requirements under section 321.178, a teaching parent may instruct a student in a driver education course that meets the requirements of this section and provide evidence that the requirements under this section have been met.

2. *Definitions.* For purposes of this section:

a. *"Approved course"* means driver education curriculum approved by the department pursuant to rules adopted under chapter 17A. An approved course shall, at a minimum, meet the requirements of subsection 3 and be appropriate for teaching-parent-directed driver education and related street or highway instruction. Driver education materials that meet or exceed standards established by the department for an approved course in driver education for a public or private school shall be approved unless otherwise determined by the department. The list of approved courses shall be posted on the department's internet site.

b. *"Student"* means a person between the ages of fourteen and twenty-one years who is within the custody and control of the teaching parent and who satisfies preliminary licensing requirements of the department.

c. *"Teaching parent"* means a parent, guardian, or legal custodian of a student who is currently providing competent private instruction to the student pursuant to section 299A.2 or 299A.3 and who provided such instruction to the student during the previous year; who has a valid driver's license, other than a motorized bicycle license or a temporary restricted license, that permits unaccompanied driving; and who has maintained a clear driving record for the previous two years. For purposes of this paragraph, *"clear driving record"* means the individual has not been identified as a candidate for suspension or revocation of a driver's license under the habitual violator

or habitual offender provisions of the department's regulations; is not subject to a driver's license suspension, revocation, denial, cancellation, disqualification, or bar; and has no record of a conviction for a moving traffic violation determined to be the cause of a motor vehicle accident.

3. *Course of instruction.*

a. An approved course administered by a teaching parent shall consist of but not be limited to the following:

- (1) Thirty clock hours of classroom instruction.
- (2) Forty hours of street or highway driving including four hours of driving after sunset and before sunrise while accompanied by the teaching parent.
- (3) Four hours of classroom instruction concerning substance abuse.
- (4) A minimum of twenty minutes of instruction concerning railroad crossing safety.
- (5) Instruction relating to becoming an organ donor under the revised uniform anatomical gift Act as provided in chapter 142C.
- (6) Instruction providing an awareness about sharing the road with bicycles and motorcycles.

b. The content of the course of instruction required under this subsection shall be equivalent to that required under section 321.178. However, reference and study materials, physical classroom requirements, and extra vehicle safety equipment required for instruction under section 321.178 shall not be required for the course of instruction provided under this section.

4. *Course completion and certification.* Upon application by a student for an intermediate license, the teaching parent shall provide evidence showing the student's completion of an approved course and substantial compliance with the requirements of subsection 3 by affidavit signed by the teaching parent on a form to be provided by the department. The evidence shall include all of the following:

- a. Documentation that the instructor is a teaching parent as defined in subsection 2.
- b. Documentation that the student is receiving competent private instruction under section 299A.2 or the name of the school district within which the student is receiving instruction under section 299A.3.
- c. The name of the approved course completed by the student.
- d. An affidavit attesting to satisfactory completion of course work and street or highway driving instruction.
- e. Copies of written tests completed by the student.
- f. A statement of the number of classroom hours of instruction.
- g. A log of completed street or highway driving instruction including the dates when the lessons were conducted, the student's and the teaching parent's name and initials noted next to each entry, notes on driving activities including a list of driving deficiencies and improvements, and the duration of the driving time for each session.

5. *Intermediate license.* Any student who successfully completes an approved course as provided in this section, passes a driving test to be administered by the department, and is otherwise qualified under section 321.180B, subsection 2, shall be eligible for an intermediate license pursuant to section 321.180B. Twenty of the forty hours of street or highway driving instruction required under subsection 3, paragraph "a", subparagraph (2), may be used to satisfy the requirement of section 321.180B, subsection 2.

6. *Full license.* A student must comply with section 321.180B, subsection 4, to be eligible for a full driver's license pursuant to section 321.180B.

Sec. 101. Section 321.180B, subsection 2, paragraph a, Code 2013, is amended to read as follows:

- a. The department may issue an intermediate driver's license to a person sixteen or seventeen years of age who possesses an instruction permit issued under subsection 1

or a comparable instruction permit issued by another state for a minimum of six months immediately preceding application, and who presents an affidavit signed by a parent, guardian, or custodian on a form to be provided by the department that the permittee has accumulated a total of twenty hours of street or highway driving of which two hours were conducted after sunset and before sunrise and the street or highway driving was with the permittee's parent, guardian, custodian, instructor, a person certified by the department, or a person at least twenty-five years of age who had written permission from a parent, guardian, or custodian to accompany the permittee, and whose driving privileges have not been suspended, revoked, or barred under this chapter or chapter 321J during, and who has been accident and violation free continuously for, the six-month period immediately preceding the application for an intermediate license. An applicant for an intermediate license must meet the requirements of section 321.186, including satisfactory completion of driver education as required in section 321.178 or 321.178A, and payment of the required license fee before an intermediate license will be issued. A person issued an intermediate license must limit the number of passengers in the motor vehicle when the intermediate licensee is operating the motor vehicle to the number of passenger safety belts.

DIVISION XIV MISCELLANEOUS PROVISIONS

Sec. 102. Section 256.9, Code 2013, is amended by adding the following new subsection:

NEW SUBSECTION. 63. *a.* Develop and implement a coaching and support system for teachers aligned with the framework and comparable systems approved as provided in section 284.15.

b. Develop and implement a coaching and support system for administrators aligned with the beginning administrator mentoring and induction program created pursuant to section 284A.5.

Sec. 103. Section 256C.4, subsection 1, paragraph e, Code 2013, is amended to read as follows:

e. Preschool foundation aid funding shall not be used for the costs of constructing a facility in connection with an approved local program. Preschool foundation aid funding may be used by approved local programs and community providers for professional development for preschool teachers, for instructional equipment, for material and equipment designed to develop pupils' large and small motor skills, and for other direct costs. Preschool foundation aid funding received by an approved local program that remain unexpended or unobligated at the end of a fiscal year shall be used to build the approved local program's preschool program capacity in the next succeeding fiscal year.

Sec. 104. Section 256D.9, Code 2013, is amended to read as follows:

256D.9 Future repeal.

This chapter is repealed effective July 1, ~~2013~~ 2018.

Sec. 105. Section 279.60, subsections 1 and 2, Code 2013, are amended to read as follows:

1. Each school district shall administer ~~a kindergarten readiness~~ the teaching strategies gold early childhood assessment ~~prescribed by the department of education~~ to every resident prekindergarten or four-year-old child whose parent or guardian enrolls the child in the district, ~~and shall administer a valid and reliable universal screening instrument, as prescribed by the department of education, to every kindergarten student enrolled in the district not later than the date specified in section 257.6, subsection 1.~~ The assessment shall be aligned with state early learning standards and preschool programs shall be encouraged to administer the assessment at least at the beginning and end of the preschool program, with the assessment

information entered into the statewide longitudinal data system. The department shall work to develop agreements with head start programs to incorporate similar information about four-year-old children served by head start into the statewide longitudinal data system.

2. ~~a. Each school district shall administer the dynamic indicators of basic early literacy skills kindergarten benchmark assessment or other kindergarten benchmark assessment adopted by the department of education in consultation with the early childhood Iowa state board to every kindergarten student enrolled in the district not later than the date specified in section 257.6, subsection 1. The school district shall also collect information from each parent, guardian, or legal custodian of a kindergarten student enrolled in the district, including but not limited to whether the student attended preschool, factors identified by the early childhood Iowa office pursuant to section 256I.5, and other demographic factors. Each school district shall report the results of the community strategies employed during the prior school year pursuant to section 279.68, subsection 4, paragraph "a", the assessment administered pursuant to subsection 1, and the preschool information collected to the department of education in the manner prescribed by the department not later than January 1 of that school year. The early childhood Iowa office in the department of management shall have access to the raw data. The department shall review the information submitted pursuant to this section and shall submit its findings and recommendations annually in a report to the governor, the general assembly, the early childhood Iowa state board, and the early childhood Iowa area boards.~~

~~b. This subsection is repealed July 1, 2013.~~

Sec. 106. SCHOOL DISTRICT REPORTING REQUIREMENT TASK FORCE — STATE BOARD OF EDUCATION.

1. a. A reporting requirement review task force is established consisting of five members who shall be appointed by the director of the department of education as follows:

(1) One member from nominees submitted by an organization representing the boards of Iowa school districts.

(2) One member from nominees submitted by an organization representing Iowa school administrators.

(3) One member from nominees submitted by the largest statewide certified employee organization representing Iowa teachers.

(4) One member representing the department of education.

(5) One member representing the general public.

b. The member representing the department of education shall convene the initial meeting, at which the members shall elect a chairperson.

2. The department of education shall compile a list of reports that school districts are required to submit to the department biennially or more frequently. The department shall submit the list to the reporting requirement review task force by September 3, 2013.

3. The task force shall review the list submitted by the department pursuant to subsection 2. For each reporting requirement listed, the task force shall produce written justification for continuing, modifying, or eliminating the requirement. The task force shall compile its written justifications in a report the task force shall submit to the state board of education and to the general assembly by December 2, 2013.

4. The state board of education shall review the report submitted pursuant to subsection 3, and shall determine which of the task force recommendations for modifying or eliminating requirements may be accomplished by administrative rule and which must be accomplished by statute. The state board shall submit its findings and recommendations, including plans for board action relating to administrative rules

and board recommendations for specific statutory changes, in a report to the general assembly by February 3, 2014.

Sec. 107. EFFECTIVE DATE. The following provision or provisions of this division of this Act take effect June 30, 2013:

- 1. The section of this division of this Act amending section 279.60, subsection 2, paragraph “b”.

Sec. 108. EFFECTIVE UPON ENACTMENT. The following provision or provisions of this division of this Act, being deemed of immediate importance, take effect upon enactment:

- 1. The section of this division of this Act amending section 256C.4.
- 2. The section of this division of this Act amending section 256D.9.

DIVISION XV

EXTENDED LEARNING TIME PILOT PROJECT MODEL — APPROPRIATION
Sec. 109. EXTENDED LEARNING TIME PILOT PROJECT MODEL.

1. The department of education shall develop a proposed model for an extended learning time pilot project. In developing the model, the department shall consider the recommendations submitted in the final report of the instructional time task force, as well as existing, successful extended time learning opportunities offered within and outside of the state. Three program proposals representing school districts of varied sizes, geographical locations, and socio-economic status shall be included in the model. Component measures, criteria, and associated benchmarks for selecting participants and gauging success for the model shall include but not be limited to the following considerations: impact on student achievement; overall cost; governance structure; transportation issues; recommended age of students; potential use of teacher preparation candidates; 21st century learning center guidelines as applicable; potential collaboration with area education agencies and other public and private partners for cost effectiveness, efficiency, and community involvement; recommended staffing levels; licensure for staff; involvement of nonprofit organizations; collaboration with the staff in the existing school district; whether all or some students in a district should participate; and use of best practices and latest research in the field. The department shall also recommend potential funding sources for the full implementation of the proposed model for extended learning time pilot projects and of future sustained extended time learning efforts.

2. The department shall submit the proposed model and the department’s findings and recommendations in a report to the state board of education, the governor, and the general assembly by December 16, 2013.

DIVISION XVI

EDUCATION REFORM ALLOCATIONS

Sec. 110. DEPARTMENT OF EDUCATION — EDUCATION REFORM ALLOCATIONS. From the moneys appropriated pursuant to 2013 Iowa Acts, House File 604, section 6, subsection 17, the following amounts, or so much thereof as is deemed necessary, shall be used by the department of education as follows for the purposes designated:

- 1. For purposes of the Iowa learning online initiative established pursuant to section 256.42:

..... \$ 1,500,000

A portion of the funds allocated to the department for purposes of this subsection may be used by the department for not more than three full-time equivalent positions.

- 2. For purposes of the teach Iowa student teaching pilot project established pursuant to section 256.98, if enacted:

..... \$ 1,000,000

A portion of the funds allocated to the department for purposes of this subsection

may be used by the department for not more than two full-time equivalent positions.

3. For planning grants in accordance with section 284.15, subsection 11:

..... \$ 3,500,000

4. To provide for the development of a delivery system to assist in implementing teacher career paths and leadership roles and for administrative purposes as provided in section 284.13, subsection 1, paragraph "0e", subparagraph (3):

..... \$ 700,000

5. For purposes of establishing the council on educator development and funding the council's study of a statewide teacher evaluation system and performance review requirements and a statewide administrator evaluation system:

..... \$ 100,000

6. For purposes of developing an extended learning time pilot project model in accordance with this Act, if enacted:

..... \$ 40,000>

2. Title page, line 10, by striking <transition and>

ON THE PART OF THE HOUSE:

ON THE PART OF THE SENATE:

RON JORGENSEN, CHAIR
CECIL DOLECHECK
QUENTIN STANERSON

HERMAN C. QUIRMBACH, CHAIR
TOD R. BOWMAN
JONI ERNST
MARY JO WILHELM

HOUSE FILE 603

To the Speaker of the House of Representatives and the President of the Senate:

We, the undersigned members of the conference committee appointed to resolve the differences between the House of Representatives and the Senate on House File 603, a bill for an Act relating to and making appropriations to certain state departments, agencies, funds, and certain other entities, providing for regulatory authority, and other properly related matters, respectfully make the following report:

1. That the Senate recedes from its amendment, H-1319.

2. That House File 603, as amended, passed, and reprinted by the House, is amended to read as follows:

1. Page 1, by striking line 12 and inserting:

<..... \$ 4,067,924>

2. Page 1, by striking line 15 and inserting:

<..... \$ 2,658,909>

3. Page 1, by striking lines 23 and 24 and inserting:

<..... \$ 405,914

..... FTEs 5.00>

4. Page 3, after line 18 by inserting:

<3. The auditor of state shall allocate moneys from the appropriation in this section solely for audit work related to the comprehensive annual financial report, federally required audits, and investigations of embezzlement, theft, or other significant financial irregularities until the audit of the comprehensive annual financial report is complete.>

5. Page 4, by striking line 6 and inserting:

<..... FTEs 18.50>

6. Page 4, by striking line 12 and inserting:

<..... FTEs 12.50>

7. Page 4, by striking line 23 and inserting:

<..... FTEs 74.50>

8. Page 4, by striking line 35 and inserting:

<..... FTEs 100.15>

9. Page 6, line 27, after <provide> by inserting <coordination of>

10. Page 6, after line 30 by inserting:

<Moneys appropriated in this section shall be distributed by the commission to the regional telecommunications councils based upon usage by region. The regional telecommunications councils shall report to the Iowa telecommunications and technology commission by January 31, 2014, for the immediately preceding six-month period beginning on July 1, 2013, and ending December 31, 2013, and by July 31, 2014, for the immediately preceding six-month period beginning on January 1, 2014, and ending on June 30, 2014. The report shall include information requested by the commission related to the activities supported through this appropriation.>

11. Page 7, by striking lines 2 and 3 and inserting:

<1. GENERAL OFFICE

For salaries, support, maintenance, and miscellaneous purposes, and for not more than the following full-time equivalent positions:>

12. Page 7, after line 5 by inserting:

<2. TERRACE HILL QUARTERS

For salaries, support, maintenance, and miscellaneous purposes for the governor's quarters at terrace hill, and for not more than the following full-time equivalent positions:

..... \$ 93,111

..... FTEs 2.00>

13. Page 7, by striking line 29 and inserting:

<..... FTEs 5.65>

14. Page 7, by striking line 35 and inserting:

<..... FTEs 9.62>

15. Page 8, by striking lines 25 through 27.

16. Page 8, line 28, by striking <c.> and inserting <b.>

17. Page 10, by striking line 16 and inserting:

<..... \$ 2,680,290>

18. Page 10, after line 35 by inserting:

<Sec. __. DEPARTMENT OF INSPECTIONS AND APPEALS — WELFARE FRAUD ANNUAL MEETING — MEDICAID FRAUD FUND APPROPRIATION.

There is appropriated from the Medicaid fraud fund created in section 249A.7 to the investigations division of the department of inspections and appeals for the fiscal year beginning July 1, 2013, and ending June 30, 2014, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For costs associated with central staff attending the united council on welfare fraud annual meeting:

..... \$ 6,500>

19. Page 13, by striking lines 13 and 14 and inserting:

<..... \$ 275,000

..... FTEs 3.00>

20. Page 13, by striking line 25 and inserting:

<..... FTEs 245.24>

21. Page 19, after line 23 by inserting:

<Sec. __. INTEGRATED INFORMATION FOR IOWA SYSTEM — OFFICE OF

CONSUMER ADVOCATE. There is appropriated from the department of commerce revolving fund created in section 546.12 to the office of consumer advocate for the fiscal year beginning July 1, 2013, and ending June 30, 2014, the following amount, or so much thereof as is necessary, to be used for the purpose designated:

For the payment of services provided by the department of administrative services related to the integrated information for Iowa system:

..... \$ 1,425>
22. Page 19, by striking line 35 and inserting:
<..... \$ 2,033,962>

23. Page 20, by striking line 1 and inserting:
<..... FTEs 73.49>

24. Page 20, by striking line 3 and inserting:
<..... \$ 1,329,455>

25. Page 20, by striking lines 11 and 12 and inserting:
<..... \$ 202,957
..... FTEs 5.00>

26. Page 21, by striking line 29 and inserting:
<..... \$ 457,253>

27. Page 22, after line 6 by inserting:
<3. The auditor of state shall allocate moneys from the appropriation in this section solely for audit work related to the comprehensive annual financial report, federally required audits, and investigations of embezzlement, theft, or other significant financial irregularities until the audit of the comprehensive annual financial report is complete.>

28. Page 22, by striking line 16 and inserting:
<..... \$ 245,168>

29. Page 22, by striking lines 28 and 29 and inserting:
<..... \$ 610,196
..... FTEs 18.50>

30. Page 22, by striking lines 34 and 35 and inserting:
<..... \$ 300,769
..... FTEs 12.50>

31. Page 23, by striking lines 10 and 11 and inserting:
<..... \$ 4,583,618
..... FTEs 74.50>

32. Page 23, by striking line 16 and inserting:
<..... \$ 897,128>

33. Page 23, by striking lines 22 and 23 and inserting:
<..... \$ 2,516,495
..... FTEs 100.15>

34. Page 24, by striking line 8 and inserting:
<..... \$ 4,089,703>

35. Page 25, by striking line 3 and inserting:
<..... \$ 31,159>

36. Page 25, line 8, by striking <2012> and inserting <2014>

37. Page 25, line 8, by striking <2013> and inserting <2015>

38. Page 25, by striking line 12 and inserting:
<..... \$ 496,457>

39. Page 25, line 15, after <provide> by inserting <coordination of>

40. Page 25, after line 18 by inserting:
<Moneys appropriated in this section shall be distributed by the commission to the regional telecommunications councils based upon usage by region. The regional

telecommunications councils shall report to the Iowa telecommunications and technology commission by January 31, 2015, for the immediately preceding six-month period beginning on July 1, 2014, and ending December 31, 2014, and by July 31, 2015, for the immediately preceding six-month period beginning on January 1, 2015, and ending on June 30, 2015. The report shall include information requested by the commission related to the activities supported through this appropriation.>

41. Page 25, by striking lines 25 through 28 and inserting:

<1. GENERAL OFFICE

For salaries, support, maintenance, and miscellaneous purposes, and for not more than the following full-time equivalent positions:

..... \$ 1,098,228
 FTEs 20.00

2. TERRACE HILL QUARTERS

For salaries, support, maintenance, and miscellaneous purposes for the governor's quarters at terrace hill, and for not more than the following full-time equivalent positions:

..... \$ 46,556
 FTEs 2.00>

42. Page 26, by striking line 5 and inserting:

<..... \$ 120,567>

43. Page 26, by striking lines 16 and 17 and inserting:

<..... \$ 112,092
 FTEs 5.65>

44. Page 26, by striking lines 22 and 23 and inserting:

<..... \$ 514,039
 FTEs 9.62>

45. Page 26, by striking line 34 and inserting:

<..... \$ 272,621>

46. Page 27, by striking line 5 and inserting:

<..... \$ 339,471>

47. Page 27, by striking line 11 and inserting:

<..... \$ 1,286,545>

48. Page 27, by striking line 26 and inserting:

<..... \$ 2,546,017>

49. Page 28, by striking line 20 and inserting:

<..... \$ 21,108>

50. Page 29, by striking line 1 and inserting:

<..... \$ 1,340,145>

51. Page 29, by striking line 19 and inserting:

<..... \$ 639,666>

52. Page 30, by striking line 5 and inserting:

<..... \$ 1,534,246>

53. Page 30, by striking line 18 and inserting:

<..... \$ 1,522,860>

54. Page 30, by striking line 29 and inserting:

<..... \$ 811,949>

55. Page 31, by striking line 4 and inserting:

<..... \$ 1,275,110>

56. Page 31, by striking line 19 and inserting:

<..... \$ 28,000>

57. Page 31, by striking lines 29 and 30 and inserting:

<..... \$ 137,500

..... FTEs 3.00>

58. Page 32, by striking lines 5 and 6 and inserting:

<..... \$ 8,940,420

..... FTEs 245.24>

59. Page 32, by striking line 24 and inserting:

<..... \$ 652,888>

60. Page 32, by striking line 34 and inserting:

<..... \$ 1,448,350>

61. Page 33, by striking line 25 and inserting:

<..... \$ 542,196>

62. Page 34, by striking line 2 and inserting:

<..... \$ 46,574>

63. Page 34, by striking line 13 and inserting:

<..... \$ 8,843,484>

64. Page 38, after line 3 by inserting:

<Sec. __. INTEGRATED INFORMATION FOR IOWA SYSTEM — OFFICE OF CONSUMER ADVOCATE. There is appropriated from the department of commerce revolving fund created in section 546.12 to the office of consumer advocate for the fiscal year beginning July 1, 2014, and ending June 30, 2015, the following amount, or so much thereof as is necessary, to be used for the purpose designated:

For the payment of services provided by the department of administrative services related to the integrated information for Iowa system:

..... \$ 1,425>

65. Page 38, after line 11 by inserting:

<DIVISION __

IOWA PUBLIC INFORMATION BOARD

Sec. __. 2012 Iowa Acts, chapter 1115, section 9, subsections 1, 4, and 6, are amended to read as follows:

1. Employ one employee as executive director who is an attorney admitted to practice law in the courts of this state to execute its authority ~~and prosecute~~ including prosecuting respondents in proceedings before the board and ~~to represent~~ representing the board in proceedings before a court, as appropriate.

4. Receive complaints alleging violations of chapter 21 or 22, seek resolution of such complaints through informal assistance ~~or through mediation and settlement~~, formally investigate such complaints, decide after such an investigation whether there is probable cause to believe a violation of chapter 21 or 22 has occurred, and if probable cause has been found prosecute the respondent before the board in a contested case proceeding conducted according to the provisions of chapter 17A.

6. The board may examine a record of a governmental body or a government body that is the subject matter of a complaint, including any record that is confidential by law. Confidential records provided to the board by a governmental body or a government body shall continue to maintain their confidential status. Any member or employee of the board is subject to the same policies and penalties regarding the confidentiality of the document as an employee of the governmental body or a government body.

Sec. __. 2012 Iowa Acts, chapter 1115, section 12, is amended by striking the section and inserting in lieu thereof the following:

SEC. 12.

NEW SECTION. 23.9 Informal assistance.

After accepting a complaint, the board shall promptly work with the parties, through employees on its own staff, to reach an informal, expeditious resolution of the complaint.

Sec. ____ 2012 Iowa Acts, chapter 1115, section 13, subsection 1, is amended to read as follows:

1. If any party declines ~~mediation or settlement~~ informal assistance or if ~~mediation or settlement~~ informal assistance fails to resolve the matter to the satisfaction of all parties, the board shall initiate a formal investigation concerning the facts and circumstances set forth in the complaint. The board shall, after an appropriate investigation, make a determination as to whether the complaint is within the board's jurisdiction and whether there is probable cause to believe that the facts and circumstances alleged in the complaint constitute a violation of chapter 21 or 22.

Sec. ____ 2012 Iowa Acts, chapter 1115, section 13, subsection 3, paragraph a, is amended to read as follows:

a. If the board finds the complaint is within the board's jurisdiction and there is probable cause to believe there has been a violation of chapter 21 or 22, the board shall issue a written order to that effect and shall commence a contested case proceeding under chapter 17A against the respondent. ~~Notwithstanding section 17A.10A, if~~ If there are no material facts in dispute, the board may order that the contested case procedures relating to the presentation of evidence shall not apply as provided in section 17A.10A. An attorney selected by the ~~The~~ executive director of the board or an attorney selected by the executive director shall prosecute the respondent in the contested case proceeding. At the termination of the contested case proceeding the board shall, by a majority vote of its members, render a final decision as to the merits of the complaint. If the board finds that the complaint has merit, the board may issue any appropriate order to ensure enforcement of chapter 21 or 22 including but not limited to an order requiring specified action or prohibiting specified action and any appropriate order to remedy any failure of the respondent to observe any provision of those chapters.

DIVISION ____

TERRACE HILL COMMISSION

Sec. ____ Section 8A.326, Code 2013, is amended by adding the following new subsection:

NEW SUBSECTION. 1A. The governor may appoint an administrator of the Terrace Hill facility who may perform any acts which are necessary or desirable to coordinate the administration of the Terrace Hill facility.

Sec. ____ Section 8A.326, subsection 2, Code 2013, is amended by striking the subsection and inserting in lieu thereof the following:

2. The purpose of the Terrace Hill commission is to provide for the preservation, maintenance, renovation, landscaping, and administration of the Terrace Hill facility. The Terrace Hill facility includes the Terrace Hill mansion, carriage house, grounds, historical collections, and all other related property.

Sec. ____ Section 8A.326, subsection 3, Code 2013, is amended to read as follows:

3. The Terrace Hill commission may enter into contracts, subject to this chapter, to execute its purposes, including, without limitation, contracts authorizing nonprofit organizations acting solely for the benefit and support of the Terrace Hill facility to do any of the following:

a. Solicit funds and accept donations, gifts, and bequests approved by the commission and in accordance with priorities established by the commission.

b. Administer a Terrace Hill membership program.

c. Maintain the Terrace Hill historical collections.>

66. By renumbering as necessary.

ON THE PART OF THE HOUSE:

ON THE PART OF THE SENATE:

RALPH WATTS, CHAIR
TEDD GASSMAN
BRUCE HUNTER
DAN KELLEY
GUY VANDER LINDEN

LIZ MATHIS, CHAIR
CHRIS BRASE
JEFF DANIELSON

HOUSE FILE 604

To the Speaker of the House of Representatives and the President of the Senate:

We, the undersigned members of the conference committee appointed to resolve the differences between the House of Representatives and the Senate on House File 604, a bill for an Act relating to the funding of, the operation of, and appropriation of moneys to the college student aid commission, the department for the blind, the department of education, and the state board of regents, and providing for related matters, respectfully make the following report:

- 1. That the Senate recedes from its amendment, H-1320.
- 2. That House File 604, as amended, passed, and reprinted by the House, is amended to read as follows:

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

<DIVISION I

FY 2013-2014 APPROPRIATIONS — STATUTORY CHANGES
DEPARTMENT FOR THE BLIND

Section 1. ADMINISTRATION. There is appropriated from the general fund of the state to the department for the blind for the fiscal year beginning July 1, 2013, and ending June 30, 2014, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

- 1. For salaries, support, maintenance, miscellaneous purposes, and for not more than the following full-time equivalent positions:

..... \$ 2,041,815
 FTEs 88.00

- 2. For costs associated with universal access to audio information for blind and print handicapped Iowans:

..... \$ 50,000

COLLEGE STUDENT AID COMMISSION

Sec. 2. There is appropriated from the general fund of the state to the college student aid commission for the fiscal year beginning July 1, 2013, and ending June 30, 2014, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

- 1. GENERAL ADMINISTRATION

For salaries, support, maintenance, miscellaneous purposes, and for not more than the following full-time equivalent positions:

..... \$ 232,943
 FTEs 3.95

- 2. STUDENT AID PROGRAMS

For payments to students for the Iowa grant program established in section 261.93:

..... \$ 791,177

- 3. HEALTH CARE PROFESSIONAL RECRUITMENT PROGRAM

For the loan repayment program for health care professionals established pursuant to section 261.19:

..... \$ 400,973

4. NATIONAL GUARD EDUCATIONAL ASSISTANCE PROGRAM

For purposes of providing national guard educational assistance under the program established in section 261.86:

..... \$ 5,100,233

5. TEACHER SHORTAGE LOAN FORGIVENESS PROGRAM

For the teacher shortage loan forgiveness program established in section 261.112:

..... \$ 392,452

6. ALL IOWA OPPORTUNITY FOSTER CARE GRANT PROGRAM

For purposes of the all Iowa opportunity foster care grant program established pursuant to section 261.6:

..... \$ 554,057

7. ALL IOWA OPPORTUNITY SCHOLARSHIP PROGRAM

a. For purposes of the all Iowa opportunity scholarship program established pursuant to section 261.87:

..... \$ 2,240,854

b. If the moneys appropriated by the general assembly to the college student aid commission for fiscal year 2013-2014 for purposes of the all Iowa opportunity scholarship program exceed \$500,000, "eligible institution" as defined in section 261.87, shall, during fiscal year 2013-2014, include accredited private institutions as defined in section 261.9, subsection 1.

8. REGISTERED NURSE AND NURSE EDUCATOR LOAN FORGIVENESS PROGRAM

For purposes of the registered nurse and nurse educator loan forgiveness program established pursuant to section 261.23:

..... \$ 80,852

9. BARBER AND COSMETOLOGY ARTS AND SCIENCES TUITION GRANT PROGRAM

For purposes of the barber and cosmetology arts and sciences tuition grant program established pursuant to section 261.18:

..... \$ 36,938

10. RURAL IOWA PRIMARY CARE LOAN REPAYMENT PROGRAM

For purposes of the rural Iowa primary care loan repayment program established pursuant to section 261.113:

..... \$ 1,600,000

11. RURAL IOWA ADVANCED REGISTERED NURSE PRACTITIONER AND PHYSICIAN ASSISTANT LOAN REPAYMENT PROGRAM

For purposes of the rural Iowa advanced registered nurse practitioner and physician assistant program established pursuant to section 261.114, if enacted:

..... \$ 400,000

Sec. 3. IOWA TUITION GRANT APPROPRIATIONS FOR FY 2013-2014. Notwithstanding the standing appropriations in the following designated sections for the fiscal year beginning July 1, 2013, and ending June 30, 2014, the amounts appropriated from the general fund of the state to the college student aid commission pursuant to these sections for the following designated purposes shall not exceed the following amounts:

1. For Iowa tuition grants under section 261.25, subsection 1:

..... \$ 46,513,448

2. For tuition grants for students attending for-profit accredited private institutions

located in Iowa under section 261.25, subsection 2:

..... \$ 2,500,000

Sec. 4. CHIROPRACTIC LOAN FUNDS. Notwithstanding section 261.72, the moneys deposited in the chiropractic loan revolving fund created pursuant to section 261.72 may be used for purposes of the chiropractic loan forgiveness program established in section 261.73.

Sec. 5. WORK-STUDY APPROPRIATION FOR FY 2013-2014. Notwithstanding section 261.85, for the fiscal year beginning July 1, 2013, and ending June 30, 2014, the amount appropriated from the general fund of the state to the college student aid commission for the work-study program under section 261.85 shall be zero.

DEPARTMENT OF EDUCATION

Sec. 6. There is appropriated from the general fund of the state to the department of education for the fiscal year beginning July 1, 2013, and ending June 30, 2014, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

1. GENERAL ADMINISTRATION

For salaries, support, maintenance, miscellaneous purposes, and for not more than the following full-time equivalent positions:

..... \$ 6,088,812

..... FTEs 81.67

2. VOCATIONAL EDUCATION ADMINISTRATION

For salaries, support, maintenance, miscellaneous purposes, and for not more than the following full-time equivalent positions:

..... \$ 598,197

..... FTEs 11.50

3. VOCATIONAL REHABILITATION SERVICES DIVISION

a. For salaries, support, maintenance, miscellaneous purposes, and for not more than the following full-time equivalent positions:

..... \$ 5,113,168

..... FTEs 255.00

For purposes of optimizing the job placement of individuals with disabilities, the division shall make its best efforts to work with community rehabilitation program providers for job placement and retention services for individuals with significant disabilities and most significant disabilities. By January 15, 2014, the division shall submit a written report to the general assembly on the division's outreach efforts with community rehabilitation program providers.

b. For matching funds for programs to enable persons with severe physical or mental disabilities to function more independently, including salaries and support, and for not more than the following full-time equivalent position:

..... \$ 39,128

..... FTEs 1.00

c. For the entrepreneurs with disabilities program established pursuant to section 259.4, subsection 9:

..... \$ 145,535

d. For costs associated with centers for independent living:

..... \$ 40,294

4. STATE LIBRARY

a. For salaries, support, maintenance, miscellaneous purposes, and for not more than the following full-time equivalent positions:

..... \$ 2,715,063

..... FTEs 29.00

b. For the enrich Iowa program established under section 256.57:

..... \$ 2,524,228

5. PUBLIC BROADCASTING DIVISION

For salaries, support, maintenance, capital expenditures, miscellaneous purposes, and for not more than the following full-time equivalent positions:

..... \$ 7,443,096

..... FTEs 82.00

6. VOCATIONAL EDUCATION TO SECONDARY SCHOOLS

For reimbursement for vocational education expenditures made by secondary schools:

..... \$ 2,630,134

Moneys appropriated in this subsection shall be used to reimburse school districts for vocational education expenditures made by secondary schools to meet the standards set in sections 256.11, 258.4, and 260C.14.

7. SCHOOL FOOD SERVICE

For use as state matching funds for federal programs that shall be disbursed according to federal regulations, including salaries, support, maintenance, miscellaneous purposes, and for not more than the following full-time equivalent positions:

..... \$ 2,176,797

..... FTEs 20.58

8. EARLY CHILDHOOD IOWA FUND — GENERAL AID

For deposit in the school ready children grants account of the early childhood Iowa fund created in section 256I.11:

..... \$ 5,386,113

a. From the moneys deposited in the school ready children grants account for the fiscal year beginning July 1, 2013, and ending June 30, 2014, not more than \$265,950 is allocated for the early childhood Iowa office and other technical assistance activities. The early childhood Iowa state board shall direct staff to work with the early childhood stakeholders alliance created in section 256I.12 to inventory technical assistance needs. Moneys allocated under this lettered paragraph may be used by the early childhood Iowa state board for the purpose of skills development and support for ongoing training of staff. However, except as otherwise provided in this subsection, moneys shall not be used for additional staff or for the reimbursement of staff.

b. As a condition of receiving moneys appropriated in this subsection, each early childhood Iowa area board shall report to the early childhood Iowa state board progress on each of the local indicators approved by the area board. Each early childhood Iowa area board must also submit an annual budget for the area's comprehensive school ready children grant developed for providing services for children from birth through five years of age, and provide other information specified by the early childhood Iowa state board, including budget amendments as needed. The early childhood Iowa state board shall establish a submission deadline for the annual budget and any budget amendments that allow a reasonable period of time for preparation by the early childhood Iowa area boards and for review and approval or request for modification of the materials by the early childhood Iowa state board. In addition, each early childhood Iowa area board must continue to comply with reporting provisions and other requirements adopted by the early childhood Iowa state board in implementing section 256I.9.

c. Of the amount appropriated in this subsection for deposit in the school ready children grants account of the early childhood Iowa fund, \$2,318,018 shall be used for efforts to improve the quality of early care, health, and education programs. Moneys allocated pursuant to this paragraph may be used for additional staff and for the reimbursement of staff. The early childhood Iowa state board may reserve a portion of

the allocation, not to exceed \$88,650, for the technical assistance expenses of the early childhood Iowa state office, including the reimbursement of staff, and shall distribute the remainder to early childhood Iowa areas for local quality improvement efforts through a methodology identified by the early childhood Iowa state board to make the most productive use of the funding, which may include use of the distribution formula, grants, or other means.

d. Of the amount appropriated in this subsection for deposit in the school ready children grants account of the early childhood Iowa fund, \$825,030 shall be used for support of professional development and training activities for persons working in early care, health, and education by the early childhood Iowa state board in collaboration with the professional development component group of the early childhood Iowa stakeholders alliance maintained pursuant to section 256I.12, subsection 7, paragraph “b”, and the early childhood Iowa area boards. Expenditures shall be limited to professional development and training activities agreed upon by the parties participating in the collaboration.

9. EARLY CHILDHOOD IOWA FUND — PRESCHOOL TUITION ASSISTANCE

a. For deposit in the school ready children grants account of the early childhood Iowa fund created in section 256I.11:

..... \$ 5,428,877

b. The amount appropriated in this subsection shall be used for early care, health, and education programs to assist low-income parents with tuition for preschool and other supportive services for children ages three, four, and five who are not attending kindergarten in order to increase the basic family income eligibility requirement to not more than 200 percent of the federal poverty level. In addition, if sufficient funding is available after addressing the needs of those who meet the basic income eligibility requirement, an early childhood Iowa area board may provide for eligibility for those with a family income in excess of the basic income eligibility requirement through use of a sliding scale or other copayment provisions.

10. EARLY CHILDHOOD IOWA FUND — FAMILY SUPPORT AND PARENT EDUCATION

a. For deposit in the school ready children grants account of the early childhood Iowa fund created in section 256I.11:

..... \$ 12,364,434

b. The amount appropriated in this subsection shall be used for family support services and parent education programs targeted to families expecting a child or with newborn and infant children through age five and shall be distributed using the distribution formula approved by the early childhood Iowa state board and shall be used by an early childhood Iowa area board only for family support services and parent education programs targeted to families expecting a child or with newborn and infant children through age five.

11. BIRTH TO AGE THREE SERVICES

For expansion of the federal Individuals with Disabilities Education Improvement Act of 2004, Pub. L. No. 108-446, as amended to January 1, 2013, birth through age three services due to increased numbers of children qualifying for those services:

..... \$ 1,721,400

From the moneys appropriated in this subsection, \$383,769 shall be allocated to the child health specialty clinic at the state university of Iowa to provide additional support for infants and toddlers who are born prematurely, drug-exposed, or medically fragile.

12. EARLY HEAD START PROJECTS

For early head start projects:

..... \$ 400,000

The moneys appropriated in this subsection shall be used for implementation and expansion of early head start pilot projects addressing the comprehensive cognitive, social, emotional, and developmental needs of children from birth to age three, including prenatal support for qualified families. The projects shall promote healthy prenatal outcomes and healthy family functioning, and strengthen the development of infants and toddlers in low-income families. Priority shall be given to those organizations that have previously qualified for and received state funding to administer an early head start project.

13. TEXTBOOKS OF NONPUBLIC SCHOOL PUPILS

To provide moneys for costs of providing textbooks to each resident pupil who attends a nonpublic school as authorized by section 301.1:

..... \$ 600,214

Funding under this subsection is limited to \$20 per pupil and shall not exceed the comparable services offered to resident public school pupils.

14. CORE CURRICULUM AND CAREER INFORMATION AND DECISION-MAKING SYSTEM

For purposes of implementing the statewide core curriculum for school districts and accredited nonpublic schools and a state-designated career information and decision-making system:

..... \$ 1,000,000

15. STUDENT ACHIEVEMENT AND TEACHER QUALITY PROGRAM

For purposes of the student achievement and teacher quality program established pursuant to chapter 284, and for not more than the following full-time equivalent positions:

..... \$ 6,307,351

..... FTEs 2.00

16. JOBS FOR AMERICA'S GRADUATES

For school districts to provide direct services to the most at-risk senior high school students enrolled in school districts through direct intervention by a jobs for America's graduates specialist:

..... \$ 670,000

17. EDUCATION REFORM

For implementation of the education reform provisions pursuant to 2013 Iowa Acts, House File 215, if enacted:

..... \$ 6,840,000

18. SUCCESSFUL PROGRESSION FOR EARLY READERS

For school districts to provide intensive instructional services, curricula, initiatives, programs, and supports in accordance with section 279.68, subsection 2:

..... \$ 8,000,000

19. IOWA READING RESEARCH CENTER

For the Iowa reading research center established pursuant to section 256.9, subsection 53, paragraph "c":

..... \$ 1,331,000

20. COMPETENCY-BASED EDUCATION

For implementation of certain recommendations of the competency-based education task force established pursuant to 2012 Iowa Acts, chapter 1119, section 2:

..... \$ 425,000

a. From the moneys appropriated in this subsection, not less than \$100,000 shall be used to provide grants under a competency-based education grant program. Notwithstanding section 8.33, moneys received by the department pursuant to this lettered paragraph that remain unencumbered or unobligated at the close of the fiscal year shall not revert but shall remain available for expenditure for the purposes

specified in this lettered paragraph for the following fiscal year.

b. From the moneys appropriated in this subsection, not less than \$100,000 shall be used for writing model competencies, not less than \$25,000 shall be used for plans and templates, not less than \$100,000 shall be used to develop the assessment validation rubric and model assessments, and not less than \$100,000 shall be used to design professional development in accordance with the recommendations of the competency-based education task force.

21. MIDWESTERN HIGHER EDUCATION COMPACT

For distribution to the midwestern higher education compact to pay Iowa's member state annual obligation:

..... \$ 100,000

Notwithstanding section 8.33, moneys appropriated for distribution to the midwestern higher education compact pursuant to this subsection that remain unencumbered or unobligated at the close of the fiscal year shall not revert but shall remain available for expenditure for the purpose designated until the close of the succeeding fiscal year.

22. COMMUNITY COLLEGES

a. For general state financial aid to merged areas as defined in section 260C.2 in accordance with chapters 258 and 260C:

..... \$193,274,647

Notwithstanding the allocation formula in section 260C.18C, the funds appropriated in this subsection shall be allocated as follows:

- (1) Merged Area I \$ 9,572,490
- (2) Merged Area II \$ 9,772,970
- (3) Merged Area III \$ 9,035,001
- (4) Merged Area IV \$ 4,443,196
- (5) Merged Area V \$ 10,865,853
- (6) Merged Area VI \$ 8,657,389
- (7) Merged Area VII \$ 13,121,235
- (8) Merged Area IX \$ 16,582,059
- (9) Merged Area X \$ 30,143,212
- (10) Merged Area XI \$ 31,835,539
- (11) Merged Area XII \$ 10,781,694
- (12) Merged Area XIII \$ 11,522,373
- (13) Merged Area XIV \$ 4,527,071
- (14) Merged Area XV \$ 14,202,552
- (15) Merged Area XVI \$ 8,212,013

b. For distribution to community colleges to supplement faculty salaries:

..... \$ 500,000

Sec. 7. ONLINE CURRICULUM FOR UNIFORM TRANSFER OF ACADEMIC CREDIT — STUDY AND REPORT.

1. The department of education shall conduct a study regarding the establishment of an online curriculum to facilitate the transfer of academic credits earned by students residing in child foster care facilities licensed under section 237.4, and in institutions controlled by the department of human services and listed in section 218.1, between those facilities and institutions and public and accredited nonpublic schools. The goal of the curriculum shall be to minimize wherever possible the loss of academic credit for coursework completed by such students.

2. Instruction provided through the online curriculum shall be taught by teachers licensed under chapter 272. All courses in the online curriculum shall meet existing accreditation standards.

3. The department shall submit a report of its findings and recommendations to the

general assembly by January 3, 2014.

STATE BOARD OF REGENTS

Sec. 8. There is appropriated from the general fund of the state to the state board of regents for the fiscal year beginning July 1, 2013, and ending June 30, 2014, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

1. OFFICE OF STATE BOARD OF REGENTS

a. For salaries, support, maintenance, miscellaneous purposes, and for not more than the following full-time equivalent positions:

..... \$ 1,065,005
 FTEs 15.00

The state board of regents shall submit a monthly financial report in a format agreed upon by the state board of regents office and the legislative services agency. The report submitted in December 2013 shall include the five-year graduation rates for the regents universities.

b. For moneys to be allocated to the southwest Iowa regents resource center in Council Bluffs:

..... \$ 182,734

c. For moneys to be allocated to the northwest Iowa regents resource center in Sioux City under section 262.9, subsection 22:

..... \$ 66,601

d. For moneys to be allocated to the quad-cities graduate studies center:

..... \$ 34,513

The board may transfer moneys appropriated under paragraph “b”, “c”, or “d”, of this subsection to any of the other centers specified in paragraph “b”, “c”, or “d”, if the board notifies, in writing, the general assembly and the legislative services agency of the amount, the date, and the purpose of the transfer.

e. For moneys to be distributed to Iowa public radio for public radio operations:

..... \$ 391,568

2. STATE UNIVERSITY OF IOWA

a. General university, including lakeside laboratory

For salaries, support, maintenance, equipment, financial aid, miscellaneous purposes, and for not more than the following full-time equivalent positions:

..... \$222,041,351
 FTEs 5,058.55

b. Oakdale campus

For salaries, support, maintenance, miscellaneous purposes, and for not more than the following full-time equivalent positions:

..... \$ 2,186,558
 FTEs 38.25

c. State hygienic laboratory

For salaries, support, maintenance, miscellaneous purposes, and for not more than the following full-time equivalent positions:

..... \$ 4,402,615
 FTEs 102.50

d. Family practice program

For allocation by the dean of the college of medicine, with approval of the advisory board, to qualified participants to carry out the provisions of chapter 148D for the family practice program, including salaries and support, and for not more than the following full-time equivalent positions:

..... \$ 1,788,265
 FTEs 190.40

e. Child health care services

For specialized child health care services, including childhood cancer diagnostic and treatment network programs, rural comprehensive care for hemophilia patients, and the Iowa high-risk infant follow-up program, including salaries and support, and for not more than the following full-time equivalent positions:

..... \$ 659,456
..... FTEs 57.97

f. Statewide cancer registry

For the statewide cancer registry, and for not more than the following full-time equivalent positions:

..... \$ 149,051
..... FTEs 2.10

g. Substance abuse consortium

For moneys to be allocated to the Iowa consortium for substance abuse research and evaluation, and for not more than the following full-time equivalent position:

..... \$ 55,529
..... FTEs 1.00

h. Center for biocatalysis

For the center for biocatalysis, and for not more than the following full-time equivalent positions:

..... \$ 723,727
..... FTEs 6.28

i. Primary health care initiative

For the primary health care initiative in the college of medicine, and for not more than the following full-time equivalent positions:

..... \$ 648,930
..... FTEs 5.89

From the moneys appropriated in this lettered paragraph, \$254,889 shall be allocated to the department of family practice at the state university of Iowa college of medicine for family practice faculty and support staff.

j. Birth defects registry

For the birth defects registry, and for not more than the following full-time equivalent position:

..... \$ 38,288
..... FTEs 1.00

k. Larned A. Waterman Iowa nonprofit resource center

For the Larned A. Waterman Iowa nonprofit resource center, and for not more than the following full-time equivalent positions:

..... \$ 162,539
..... FTEs 2.75

l. Iowa online advanced placement academy science, technology, engineering, and mathematics initiative

For the establishment of the Iowa online advanced placement academy science, technology, engineering, and mathematics initiative:

..... \$ 481,849

m. For the Iowa flood center for use by the university's college of engineering pursuant to section 466C.1:

..... \$ 1,500,000

3. IOWA STATE UNIVERSITY OF SCIENCE AND TECHNOLOGY

a. General university

For salaries, support, maintenance, equipment, financial aid, miscellaneous purposes, and for not more than the following full-time equivalent positions:

..... \$173,986,353
 FTEs 3,647.42

b. Agricultural experiment station

For the agricultural experiment station salaries, support, maintenance, miscellaneous purposes, and for not more than the following full-time equivalent positions:

..... \$ 28,111,877
 FTEs 546.98

c. Cooperative extension service in agriculture and home economics

For the cooperative extension service in agriculture and home economics salaries, support, maintenance, miscellaneous purposes, and for not more than the following full-time equivalent positions:

..... \$ 18,266,722
 FTEs 383.34

d. Leopold center

For agricultural research grants at Iowa state university of science and technology under section 266.39B, and for not more than the following full-time equivalent positions:

..... \$ 397,417
 FTEs 11.25

e. Livestock disease research

For deposit in and the use of the livestock disease research fund under section 267.8:

..... \$ 172,844

4. UNIVERSITY OF NORTHERN IOWA

a. General university

For salaries, support, maintenance, equipment, financial aid, miscellaneous purposes, and for not more than the following full-time equivalent positions:

..... \$ 83,222,819
 FTEs 1,447.50

b. Recycling and reuse center

For purposes of the recycling and reuse center, and for not more than the following full-time equivalent positions:

..... \$ 175,256
 FTEs 3.00

c. Science, technology, engineering, and mathematics (STEM) collaborative initiative

For purposes of the science, technology, engineering, and mathematics (STEM) collaborative initiative established pursuant to section 268.7, and for not more than the following full-time equivalent positions:

..... \$ 5,200,000
 FTEs 6.20

(1) Except as otherwise provided in this lettered paragraph, the moneys appropriated in this lettered paragraph shall be expended for salaries, staffing, institutional support, activities directly related to recruitment of kindergarten through grade 12 mathematics and science teachers, and for ongoing mathematics and science programming for students enrolled in kindergarten through grade 12.

(2) The university of northern Iowa shall work with the community colleges to develop STEM professional development programs for community college instructors and STEM curriculum development.

(3) From the moneys appropriated in this lettered paragraph, not less than \$500,000 nor more than \$1,000,000 shall be used to provide technology education opportunities to high school, career academy, and community college students through a public-private partnership, as well as opportunities for students and faculties at these

institutions to secure broad-based information technology certification. The Iowa governor’s STEM advisory council shall utilize a request for proposals process for contracts to make available, through the regional STEM network hubs, at high schools, career academies, and community colleges, instruction on skills and competencies that are essential for the workplace and which are requested by Iowa’s employers. Such a contract shall include the following components:

- (a) A research-based curriculum.
- (b) Online access to the curriculum.
- (c) Instructional software for classroom and student use.
- (d) Certification of skills and competencies in a broad base of information technology-related skill areas.
- (e) Professional development for teachers.
- (f) Deployment and program support, including but not limited to integration with current curriculum standards.

d. Real estate education program

For purposes of the real estate education program, and for not more than the following full-time equivalent position:

..... \$ 125,302
 FTEs 1.00

5. STATE SCHOOL FOR THE DEAF

For salaries, support, maintenance, miscellaneous purposes, and for not more than the following full-time equivalent positions:

..... \$ 9,030,634
 FTEs 126.60

6. IOWA BRAILLE AND SIGHT SAVING SCHOOL

For salaries, support, maintenance, miscellaneous purposes, and for not more than the following full-time equivalent positions:

..... \$ 3,765,136
 FTEs 62.87

7. TUITION AND TRANSPORTATION COSTS

For payment to local school boards for the tuition and transportation costs of students residing in the Iowa braille and sight saving school and the state school for the deaf pursuant to section 262.43 and for payment of certain clothing, prescription, and transportation costs for students at these schools pursuant to section 270.5:

..... \$ 11,763

8. LICENSED CLASSROOM TEACHERS

For distribution at the Iowa braille and sight saving school and the Iowa school for the deaf based upon the average yearly enrollment at each school as determined by the state board of regents:

..... \$ 82,049

Sec. 9. ENERGY COST-SAVINGS PROJECTS — FINANCING. For the fiscal year beginning July 1, 2013, and ending June 30, 2014, the state board of regents may use notes, bonds, or other evidences of indebtedness issued under section 262.48 to finance projects that will result in energy cost savings in an amount that will cause the state board to recover the cost of the projects within an average of six years.

Sec. 10. PRESCRIPTION DRUG COSTS. Notwithstanding section 270.7, the department of administrative services shall pay the state school for the deaf and the Iowa braille and sight saving school the moneys collected from the counties during the fiscal year beginning July 1, 2013, for expenses relating to prescription drug costs for students attending the state school for the deaf and the Iowa braille and sight saving school.

Sec. 11. Section 256I.7, subsection 1, paragraph a, Code 2013, is amended to read as

follows:

a. The early childhood Iowa functions for an area shall be performed under the authority of an early childhood Iowa area board. The members of an area board shall be elected officials or members of the public who are not employed by a provider of services to or for the area board. In addition, the membership of an area board shall include representation from early care, education, health, human services, business, and faith interests, and at least one parent, grandparent, or guardian of a child from zero through age five. However, not more than one member shall represent the same entity or interest.

Sec. 12. Section 256I.8, Code 2013, is amended by adding the following new subsection:

NEW SUBSECTION. 3. An area board shall not be a provider of services to or for the area board.

Sec. 13. **NEW SECTION. 256I.13 Home visitation program — funding intent.**

1. In order to implement the legislative intent stated in sections 135.106 and 256I.9, that priority for home visitation program funding be given to programs using evidence-based or promising models for home visitation, it is the intent of the general assembly to phase in the funding priority as follows:

a. By July 1, 2013, twenty-five percent of state funds expended for home visiting programs are for evidence-based or promising program models.

b. By July 1, 2014, fifty percent of state funds expended for home visiting programs are for evidence-based or promising program models.

c. By July 1, 2015, seventy-five percent of state funds expended for home visiting programs are for evidence-based or promising program models.

d. By July 1, 2016, ninety percent of state funds expended for home visiting programs are for evidence-based or promising program models. The remaining ten percent of funds may be used for innovative program models that do not yet meet the definition of evidence-based or promising programs.

2. For the purposes of this section, unless the context otherwise requires or unless otherwise provided under federal law:

a. *“Evidence-based program”* means a program that is based on scientific evidence demonstrating that the program model is effective. An evidence-based program shall be reviewed on site and compared to program model standards by the model developer or the developer’s designee at least every five years to ensure that the program continues to maintain fidelity with the program model. The program model shall have had demonstrated significant and sustained positive outcomes in an evaluation utilizing a well-designed and rigorous randomized controlled research design or a quasi-experimental research design, and the evaluation results shall have been published in a peer-reviewed journal.

b. *“Family support programs”* includes group-based parent education or home visiting programs that are designed to strengthen protective factors, including parenting skills, increasing parental knowledge of child development, and increasing family functioning and problem solving skills. A family support program may be used as an early intervention strategy to improve birth outcomes, parental knowledge, family economic success, the home learning environment, family and child involvement with others, and coordination with other community resources. A family support program may have a specific focus on preventing child maltreatment or ensuring children are safe, healthy, and ready to succeed in school.

c. *“Promising program”* means a program that meets all of the following requirements:

(1) The program conforms to a clear, consistent family support model that has been

in existence for at least three years.

(2) The program is grounded in relevant empirically based knowledge.

(3) The program is linked to program-determined outcomes.

(4) The program is associated with a national or state organization that either has comprehensive program standards that ensure high-quality service delivery and continuous program quality improvement or the program model has demonstrated through the program's benchmark outcomes that the program has achieved significant positive outcomes equivalent to those achieved by program models with published significant and sustained results in a peer-reviewed journal.

(5) The program has been awarded the Iowa family support credential and has been reviewed on site at least every five years to ensure the program's adherence to the Iowa family support standards approved by the state board or a comparable set of standards. The on-site review is completed by an independent review team that is not associated with the program or the organization administering the program.

3. a. The data reporting requirements adopted by the state board pursuant to section 256I.4 for the family support programs targeted to families expecting a child or with newborn and infant children through age five and funded through the state board shall require the programs to participate in a state-administered internet-based data collection system. The data reporting requirements shall be developed in a manner to provide for compatibility with local data collection systems. The state board's annual report submitted each January to the governor and general assembly under section 256I.4 shall include family support program outcomes beginning with the January 2015 report.

b. The data on families served that is collected by the family support programs funded through the early childhood Iowa initiative shall include but is not limited to basic demographic information, services received, funding utilized, and program outcomes for the children and families served. The state board shall adopt performance benchmarks for the family support programs and shall revise the Iowa family support credential to incorporate the performance benchmarks on or before January 1, 2014.

c. The state board shall identify minimum competency standards for the employees and supervisors of family support programs funded through the early childhood Iowa initiative. The state board shall submit recommendations concerning the standards to the governor and general assembly on or before January 1, 2014.

d. The state board shall adopt criminal and child abuse record check requirements for the employees and supervisors of family support programs funded through the early childhood Iowa initiative.

e. The state board shall develop a plan to implement a coordinated intake and referral process for publicly funded family support programs in order to engage the families expecting a child or with newborn and infant children through age five in all communities in the state by July 1, 2015.

Sec. 14. Section 261.113, subsection 5, paragraph a, Code 2013, is amended to read as follows:

a. The amount of loan repayment an eligible student who enters into an agreement pursuant to subsection 3 shall receive ~~upon fulfilling the requirements of subsection 3 if in compliance with obligations under the agreement shall be not more than exceed~~ fifty thousand dollars annually for an eligible loan. Payments under this section ~~are limited to~~ may be made for each year of eligible practice during a four-year consecutive five-year period and shall not exceed a total of two hundred thousand dollars.

Sec. 15. Section 261.113, subsection 9, Code 2013, is amended by adding the following new paragraph:

NEW PARAGRAPH. d. If a loan repayment recipient fails to fulfill the obligation to engage in practice in accordance with subsection 3, the recipient shall be subject to

repayment to the commission of the loan amount plus interest as specified by rule. A loan repayment recipient who fails to meet the requirements of the obligation to engage in practice in accordance with subsection 3 may also be subject to repayment of moneys advanced by the service commitment area as provided in any agreement with the service commitment area.

Sec. 16. NEW SECTION. 261.114 Rural Iowa advanced registered nurse practitioner and physician assistant loan repayment program — fund — appropriations.

1. *Program established.* A rural Iowa advanced registered nurse practitioner and physician assistant loan repayment program is established to be administered by the college student aid commission for purposes of providing loan repayments for advanced registered nurse practitioner students and physician assistant students who agree to practice as advanced registered nurse practitioners or physician assistants in service commitment areas for five years and meet the requirements of this section.

2. *Eligibility.* An individual is eligible to apply to enter into a program agreement with the commission if the individual is enrolled full-time in and receives a recommendation from an eligible university in a curriculum leading to a doctorate of nursing practice degree or a masters of physician assistant studies degree.

3. *Program agreements.* A program agreement shall be entered into by an eligible student and the commission when the eligible student begins the curriculum leading to a doctorate of nursing practice degree or a masters of physician assistant studies degree. Under the agreement, to receive loan repayments pursuant to subsection 5, an eligible student shall agree to and shall fulfill all of the following requirements:

a. Receive a doctorate of nursing practice degree or a masters of physician assistant studies degree from an eligible university and obtain a license to practice as an advanced registered nurse practitioner pursuant to chapter 152 or physician assistant pursuant to chapter 148C.

b. Within nine months of receiving a degree and obtaining a license in accordance with paragraph “a”, engage in the full-time practice as an advanced registered nurse practitioner or physician assistant for a period of sixty consecutive months in the service commitment area specified under subsection 6, unless the loan repayment recipient receives a waiver from the commission to complete the months of practice required under the agreement in another service commitment area pursuant to subsection 6.

4. *Priority to Iowa residents.* The commission shall give priority to eligible students who are residents of Iowa upon enrolling in the eligible university.

5. *Loan repayment amounts.*

a. The amount of loan repayment an eligible student who enters into an agreement pursuant to subsection 3 shall receive upon fulfilling the requirements of subsection 3 shall be not more than five thousand dollars annually for an eligible loan. Payments under this section are limited to a four-year period and shall not exceed a total of twenty thousand dollars.

b. The commission shall not enter into more than fifteen program agreements annually.

6. *Selection of service commitment area.* A loan repayment recipient shall notify the commission of the recipient’s service commitment area prior to beginning practice in the area in accordance with subsection 3. The commission may waive the requirement that the loan repayment recipient practice in the same service commitment area for all sixty months.

7. *Rules for additional loan repayment.* The commission shall adopt rules to provide, in addition to loan repayment provided to eligible students pursuant to this section and subject to the availability of surplus funds, loan repayment to an advanced registered

nurse practitioner or physician assistant who, as provided in subsection 3, received a degree from an eligible university, obtained a license to practice in this state, and is engaged in full-time practice as an advanced registered nurse practitioner or physician assistant in a service commitment area.

8. *Part-time practice — agreement amended.* A person who entered into an agreement pursuant to subsection 3 may apply to the commission to amend the agreement to allow the person to engage in less than the full-time practice specified in the agreement and under subsection 3. If the commission determines exceptional circumstances exist, the commission and the person may consent to amend the agreement under which the person shall engage in less than full-time practice as an advanced registered nurse practitioner or physician assistant in a service commitment area for an extended period of part-time practice determined by the commission to be proportional to the amount of full-time practice remaining under the original agreement.

9. *Postponement and satisfaction of service obligation.*

a. The obligation to engage in practice in accordance with subsection 3 shall be postponed for the following purposes:

(1) Active duty status in the armed forces, the armed forces military reserve, or the national guard.

(2) Service in volunteers in service to America.

(3) Service in the federal peace corps.

(4) A period of service commitment to the United States public health service commissioned corps.

(5) A period of religious missionary work conducted by an organization exempt from federal income taxation pursuant to section 501(c)(3) of the Internal Revenue Code.

(6) Any period of temporary medical incapacity during which the person obligated is unable, due to a medical condition, to engage in full-time practice as required under subsection 3.

b. Except for a postponement under paragraph “a”, subparagraph (6), an obligation to engage in practice under an agreement entered into pursuant to subsection 3, shall not be postponed for more than two years from the time the full-time practice was to have commenced under the agreement.

c. An obligation to engage in full-time practice under an agreement entered into pursuant to subsection 3 shall be considered satisfied when any of the following conditions are met:

(1) The terms of the agreement are completed.

(2) The person who entered into the agreement dies.

(3) The person who entered into the agreement, due to a permanent disability, is unable to practice as an advanced registered nurse practitioner or physician assistant.

d. If a loan repayment recipient fails to fulfill the obligation to engage in practice in accordance with subsection 3, the recipient shall be subject to repayment to the commission of the loan amount plus interest as specified by rule. A loan repayment recipient who fails to meet the requirements of the obligation to engage in practice in accordance with subsection 3 may also be subject to repayment of moneys advanced by the service commitment area as provided in any agreement with the service commitment area.

10. *Trust fund established.* A rural Iowa advanced registered nurse practitioner and physician assistant trust fund is created in the state treasury as a separate fund under the control of the commission. The commission shall remit all repayments made pursuant to this section to the rural Iowa advanced registered nurse practitioner and physician assistant trust fund. All moneys deposited or paid into the trust fund are appropriated and made available to the commission to be used for meeting the

requirements of this section. Moneys in the fund up to the total amount that an eligible student may receive for an eligible loan in accordance with this section and upon fulfilling the requirements of subsection 3 shall be considered encumbered for the duration of the agreement entered into pursuant to subsection 3. Notwithstanding section 8.33, any balance in the fund on June 30 of each fiscal year shall not revert to the general fund of the state, but shall be available for purposes of this section in subsequent fiscal years.

11. *Definitions.* For purposes of this section:

a. “*Eligible loan*” means the loan repayment recipient’s total federally guaranteed Stafford loan amount under the federal family education loan program or the federal direct loan program, including principal and interest.

b. “*Eligible university*” means either the state university of Iowa college of medicine or Des Moines university — osteopathic medical center.

c. “*Service commitment area*” means a city in Iowa with a population of less than twenty-six thousand that is located more than twenty miles from a city with a population of fifty thousand or more and which provides a two thousand dollar contribution for deposit in the rural Iowa advanced registered nurse practitioner and physician assistant trust fund for each advanced registered nurse practitioner or physician assistant in the community who is participating in the rural Iowa advanced registered nurse practitioner and physician assistant loan repayment program.

Sec. 17. Section 262.9, subsection 19, Code 2013, is amended by adding the following new paragraph:

NEW PARAGRAPH. c. Prohibit the designation of a portion of the tuition moneys collected from resident undergraduate students by institutions of higher education governed by the board for use for student aid purposes. However, such institutions may designate that a portion of the tuition moneys collected from nonresident students be used for such purposes.

Sec. 18. Section 262.9, subsection 22, Code 2013, is amended to read as follows:

22. Assist a nonprofit organization located in Sioux City in the creation of a ~~tristate graduate northwest Iowa regents resource center~~, comparable to the ~~quad cities graduate southwest Iowa regents resource center~~, located in the ~~quad cities in Iowa Council Bluffs~~. The purpose of the Sioux City ~~graduate regents resource center~~ shall be to create ~~graduate~~ postsecondary education opportunities for students living in northwest Iowa.

Sec. 19. Section 273.3, Code 2013, is amended by adding the following new subsection:

NEW SUBSECTION. 24. Be authorized to sell software and support services, professional development programs and materials, online professional development, and online training to entities other than school districts within the state and to school districts and other public agencies located outside of the state. The board may also sell to school districts within this state software and support services, professional development programs and materials, online professional development, and online training which the area education agency is not otherwise required to provide to a school district under this chapter or chapter 256B or 257.

Sec. 20. Section 284.13, subsection 1, paragraphs a, b, c, and d, Code 2013, are amended to read as follows:

a. For the fiscal year beginning July 1, ~~2012~~ 2013, and ending June 30, ~~2013~~ 2014, to the department of education, the amount of ~~five eight hundred eighty-five~~ forty-six thousand two hundred fifty dollars for the issuance of national board certification awards in accordance with section 256.44. Of the amount allocated under this paragraph, not less than eighty-five thousand dollars shall be used to administer the ambassador to education position in accordance with section 256.45.

b. For the fiscal year beginning July 1, ~~2012~~ 2013, and ending June 30, ~~2013~~ 2014, an amount up to ~~two three million four five hundred sixty-three thirty-seven thousand five eight hundred ninety seventy-five~~ dollars for first-year and second-year beginning teachers, to the department of education for distribution to school districts and area education agencies for purposes of the beginning teacher mentoring and induction programs. A school district or area education agency shall receive one thousand three hundred dollars per beginning teacher participating in the program. If the funds appropriated for the program are insufficient to pay mentors, school districts, and area education agencies as provided in this paragraph, the department shall prorate the amount distributed to school districts and area education agencies based upon the amount appropriated. Moneys received by a school district or area education agency pursuant to this paragraph shall be expended to provide each mentor with an award of five hundred dollars per semester, at a minimum, for participation in the school district's or area education agency's beginning teacher mentoring and induction program; to implement the plan; and to pay any applicable costs of the employer's share of contributions to federal social security and the Iowa public employees' retirement system or a pension and annuity retirement system established under chapter 294, for such amounts paid by the district or area education agency.

c. For the fiscal year beginning July 1, ~~2012~~ 2013, and ending June 30, ~~2013~~ 2014, up to ~~six seven hundred eighty-six~~ thousand ~~eight hundred sixteen~~ dollars to the department for purposes of implementing the professional development program requirements of section 284.6, assistance in developing model evidence for teacher quality committees established pursuant to section 284.4, subsection 1, paragraph "c", and the evaluator training program in section 284.10. A portion of the funds allocated to the department for purposes of this paragraph may be used by the department for administrative purposes and for not more than four full-time equivalent positions.

d. For the fiscal year beginning July 1, ~~2012~~ 2013, and ending June 30, ~~2013~~ 2014, an amount up to one million one hundred thirty-six thousand four hundred ten dollars to the department for the establishment of teacher development academies in accordance with section 284.6, subsection 10. A portion of the funds allocated to the department for purposes of this paragraph may be used for administrative purposes.

DIVISION II

FY 2014-2015 APPROPRIATIONS

DEPARTMENT FOR THE BLIND

Sec. 21. ADMINISTRATION. There is appropriated from the general fund of the state to the department for the blind for the fiscal year beginning July 1, 2014, and ending June 30, 2015, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

1. For salaries, support, maintenance, miscellaneous purposes, and for not more than the following full-time equivalent positions:

..... \$ 1,020,908
 FTEs 88.00

2. For costs associated with universal access to audio information for blind and print handicapped Iowans:

..... \$ 25,000

COLLEGE STUDENT AID COMMISSION

Sec. 22. There is appropriated from the general fund of the state to the college student aid commission for the fiscal year beginning July 1, 2014, and ending June 30, 2015, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

1. GENERAL ADMINISTRATION

For salaries, support, maintenance, miscellaneous purposes, and for not more than

the following full-time equivalent positions:

..... \$ 116,472
 FTEs 3.95

2. STUDENT AID PROGRAMS

For payments to students for the Iowa grant program established in section 261.93:
 \$ 395,588

3. HEALTH CARE PROFESSIONAL RECRUITMENT PROGRAM

For the loan repayment program for health care professionals established pursuant to section 261.19:
 \$ 200,487

4. NATIONAL GUARD EDUCATIONAL ASSISTANCE PROGRAM

For purposes of providing national guard educational assistance under the program established in section 261.86:
 \$ 2,550,116

5. TEACHER SHORTAGE LOAN FORGIVENESS PROGRAM

For the teacher shortage loan forgiveness program established in section 261.112:
 \$ 196,226

6. ALL IOWA OPPORTUNITY FOSTER CARE GRANT PROGRAM

For purposes of the all Iowa opportunity foster care grant program established pursuant to section 261.6:
 \$ 277,029

7. ALL IOWA OPPORTUNITY SCHOLARSHIP PROGRAM

a. For purposes of the all Iowa opportunity scholarship program established pursuant to section 261.87:
 \$ 1,120,427

b. If the moneys appropriated by the general assembly to the college student aid commission for fiscal year 2014-2015 for purposes of the all Iowa opportunity scholarship program exceed \$250,000, "eligible institution" as defined in section 261.87, shall, during fiscal year 2014-2015, include accredited private institutions as defined in section 261.9, subsection 1.

8. REGISTERED NURSE AND NURSE EDUCATOR LOAN FORGIVENESS PROGRAM

For purposes of the registered nurse and nurse educator loan forgiveness program established pursuant to section 261.23:
 \$ 40,426

9. BARBER AND COSMETOLOGY ARTS AND SCIENCES TUITION GRANT PROGRAM

For purposes of the barber and cosmetology arts and sciences tuition grant program established pursuant to section 261.18:
 \$ 18,469

10. RURAL IOWA PRIMARY CARE LOAN REPAYMENT PROGRAM

For purposes of the rural Iowa primary care loan repayment program established pursuant to section 261.113:
 \$ 800,000

11. RURAL IOWA ADVANCED REGISTERED NURSE PRACTITIONER AND PHYSICIAN ASSISTANT LOAN REPAYMENT PROGRAM

For purposes of the rural Iowa advanced registered nurse practitioner and physician assistant loan repayment program established pursuant to section 261.114, if enacted:
 \$ 200,000

Sec. 23. IOWA TUITION AND VOCATIONAL TECHNICAL GRANT APPROPRIATIONS FOR FY 2014-2015. Notwithstanding the standing appropriations in the following designated sections for the fiscal year beginning July 1, 2014, and

ending June 30, 2015, the amounts appropriated from the general fund of the state to the college student aid commission pursuant to these sections for the following designated purposes shall not exceed the following amounts:

- 1. For Iowa tuition grants under section 261.25, subsection 1:
..... \$ 23,256,724
- 2. For tuition grants for students attending for-profit accredited private institutions located in Iowa under section 261.25, subsection 2:
..... \$ 1,250,000
- 3. For vocational technical tuition grants under section 261.25, subsection 3:
..... \$ 1,125,092

Sec. 24. CHIROPRACTIC LOAN FUNDS. Notwithstanding section 261.72, the moneys deposited in the chiropractic loan revolving fund created pursuant to section 261.72 may be used for purposes of the chiropractic loan forgiveness program established in section 261.73.

Sec. 25. WORK-STUDY APPROPRIATION FOR FY 2014-2015. Notwithstanding section 261.85, for the fiscal year beginning July 1, 2014, and ending June 30, 2015, the amount appropriated from the general fund of the state to the college student aid commission for the work-study program under section 261.85 shall be zero.

DEPARTMENT OF EDUCATION

Sec. 26. There is appropriated from the general fund of the state to the department of education for the fiscal year beginning July 1, 2014, and ending June 30, 2015, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

1. GENERAL ADMINISTRATION

For salaries, support, maintenance, miscellaneous purposes, and for not more than the following full-time equivalent positions:

- \$ 3,044,406
- FTEs 81.67

2. VOCATIONAL EDUCATION ADMINISTRATION

For salaries, support, maintenance, miscellaneous purposes, and for not more than the following full-time equivalent positions:

- \$ 299,099
- FTEs 11.50

3. VOCATIONAL REHABILITATION SERVICES DIVISION

a. For salaries, support, maintenance, miscellaneous purposes, and for not more than the following full-time equivalent positions:

- \$ 2,556,584
- FTEs 255.00

For purposes of optimizing the job placement of individuals with disabilities, the division shall make its best efforts to work with community rehabilitation program providers for job placement and retention services for individuals with significant disabilities and most significant disabilities. By January 15, 2015, the division shall submit a written report to the general assembly on the division's outreach efforts with community rehabilitation program providers.

b. For matching funds for programs to enable persons with severe physical or mental disabilities to function more independently, including salaries and support, and for not more than the following full-time equivalent position:

- \$ 19,564
- FTEs 1.00

c. For the entrepreneurs with disabilities program established pursuant to section 259.4, subsection 9:

- \$ 72,768

d. For costs associated with centers for independent living:

..... \$ 20,147

4. STATE LIBRARY

a. For salaries, support, maintenance, miscellaneous purposes, and for not more than the following full-time equivalent positions:

..... \$ 1,357,532

..... FTEs 29.00

b. For the enrich Iowa program established under section 256.57:

..... \$ 1,262,114

5. PUBLIC BROADCASTING DIVISION

For salaries, support, maintenance, capital expenditures, miscellaneous purposes, and for not more than the following full-time equivalent positions:

..... \$ 3,721,548

..... FTEs 82.00

6. VOCATIONAL EDUCATION TO SECONDARY SCHOOLS

For reimbursement for vocational education expenditures made by secondary schools:

..... \$ 1,315,067

Moneys appropriated in this subsection shall be used to reimburse school districts for vocational education expenditures made by secondary schools to meet the standards set in sections 256.11, 258.4, and 260C.14.

7. SCHOOL FOOD SERVICE

For use as state matching funds for federal programs that shall be disbursed according to federal regulations, including salaries, support, maintenance, miscellaneous purposes, and for not more than the following full-time equivalent positions:

..... \$ 1,088,399

..... FTEs 20.58

8. EARLY CHILDHOOD IOWA FUND — GENERAL AID

For deposit in the school ready children grants account of the early childhood Iowa fund created in section 256I.11:

..... \$ 2,693,056

a. From the moneys deposited in the school ready children grants account for the fiscal year beginning July 1, 2014, and ending June 30, 2015, not more than \$132,975 is allocated for the early childhood Iowa office and other technical assistance activities. The early childhood Iowa state board shall direct staff to work with the early childhood stakeholders alliance created in section 256I.12 to inventory technical assistance needs. Moneys allocated under this lettered paragraph may be used by the early childhood Iowa state board for the purpose of skills development and support for ongoing training of staff. However, except as otherwise provided in this subsection, moneys shall not be used for additional staff or for the reimbursement of staff.

b. As a condition of receiving moneys appropriated in this subsection, each early childhood Iowa area board shall report to the early childhood Iowa state board progress on each of the local indicators approved by the area board. Each early childhood Iowa area board must also submit an annual budget for the area's comprehensive school ready children grant developed for providing services for children from birth through five years of age, and provide other information specified by the early childhood Iowa state board, including budget amendments as needed. The early childhood Iowa state board shall establish a submission deadline for the annual budget and any budget amendments that allow a reasonable period of time for preparation by the early childhood Iowa area boards and for review and approval or request for modification of the materials by the early childhood Iowa state board. In addition, each early childhood Iowa area board must continue to comply with reporting provisions and other

requirements adopted by the early childhood Iowa state board in implementing section 256I.9.

c. Of the amount appropriated in this subsection for deposit in the school ready children grants account of the early childhood Iowa fund, \$1,159,009 shall be used for efforts to improve the quality of early care, health, and education programs. Moneys allocated pursuant to this paragraph may be used for additional staff and for the reimbursement of staff. The early childhood Iowa state board may reserve a portion of the allocation, not to exceed \$44,325, for the technical assistance expenses of the early childhood Iowa state office, including the reimbursement of staff, and shall distribute the remainder to early childhood Iowa areas for local quality improvement efforts through a methodology identified by the early childhood Iowa state board to make the most productive use of the funding, which may include use of the distribution formula, grants, or other means.

d. Of the amount appropriated in this subsection for deposit in the school ready children grants account of the early childhood Iowa fund, \$412,515 shall be used for support of professional development and training activities for persons working in early care, health, and education by the early childhood Iowa state board in collaboration with the professional development component group of the early childhood Iowa stakeholders alliance maintained pursuant to section 256I.12, subsection 7, paragraph "b", and the early childhood Iowa area boards. Expenditures shall be limited to professional development and training activities agreed upon by the parties participating in the collaboration.

9. EARLY CHILDHOOD IOWA FUND — PRESCHOOL TUITION ASSISTANCE

a. For deposit in the school ready children grants account of the early childhood Iowa fund created in section 256I.11:

..... \$ 2,714,438

b. The amount appropriated in this subsection shall be used for early care, health, and education programs to assist low-income parents with tuition for preschool and other supportive services for children ages three, four, and five who are not attending kindergarten in order to increase the basic family income eligibility requirement to not more than 200 percent of the federal poverty level. In addition, if sufficient funding is available after addressing the needs of those who meet the basic income eligibility requirement, an early childhood Iowa area board may provide for eligibility for those with a family income in excess of the basic income eligibility requirement through use of a sliding scale or other copayment provisions.

10. EARLY CHILDHOOD IOWA FUND — FAMILY SUPPORT AND PARENT EDUCATION

a. For deposit in the school ready children grants account of the early childhood Iowa fund created in section 256I.11:

..... \$ 6,182,217

b. The amount appropriated in this subsection shall be used for family support services and parent education programs targeted to families expecting a child or with newborn and infant children through age five and shall be distributed using the distribution formula approved by the early childhood Iowa state board and shall be used by an early childhood Iowa area board only for family support services and parent education programs targeted to families expecting a child or with newborn and infant children through age five.

11. BIRTH TO AGE THREE SERVICES

For expansion of the federal Individuals with Disabilities Education Improvement Act of 2004, Pub. L. No. 108-446, as amended to January 1, 2013, birth through age three services due to increased numbers of children qualifying for those services:

..... \$ 860,700

From the moneys appropriated in this subsection, \$191,885 shall be allocated to the child health specialty clinic at the state university of Iowa to provide additional support for infants and toddlers who are born prematurely, drug-exposed, or medically fragile.

12. EARLY HEAD START PROJECTS

For early head start projects:

..... \$ 200,000

The moneys appropriated in this subsection shall be used for implementation and expansion of early head start pilot projects addressing the comprehensive cognitive, social, emotional, and developmental needs of children from birth to age three, including prenatal support for qualified families. The projects shall promote healthy prenatal outcomes and healthy family functioning, and strengthen the development of infants and toddlers in low-income families. Priority shall be given to those organizations that have previously qualified for and received state funding to administer an early head start project.

13. TEXTBOOKS OF NONPUBLIC SCHOOL PUPILS

To provide moneys for costs of providing textbooks to each resident pupil who attends a nonpublic school as authorized by section 301.1:

..... \$ 300,107

Funding under this subsection is limited to \$20 per pupil and shall not exceed the comparable services offered to resident public school pupils.

14. CORE CURRICULUM AND CAREER INFORMATION AND DECISION-MAKING SYSTEM

For purposes of implementing the statewide core curriculum for school districts and accredited nonpublic schools and a state-designated career information and decision-making system:

..... \$ 500,000

15. STUDENT ACHIEVEMENT AND TEACHER QUALITY PROGRAM

For purposes of the student achievement and teacher quality program established pursuant to chapter 284, and for not more than the following full-time equivalent positions:

..... \$ 3,153,675

..... FTEs 2.00

16. JOBS FOR AMERICA'S GRADUATES

For school districts to provide direct services to the most at-risk senior high school students enrolled in school districts through direct intervention by a jobs for America's graduates specialist:

..... \$ 335,000

17. EDUCATION REFORM

For implementation of the education reform provisions pursuant to 2013 Iowa Acts, House File 215, if enacted:

..... \$ 3,420,000

18. SUCCESSFUL PROGRESSION FOR EARLY READERS

For school districts to provide intensive instructional services, curricula, initiatives, programs, and supports in accordance with section 279.68, subsection 2:

..... \$ 4,000,000

19. IOWA READING RESEARCH CENTER

For the Iowa reading research center established pursuant to section 256.9, subsection 53, paragraph "c":

..... \$ 665,500

20. COMPETENCY-BASED EDUCATION

For implementation of certain recommendations of the competency-based education

task force established pursuant to 2012 Iowa Acts, chapter 1119, section 2:

..... \$ 212,500

a. From the moneys appropriated in this subsection, not less than \$50,000 shall be used to provide grants under a competency-based education grant program.

Notwithstanding section 8.33, moneys received by the department pursuant to this lettered paragraph that remain unencumbered or unobligated at the close of the fiscal year shall not revert but shall remain available for expenditure for the purposes specified in this lettered paragraph for the following fiscal year.

b. From the moneys appropriated in this subsection, not less than \$50,000 shall be used for writing model competencies, not less than \$12,500 shall be used for plans and templates, not less than \$50,000 shall be used to develop the assessment validation rubric and model assessments, and not less than \$50,000 shall be used to design professional development in accordance with the recommendations of the competency-based education task force.

21. MIDWESTERN HIGHER EDUCATION COMPACT

For distribution to the midwestern higher education compact to pay Iowa’s member state annual obligation:

..... \$ 50,000

Notwithstanding section 8.33, moneys appropriated for distribution to the midwestern higher education compact pursuant to this subsection that remain unencumbered or unobligated at the close of the fiscal year shall not revert but shall remain available for expenditure for the purpose designated until the close of the succeeding fiscal year.

22. COMMUNITY COLLEGES

a. For general state financial aid to merged areas as defined in section 260C.2 in accordance with chapters 258 and 260C:

..... \$ 96,637,323

The funds appropriated in this subsection shall be allocated pursuant to the formula established in section 260C.18C.

b. For distribution to community colleges to supplement faculty salaries:

..... \$ 250,000

STATE BOARD OF REGENTS

Sec. 27. There is appropriated from the general fund of the state to the state board of regents for the fiscal year beginning July 1, 2014, and ending June 30, 2015, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

1. OFFICE OF STATE BOARD OF REGENTS

a. For salaries, support, maintenance, miscellaneous purposes, and for not more than the following full-time equivalent positions:

..... \$ 532,502

..... FTEs 15.00

The state board of regents shall submit a monthly financial report in a format agreed upon by the state board of regents office and the legislative services agency. The report submitted in December 2014 shall include the five-year graduation rates for the regents universities.

b. For moneys to be allocated to the southwest Iowa regents resource center in Council Bluffs:

..... \$ 91,367

c. For moneys to be allocated to the northwest Iowa regents resource center in Sioux City under section 262.9, subsection 22:

..... \$ 33,301

d. For moneys to be allocated to the quad-cities graduate studies center:

..... \$ 17,257

The board may transfer moneys appropriated under paragraph “b”, “c”, or “d”, of this subsection to any of the other centers specified in paragraph “b”, “c”, or “d”, if the board notifies, in writing, the general assembly and the legislative services agency of the amount, the date, and the purpose of the transfer.

e. For moneys to be distributed to Iowa public radio for public radio operations:

..... \$ 195,784

2. STATE UNIVERSITY OF IOWA

a. General university, including lakeside laboratory

For salaries, support, maintenance, equipment, financial aid, miscellaneous purposes, and for not more than the following full-time equivalent positions:

..... \$111,020,675

..... FTEs 5,058.55

b. Oakdale campus

For salaries, support, maintenance, miscellaneous purposes, and for not more than the following full-time equivalent positions:

..... \$ 1,093,279

..... FTEs 38.25

c. State hygienic laboratory

For salaries, support, maintenance, miscellaneous purposes, and for not more than the following full-time equivalent positions:

..... \$ 2,201,307

..... FTEs 102.50

d. Family practice program

For allocation by the dean of the college of medicine, with approval of the advisory board, to qualified participants to carry out the provisions of chapter 148D for the family practice program, including salaries and support, and for not more than the following full-time equivalent positions:

..... \$ 894,132

..... FTEs 190.40

e. Child health care services

For specialized child health care services, including childhood cancer diagnostic and treatment network programs, rural comprehensive care for hemophilia patients, and the Iowa high-risk infant follow-up program, including salaries and support, and for not more than the following full-time equivalent positions:

..... \$ 329,728

..... FTEs 57.97

f. Statewide cancer registry

For the statewide cancer registry, and for not more than the following full-time equivalent positions:

..... \$ 74,526

..... FTEs 2.10

g. Substance abuse consortium

For moneys to be allocated to the Iowa consortium for substance abuse research and evaluation, and for not more than the following full-time equivalent position:

..... \$ 27,765

..... FTEs 1.00

h. Center for biocatalysis

For the center for biocatalysis, and for not more than the following full-time equivalent positions:

..... \$ 361,863

..... FTEs 6.28

i. Primary health care initiative

For the primary health care initiative in the college of medicine, and for not more than the following full-time equivalent positions:

..... \$ 324,465
..... FTEs 5.89

From the moneys appropriated in this lettered paragraph, \$127,445 shall be allocated to the department of family practice at the state university of Iowa college of medicine for family practice faculty and support staff.

j. Birth defects registry

For the birth defects registry, and for not more than the following full-time equivalent position:

..... \$ 19,144
..... FTEs 1.00

k. Larned A. Waterman Iowa nonprofit resource center

For the Larned A. Waterman Iowa nonprofit resource center, and for not more than the following full-time equivalent positions:

..... \$ 81,270
..... FTEs 2.75

l. Iowa online advanced placement academy science, technology, engineering, and mathematics initiative

For the establishment of the Iowa online advanced placement academy science, technology, engineering, and mathematics initiative:

..... \$ 240,924

m. For the Iowa flood center for use by the university's college of engineering pursuant to section 466C.1:

..... \$ 750,000

3. IOWA STATE UNIVERSITY OF SCIENCE AND TECHNOLOGY

a. General university

For salaries, support, maintenance, equipment, financial aid, miscellaneous purposes, and for not more than the following full-time equivalent positions:

..... \$ 86,993,176
..... FTEs 3,647.42

b. Agricultural experiment station

For the agricultural experiment station salaries, support, maintenance, miscellaneous purposes, and for not more than the following full-time equivalent positions:

..... \$ 14,055,938
..... FTEs 546.98

c. Cooperative extension service in agriculture and home economics

For the cooperative extension service in agriculture and home economics salaries, support, maintenance, miscellaneous purposes, and for not more than the following full-time equivalent positions:

..... \$ 9,133,361
..... FTEs 383.34

d. Leopold center

For agricultural research grants at Iowa state university of science and technology under section 266.39B, and for not more than the following full-time equivalent positions:

..... \$ 198,709
..... FTEs 11.25

e. Livestock disease research

For deposit in and the use of the livestock disease research fund under section 267.8:

..... \$ 86,422

4. UNIVERSITY OF NORTHERN IOWA

a. General university

For salaries, support, maintenance, equipment, financial aid, miscellaneous purposes, and for not more than the following full-time equivalent positions:

..... \$ 41,611,409

..... FTEs 1,447.50

b. Recycling and reuse center

For purposes of the recycling and reuse center, and for not more than the following full-time equivalent positions:

..... \$ 87,628

..... FTEs 3.00

c. Science, technology, engineering, and mathematics (STEM) collaborative initiative

For purposes of the science, technology, engineering, and mathematics (STEM) collaborative initiative established pursuant to section 268.7, and for not more than the following full-time equivalent positions:

..... \$ 2,600,000

..... FTEs 6.20

(1) Except as otherwise provided in this lettered paragraph, the moneys appropriated in this lettered paragraph shall be expended for salaries, staffing, institutional support, activities directly related to recruitment of kindergarten through grade 12 mathematics and science teachers, and for ongoing mathematics and science programming for students enrolled in kindergarten through grade 12.

(2) The university of northern Iowa shall work with the community colleges to develop STEM professional development programs for community college instructors and STEM curriculum development.

(3) From the moneys appropriated in this lettered paragraph, not less than \$250,000 nor more than \$500,000 shall be used to provide technology education opportunities to high school, career academy, and community college students through a public-private partnership, as well as opportunities for students and faculties at these institutions to secure broad-based information technology certification. The Iowa governor's STEM advisory council shall utilize a request for proposals process for contracts to make available, through the regional STEM network hubs, at high schools, career academies, and community colleges, instruction on skills and competencies that are essential for the workplace and which are requested by Iowa's employers. Such a contract shall include the following components:

- (a) A research-based curriculum.
- (b) Online access to the curriculum.
- (c) Instructional software for classroom and student use.
- (d) Certification of skills and competencies in a broad base of information technology-related skill areas.
- (e) Professional development for teachers.
- (f) Deployment and program support, including but not limited to integration with current curriculum standards.

d. Real estate education program

For purposes of the real estate education program, and for not more than the following full-time equivalent position:

..... \$ 62,651

..... FTEs 1.00

5. STATE SCHOOL FOR THE DEAF

For salaries, support, maintenance, miscellaneous purposes, and for not more than the following full-time equivalent positions:

..... \$ 4,515,317
 FTEs 126.60

6. IOWA BRAILLE AND SIGHT SAVING SCHOOL

For salaries, support, maintenance, miscellaneous purposes, and for not more than the following full-time equivalent positions:

..... \$ 1,882,568
 FTEs 62.87

7. TUITION AND TRANSPORTATION COSTS

For payment to local school boards for the tuition and transportation costs of students residing in the Iowa braille and sight saving school and the state school for the deaf pursuant to section 262.43 and for payment of certain clothing, prescription, and transportation costs for students at these schools pursuant to section 270.5:

..... \$ 5,882

8. LICENSED CLASSROOM TEACHERS

For distribution at the Iowa braille and sight saving school and the Iowa school for the deaf based upon the average yearly enrollment at each school as determined by the state board of regents:

..... \$ 41,025

Sec. 28. ENERGY COST-SAVINGS PROJECTS — FINANCING. For the fiscal year beginning July 1, 2014, and ending June 30, 2015, the state board of regents may use notes, bonds, or other evidences of indebtedness issued under section 262.48 to finance projects that will result in energy cost savings in an amount that will cause the state board to recover the cost of the projects within an average of six years.

Sec. 29. PRESCRIPTION DRUG COSTS. Notwithstanding section 270.7, the department of administrative services shall pay the state school for the deaf and the Iowa braille and sight saving school the moneys collected from the counties during the fiscal year beginning July 1, 2014, for expenses relating to prescription drug costs for students attending the state school for the deaf and the Iowa braille and sight saving school.

DIVISION III

WORKFORCE TRAINING PROGRAMS — APPROPRIATIONS FY 2013-2014

Sec. 30. There is appropriated from the Iowa skilled worker and job creation fund created in section 8.75 to the following departments, agencies, and institutions for the fiscal year beginning July 1, 2013, and ending June 30, 2014, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

1. DEPARTMENT OF EDUCATION

a. For deposit in the workforce training and economic development funds created pursuant to section 260C.18A:

..... \$ 15,300,000

From the moneys appropriated in this paragraph, not more than \$100,000 shall be used by the department for administration of the workforce training and economic development funds created pursuant to section 260C.18A.

b. For distribution to community colleges for the purposes of implementing adult education and literacy programs pursuant to section 260C.50:

..... \$ 5,500,000

(1) From the moneys appropriated in this paragraph, \$3,883,000 shall be allocated pursuant to the formula established in section 260C.18C.

(2) From the moneys appropriated in this paragraph, not more than \$150,000 shall be used by the department for implementation of adult education and literacy programs pursuant to section 260C.50.

(3) From the moneys appropriated in this paragraph, not more than \$1,467,000 shall be distributed as grants to community colleges for the purpose of adult basic education

programs for students requiring instruction in English as a second language. The department shall establish an application process and criteria to award grants pursuant to this subparagraph to community colleges. The criteria shall be based on need for instruction in English as a second language in the region served by each community college as determined by factors including data from the latest federal decennial census and outreach efforts to determine regional needs.

(4) From the moneys appropriated in this paragraph, \$210,000 shall be transferred to the department of human services for purposes of administering a pilot project to provide access to international resources to Iowans and new Iowans to provide economic and leadership development resulting in Iowa being a more inclusive and welcoming place to live, work, and raise a family. The pilot project shall provide supplemental support services for international refugees to improve learning, literacy, cultural competencies, and assimilation in 10 locations within a county with a population over 350,000 as determined by the 2010 federal decennial census. The department of human services shall utilize a request for proposals process to identify the entity best qualified to implement the pilot project. The request for proposals shall specify that a qualified entity must be utilizing more than 100 interpreters and translators fluent in over 50 languages and dialects to help medical clinics, government agencies, nonprofit organizations, businesses, and individuals overcome language barriers so that limited English proficient individuals can receive essential services; working with the United States department of state, the United States agency for international development, and a family foundation center for international visitors that facilitates visits from international leaders to build personal and lasting connections between Iowans and professionals from around the world; partnering with business and industry, foundations, and accredited postsecondary educational institutions and other entities located in the state to offer monthly public forums by leading experts and engage youth in global leadership conferences; and leading the state in providing resources to immigrants and refugees through a multilingual guide to the state, a comprehensive resource website, and emergency interpretation services.

c. For accelerated career education program capital projects at community colleges that are authorized under chapter 260G and that meet the definition of the term "vertical infrastructure" in section 8.57, subsection 5, paragraph "c":

..... \$ 6,000,000

As a condition of receiving moneys appropriated under this paragraph, an entity shall testify upon the request of the joint appropriations subcommittee on economic development regarding the expenditure of such moneys.

d. For deposit in the pathways for academic career and employment fund established pursuant to section 260H.2, subsection 2:

..... \$ 5,000,000

e. For deposit in the gap tuition assistance fund established pursuant to section 260I.2, subsection 2:

..... \$ 2,000,000

f. For deposit in the statewide work-based learning intermediary network fund created pursuant to section 256.40, subsection 1:

..... \$ 1,500,000

From the moneys appropriated in this paragraph, not more than \$50,000 shall be used by the department for expenses associated with the activities of the secondary career and technical programming task force convened pursuant to this Act.

2. ECONOMIC DEVELOPMENT AUTHORITY

For the purposes of providing assistance under the high quality jobs program as described in section 15.335B:

..... \$ 16,900,000

As a condition of receiving moneys appropriated in this subsection, an entity shall testify upon the request of the joint appropriations subcommittee on economic development regarding the expenditure of such moneys.

3. REGENTS INSTITUTIONS

a. To the state board of regents for capacity building infrastructure in areas related to technology commercialization, marketing and business development efforts in areas related to technology commercialization, entrepreneurship, and business growth, and infrastructure projects and programs needed to assist in implementation of activities under chapter 262B:

..... \$ 3,000,000

Of the moneys appropriated pursuant to this paragraph, 35 percent shall be allocated for Iowa state university, 35 percent shall be allocated for the university of Iowa, and 30 percent shall be allocated for the university of northern Iowa.

(1) The institutions shall provide a one-to-one match of additional moneys for the activities funded with moneys appropriated under this paragraph.

(2) The state board of regents shall annually submit a report by January 15 of each year to the governor, the general assembly, and the legislative services agency regarding the activities, projects, and programs funded with moneys allocated under this paragraph. The report shall be provided in an electronic format and shall include a list of metrics and criteria mutually agreed to in advance by the board of regents and the economic development authority. The metrics and criteria shall allow the governor's office and the general assembly to quantify and evaluate the progress of the board of regents institutions with regard to their activities, projects, and programs in the areas of technology commercialization, entrepreneurship, regional development, and market research.

b. To Iowa state university of science and technology for small business development centers, the science and technology research park, and the institute for physical research and technology, and for not more than the following full-time equivalent positions:

..... \$ 2,424,302

..... FTEs 56.63

(1) Of the moneys appropriated in this paragraph, Iowa state university of science and technology shall allocate at least \$735,728 for purposes of funding small business development centers. Iowa state university of science and technology may allocate moneys appropriated in this paragraph to the various small business development centers in any manner necessary to achieve the purposes of this paragraph.

(2) Iowa state university of science and technology shall do all of the following:

(a) Direct expenditures for research toward projects that will provide economic stimulus for Iowa.

(b) Provide emphasis to providing services to Iowa-based companies.

(3) It is the intent of the general assembly that the industrial incentive program focus on Iowa industrial sectors and seek contributions and in-kind donations from businesses, industrial foundations, and trade associations, and that moneys for the institute for physical research and technology industrial incentive program shall be allocated only for projects which are matched by private sector moneys for directed contract research or for nondirected research. The match required of small businesses as defined in section 15.102, subsection 10, for directed contract research or for nondirected research shall be \$1 for each \$3 of state funds. The match required for other businesses for directed contract research or for nondirected research shall be \$1 for each \$1 of state funds. The match required of industrial foundations or trade associations shall be \$1 for each \$1 of state funds.

Iowa state university of science and technology shall report annually to the joint

appropriations subcommittee on economic development and the legislative services agency the total amount of private contributions, the proportion of contributions from small businesses and other businesses, and the proportion for directed contract research and nondirected research of benefit to Iowa businesses and industrial sectors.

c. To the state university of Iowa for the state university of Iowa research park and for the advanced drug development program at the Oakdale research park, including salaries, support, maintenance, equipment, miscellaneous purposes, and for not more than the following full-time equivalent positions:

..... \$ 209,279
 FTEs 6.00

The state university of Iowa shall do all of the following:

(1) Direct expenditures for research toward projects that will provide economic stimulus for Iowa.

(2) Provide emphasis to providing services to Iowa-based companies.

d. To the state university of Iowa for the purpose of implementing the entrepreneurship and economic growth initiative, and for not more than the following full-time equivalent positions:

..... \$ 2,000,000
 FTEs 8.00

e. To the university of northern Iowa for the metal casting institute, the MyEntreNet internet application, and the institute of decision making, including salaries, support, maintenance, miscellaneous purposes, and for not more than the following full-time equivalent positions:

..... \$ 1,066,419
 FTEs 9.75

(1) Of the moneys appropriated pursuant to this paragraph, the university of northern Iowa shall allocate at least \$617,639 for purposes of support of entrepreneurs through the university's regional business center and economic gardening program.

(2) The university of northern Iowa shall do all of the following:

(a) Direct expenditures for research toward projects that will provide economic stimulus for Iowa.

(b) Provide emphasis to providing services to Iowa-based companies.

f. As a condition of receiving moneys appropriated in this subsection, an entity shall testify upon the request of the joint appropriations subcommittee on economic development regarding the expenditure of such moneys.

4. COLLEGE STUDENT AID COMMISSION

For purposes of providing skilled workforce shortage tuition grants in accordance with section 261.130:

..... \$ 5,000,000

5. DEPARTMENT OF WORKFORCE DEVELOPMENT

To develop a long-term sustained program to train unemployed and underemployed central Iowans with skills necessary to advance to higher-paying jobs with full benefits:

..... \$ 100,000

As a condition of receiving moneys appropriated under this subsection, an entity shall testify upon the request of the joint appropriations subcommittee on economic development regarding the expenditure of such moneys.

6. Notwithstanding section 8.33, moneys appropriated in this section of this Act that remain unencumbered or unobligated at the close of the fiscal year shall not revert but shall remain available for expenditure for the purposes designated until the close of the succeeding fiscal year.

Sec. 31. NEW SECTION. 8.75 **Iowa skilled worker and job creation fund.**

1. An Iowa skilled worker and job creation fund is created in the state treasury. The

fund shall consist of appropriations made to the fund, moneys transferred to the fund, and moneys deposited in the fund as provided by law.

2. The Iowa skilled worker and job creation fund shall be separate from the general fund of the state and the balance in the Iowa skilled worker and job creation fund shall not be considered part of the balance of the general fund of the state. However, the Iowa skilled worker and job creation fund shall be considered a special account for the purposes of section 8.53, relating to generally accepted accounting principles. Moneys in the fund may be used for cash flow purposes during a fiscal year provided that any moneys so allocated are returned to the fund by the end of that fiscal year.

Notwithstanding section 8.33, moneys in the fund at the end of each fiscal year shall not revert to any other fund but shall remain in the fund for expenditure in subsequent fiscal years.

Sec. 32. Section 15.343, subsection 2, paragraphs a and d, Code 2013, are amended by striking the paragraphs.

Sec. 33. Section 256.9, Code 2013, is amended by adding the following new subsection:

NEW SUBSECTION. 63. Administer the workforce training and economic development funds created pursuant to section 260C.18A.

Sec. 34. Section 256.40, Code 2013, is amended to read as follows:

256.40 Statewide work-based learning intermediary network — fund — steering committee — regional networks.

1. A statewide work-based learning intermediary network program is established in the department and shall be administered by the department. A separate, statewide work-based learning intermediary network fund is created in the state treasury under the control of the department. The fund shall consist of all moneys deposited in the fund, including any moneys appropriated by the general assembly and any other moneys available to and obtained or accepted by the department from federal or private sources for purposes of the program. Notwithstanding section 8.33, moneys in the fund at the end of a fiscal year shall not revert to the general fund of the state. Notwithstanding section 12C.7, subsection 2, interest or earnings on moneys in the fund shall be credited to the fund.

2. The purpose of the program shall be to ~~build a seamless career, future workforce, and economic development system in Iowa to accomplish all of the following~~ prepare students for the workforce by connecting business and the education system and offering relevant, work-based learning activities to students and teachers. The program shall:

a. Better prepare students to make informed postsecondary education and career decisions.

b. Provide communication and coordination in order to build and sustain relationships between employers and local youth, the education system, and the community at large.

c. Connect students to local career opportunities, creating economic capital for the region using a skilled and available workforce.

d. ~~Facilitate the sharing of best practices statewide by business and education leaders.~~

e. d. ~~Provide a one-stop contact point for information useful to both educators and employers, including a state-level clearinghouse for information on internships, job shadowing experiences, and other workplace learning opportunities for students that are linked to the state's economic goals~~ students, particularly related to science, technology, engineering, or mathematics occupations, occupations related to critical infrastructure and commercial and residential construction, or targeted industries as defined in section 15.102.

~~f. Implement services for all students, staff, and districts within the region and integrate workplace skills into the curriculum.~~

~~e. Integrate services provided through the program with other career exploration-related activities such as the student core curriculum plan and the career information and decision-making system developed and administered under section 279.61, where appropriate.~~

~~f. Facilitate the attainment of portable credentials of value to employers such as the national career readiness certificate, where appropriate.~~

~~g. Develop work-based capacity with employers.~~

~~h. Improve the skills of Iowa's future workforce.~~

~~i. h. Provide core services, which may include student job shadowing, student internships, and teacher or student tours.~~

3. The department shall establish and facilitate a steering committee comprised of representatives from the department of workforce development, the economic development authority, the community colleges, the institutions under the control of the state board of regents, accredited private institutions, area education agencies, school districts, and the workplace learning connection. The steering committee shall be responsible for the development and implementation of the statewide work-based learning intermediary network.

4. The steering committee shall develop a design for a statewide network comprised of fifteen regional work-based learning intermediary networks. The design shall include network specifications, strategic functions, and desired outcomes. The steering committee shall recommend program parameters and reporting requirements to the department.

5. Each regional network shall establish an advisory council to ~~develop and implement~~ provide advice and assistance to the regional network. The advisory council shall include representatives of business and industry, including construction trade industry professionals, and shall meet at least annually.

6. Each regional network or consortium of networks shall annually submit a work-based learning plan to the department. Each plan shall include provisions to provide core services referred to in subsection 2, paragraph "h", to all school districts within the region and for the integration of job shadowing and other work-based learning activities into secondary career and technical education programs.

~~6. 7. a. Funds Moneys~~ deposited in the statewide work-based learning intermediary network fund created in subsection 1 shall be distributed annually to each region for the implementation of the statewide work-based learning intermediary network ~~based upon the distribution of the kindergarten through grade twelve student enrollments in each region. The amount shall not exceed three dollars per student upon approval by the department of the region's work-based learning plan submitted pursuant to subsection 6.~~

~~b. If the balance in the statewide work-based learning intermediary network fund on July 1 of a fiscal year is one million five hundred thousand dollars or less, the department shall distribute moneys in the fund to regions or consortium of regions on a competitive basis. If the balance in the statewide work-based learning intermediary network fund on July 1 of a fiscal year is greater than one million five hundred thousand dollars, the department shall distribute one hundred thousand dollars to each region and distribute the remaining moneys pursuant to the formula established in section 260C.18C.~~

7. ~~8.~~ The department shall provide oversight of the statewide work-based learning intermediary network and ~~shall annually evaluate the statewide and regional network progress toward the outcomes identified by the steering committee pursuant to subsection 4.~~ The department shall require each region to submit an annual report on

its ongoing implementation of the statewide work-based learning intermediary network program to the department.

8. ~~9.~~ Each regional network shall match the ~~funds moneys~~ received pursuant to subsection 6 ~~7~~ with financial resources equal to at least twenty-five percent of the amount of the ~~funds moneys~~ received pursuant to subsection 6 ~~7~~. The financial resources used to provide the match may include private donations, in-kind contributions, or public ~~funds moneys~~ other than the ~~funds moneys~~ received pursuant to subsection 6 ~~7~~.

10. The state board of education shall adopt rules under chapter 17A for the administration of this section.

Sec. 35. Section 260C.18A, subsection 1, paragraph b, Code 2013, is amended to read as follows:

b. Moneys in the funds shall consist of any moneys appropriated by the general assembly and any other moneys available to and obtained or accepted by the ~~economic development authority~~ department from federal sources or private sources for placement in the funds. Notwithstanding section 8.33, moneys in the funds at the end of each fiscal year shall not revert to any other fund but shall remain in the funds for expenditure in subsequent fiscal years.

Sec. 36. Section 260C.18A, subsection 2, paragraph c, Code 2013, is amended to read as follows:

c. For the development and implementation of career academies designed to provide new career preparation opportunities for high school students that are formally linked with postsecondary career and technical education programs. For purposes of this section, “*career academy*” means a program of study that combines a minimum of two years of secondary education with an associate degree, or the equivalent, career preparatory program in a nonduplicative, sequential course of study that is standards based, integrates academic and technical instruction, utilizes work-based and worksite learning where appropriate and available, utilizes an individual career planning process with parent involvement, and leads to an associate degree or postsecondary diploma or certificate in a career field that prepares an individual for entry and advancement in a high-skill and reward career field and further education. The ~~economic development authority~~ state board, in conjunction with the ~~state board of education and the division of community colleges and workforce preparation of the department of education~~, shall adopt administrative rules for the development and implementation of such career academies pursuant to section 256.11, subsection 5, paragraph “h”, section 260C.1, and Tit. II of Pub. L. No. 105-332, Carl D. Perkins Vocational and Technical Education Act of 1998.

Sec. 37. Section 260C.18A, subsection 2, paragraph e, Code 2013, is amended by striking the paragraph.

Sec. 38. Section 260C.18A, subsection 3, Code 2013, is amended to read as follows:

3. The ~~economic development authority~~ department shall allocate the moneys appropriated pursuant to this section to the community college workforce training and economic development funds utilizing the same distribution formula used for the allocation of state general aid to the community colleges.

Sec. 39. Section 260C.18A, subsection 4, Code 2013, is amended to read as follows:

d. Annually submit the two-year plan and progress report to the ~~economic development authority~~ department in a manner prescribed by rules adopted by the department pursuant to chapter 17A.

Sec. 40. **NEW SECTION. 260C.50 Adult education and literacy programs.**

1. For purposes of this section, “*adult education and literacy programs*” means adult basic education, adult education leading to a high school equivalency diploma under

chapter 259A, English as a second language instruction, workplace and family literacy instruction, or integrated basic education and technical skills instruction.

2. The department and the community colleges shall jointly implement adult education and literacy programs to assist adults and youths sixteen years of age and older who are not in school in obtaining the knowledge and skills necessary for further education, work, and community involvement.

3. The state board, in consultation with the community colleges, shall prescribe standards for adult education and literacy programs including but not limited to contextualized and integrated instruction, assessments, instructor qualification and professional development, data collection and reporting, and performance benchmarks.

4. The state board, in consultation with the community colleges, shall adopt rules pursuant to chapter 17A to administer this section.

Sec. 41. Section 260F.6, subsection 2, Code 2013, is amended to read as follows:

2. To provide funds for the present payment of the costs of a training program by the business, the community college may provide to the business an advance of the moneys to be used to pay for the program costs as provided in the agreement. To receive the funds for this advance from the job training fund established in subsection 1, the community college shall submit an application to the economic development authority. The amount of the advance shall not exceed ~~twenty-five~~ fifty thousand dollars for any business site, or ~~fifty one hundred~~ thousand dollars within a three-fiscal-year period for any business site. If the project involves a consortium of businesses, the maximum award per project shall not exceed fifty one hundred thousand dollars. Participation in a consortium does not affect a business site's eligibility for individual project assistance. Prior to approval a business shall agree to match program amounts in accordance with criteria established by the authority.

Sec. 42. Section 260H.2, Code 2013, is amended to read as follows:

260H.2 Pathways for academic career and employment program — fund.

1. A pathways for academic career and employment program is established to provide funding to community colleges for the development of projects in coordination with the economic development authority, the department of education, the department of workforce development, regional advisory boards established pursuant to section 84A.4, and community partners to implement a simplified, streamlined, and comprehensive process, along with customized support services, to enable eligible participants to acquire effective academic and employment training to secure gainful, quality, in-state employment.

2. a. A pathways for academic career and employment fund is created for the community colleges in the state treasury to be administered by the department of education. The moneys in the pathways for academic career and employment fund are appropriated to the department of education for the pathways for academic career and employment program.

b. The aggregate total of grants awarded from the pathways for academic career and employment fund during a fiscal year shall not be more than five million dollars.

c. Moneys in the fund shall be allocated pursuant to the formula established in section 260C.18C. Notwithstanding section 8.33, moneys in the fund at the close of the fiscal year shall not revert to the general fund of the state but shall remain available for expenditure for the purpose designated for subsequent fiscal years. Notwithstanding section 12C.7, subsection 2, interest or earnings on moneys in the fund shall be credited to the fund.

Sec. 43. Section 260H.3, subsection 1, paragraph b, Code 2013, is amended to read as follows:

b. Persons earning incomes at or below two hundred fifty percent of the federal poverty level as defined by the most recently revised poverty income guidelines

published by the United States department of health and human services.

Sec. 44. Section 260H.4, subsection 2, paragraph b, Code 2013, is amended by adding the following new subparagraph:

NEW SUBPARAGRAPH. (5) Any other industry designated as in-demand by a regional advisory board established pursuant to section 84A.4.

Sec. 45. Section 260H.4, subsection 2, paragraph c, Code 2013, is amended by striking the paragraph.

Sec. 46. NEW SECTION. 260H.7A Pathway navigators.

1. A community college may use moneys for the pathways for academic career and employment program to employ pathway navigators to assist students applying for or enrolled in eligible pathways for academic career and employment projects.

2. Pathway navigators shall provide services and support to aid students in selecting pathways for academic career and employment projects that will result in gainful, quality, in-state employment and to ensuring students are successful once enrolled in pathways for academic career and employment projects. Services the pathway navigators may provide include but are not limited to the following:

a. Interviewing and selecting students for enrollment in pathways for academic career and employment projects.

b. Assessing students' skills, interests, and previous academic and work experience for purposes of placement in pathways for academic career and employment projects.

c. Working with students to develop academic and career plans and to adjust such plans as needed.

d. Assisting students in applying for and receiving resources for financial aid and other forms of tuition assistance.

e. Assisting students with the admissions process, remedial education, academic credit transfer, meeting assessment requirements, course registration, and other procedures necessary for successful completion of pathways for academic career and employment projects.

f. Assisting in identifying and resolving obstacles to students' successful completion of pathways for academic career and employment projects.

g. Connecting students with useful college resources or outside support services such as access to child care, transportation, and tutorial assistance, as needed.

h. Maintaining ongoing contact with students enrolled in pathways for academic career and employment projects and ensuring students are making satisfactory progress toward the successful completion of projects.

i. Providing support to students transitioning from remedial education, short-term training, and classroom experience to employment.

j. Coordinating activities with community-based organizations that serve as key recruiters for pathways for academic career and employment projects and assisting students throughout the recruitment process.

k. Coordinating adult basic education services.

Sec. 47. NEW SECTION. 260H.7B Regional industry sector partnerships.

1. A community college may use moneys for the pathways for academic career and employment program to provide staff and support for the development and implementation of regional industry sector partnerships within the region served by the community college.

2. Regional, industry sector partnerships may include but are not limited to the following activities:

a. Bringing together representatives from industry sectors, government, education, local workforce boards, community-based organizations, labor, economic development organizations, and other stakeholders within the regional labor market to determine how pathways for academic career and employment projects should address workforce

skills gaps, occupational shortages, and wage gaps.

b. Integrating pathways for academic career and employment projects and other existing supply-side strategies with workforce needs within the region served by the community college.

c. Developing pathways for academic career and employment projects that focus on the workforce skills, from entry level to advanced, required by industry sectors within the region served by the community college.

d. Structuring pathways so that instruction and learning of workforce skills are aligned with industry-recognized standards where such standards exist.

Sec. 48. Section 260I.4, subsection 6, Code 2013, is amended to read as follows:

6. Eligibility for tuition assistance under this chapter shall be limited to persons earning incomes at or below two hundred fifty percent of the federal poverty level as defined by the most recently revised poverty income guidelines published by the United States department of health and human services.

Sec. 49. Section 260I.5, Code 2013, is amended by adding the following new subsection:

NEW SUBSECTION. 5. Costs of providing direct staff support services including but not limited to marketing, outreach, application, interview, and assessment processes. Eligible costs for this purpose shall be limited to twenty percent of any allocation of moneys to the two smallest community colleges, ten percent of any allocation of moneys to the two largest community colleges, and fifteen percent of any allocation of moneys to the remaining eleven community colleges. Community college size shall be determined based on the most recent three-year rolling average full-time equivalent enrollment.

Sec. 50. Section 423F.3, subsection 3, Code 2013, is amended by adding the following new paragraph:

NEW PARAGRAPH. *0c.* The board of directors may use funds received under the operation of this chapter for a joint infrastructure project with one or more school districts or one or more school districts and a community college established under chapter 260C, for which buildings or facilities are constructed or leased for the purpose of offering classes under a district-to-community college sharing agreement or concurrent enrollment program that meets the requirements for funding under section 257.11, subsection 3. If the board intends to use funds received under the operation of this chapter for such a joint infrastructure project, the board shall adopt a revenue purpose statement or amend an existing revenue purpose statement, subject to approval of the electors, stating the proposed use of the funds.

Sec. 51. Section 423F.3, subsection 3, paragraph c, Code 2013, is amended to read as follows:

c. The board secretary shall notify the county commissioner of elections of the intent to take ~~the an~~ issue to the voters pursuant to paragraph "*b*" or "*0c*". The county commissioner of elections shall publish the notices required by law for special or general elections, and the election shall be held on a date specified in section 39.2, subsection 4, paragraph "*c*". A majority of those voting on the question must favor approval of the revenue purpose statement. If the proposal is not approved, the school district shall not submit the same or new revenue purpose statement to the electors for a period of six months from the date of the previous election.

Sec. 52. **SECONDARY CAREER AND TECHNICAL PROGRAMMING TASK FORCE.**

1. The director of the department of education, or the director's designee, shall convene a task force that includes secondary and postsecondary education stakeholders, including representatives from business, industry, construction trade industry professionals, and labor, to review current secondary career and technical

programming offered by community colleges and make recommendations for programming that reduces skill shortages, enhances the state’s economic growth, and ensures that all students statewide have access to high quality globally competitive career and technical education programs.

2. The task force shall review appropriate provisions of the Iowa Code, including but not limited to Code chapter 258, relating to vocational education, and section 256.11, subsection 5, paragraph “h”, relating to vocational service area requirements in the core curriculum standards for grades nine through 12, and related provisions of the Iowa administrative code. The task force shall consider measures to ensure rigorous standards, consistency in program quality statewide, alignment with postsecondary programs leading to middle-skill occupations with family-sustaining wages, curricula that align workforce skills with industry-recognized standards where such standards exist, responsiveness to labor market needs, robust business and industry participation, including participation on advisory committees, and efficient statewide delivery of programming. The task force shall also review the definition of “career academy” for purposes of Code sections 260C.18A and 261E.10, and review and recommend core components of career academies and regional centers.

3. The task force shall recommend specific changes in policy or statute to ensure that all students statewide have access to high-quality, globally competitive career and technical education programs. The task force shall submit an interim progress report by January 15, 2014, and a final report with its findings and recommendations by November 1, 2015, to the state board of education, the governor, and the general assembly.

Sec. 53. BOARD OF REGENTS REPORT. By January 15, 2014, the state board of regents shall submit a report on the progress of regents institutions in meeting the strategic plan for technology transfer and economic development to the secretary of the senate, the chief clerk of the house of representatives, and the legislative services agency.

DIVISION IV

WORKFORCE TRAINING PROGRAMS — APPROPRIATIONS FY 2014-2015

Sec. 54. There is appropriated from the Iowa skilled worker and job creation fund created in section 8.75 to the following departments, agencies, and institutions for the fiscal year beginning July 1, 2014, and ending June 30, 2015, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

1. DEPARTMENT OF EDUCATION

a. For deposit in the workforce training and economic development funds created pursuant to section 260C.18A:

..... \$ 7,650,000

From the moneys appropriated in this paragraph, not more than \$50,000 shall be used by the department for administration of the workforce training and economic development funds created pursuant to section 260C.18A.

b. For distribution to community colleges for the purposes of implementing adult education and literacy programs pursuant to section 260C.50:

..... \$ 2,750,000

(1) From the moneys appropriated in this paragraph, \$1,941,500 shall be allocated pursuant to the formula established in section 260C.18C.

(2) From the moneys appropriated in this paragraph, not more than \$75,000 shall be used by the department for implementation of adult education and literacy programs pursuant to section 260C.50.

(3) From the moneys appropriated in this paragraph, not more than \$733,500 shall be distributed as grants to community colleges for the purpose of adult basic education programs for students requiring instruction in English as a second language. The

department shall establish an application process and criteria to award grants pursuant to this subparagraph to community colleges. The criteria shall be based on need for instruction in English as a second language in the region served by each community college as determined by factors including data from the latest federal decennial census and outreach efforts to determine regional needs.

(4) From the moneys appropriated in this paragraph, \$105,000 shall be transferred to the department of human services for purposes of administering a pilot project to provide access to international resources to Iowans and new Iowans to provide economic and leadership development resulting in Iowa being a more inclusive and welcoming place to live, work, and raise a family. The pilot project shall provide supplemental support services for international refugees to improve learning, literacy, cultural competencies, and assimilation in 10 locations within a county with a population over 350,000 as determined by the 2010 federal decennial census. The department of human services shall utilize a request for proposals process to identify the entity best qualified to implement the pilot project. The request for proposals shall specify that a qualified entity must be utilizing more than 100 interpreters and translators fluent in over 50 languages and dialects to help medical clinics, government agencies, nonprofit organizations, businesses, and individuals overcome language barriers so that limited English proficient individuals can receive essential services; working with the United States department of state, the United States agency for international development, and a family foundation center for international visitors that facilitates visits from international leaders to build personal and lasting connections between Iowans and professionals from around the world; partnering with business and industry, foundations, and accredited postsecondary educational institutions and other entities located in the state to offer monthly public forums by leading experts and engage youth in global leadership conferences; and leading the state in providing resources to immigrants and refugees through a multilingual guide to the state, a comprehensive resource website, and emergency interpretation services.

c. For accelerated career education program capital projects at community colleges that are authorized under chapter 260G and that meet the definition of the term “vertical infrastructure” in section 8.57, subsection 5, paragraph “c”:

..... \$ 3,000,000

As a condition of receiving moneys appropriated under this paragraph, an entity shall testify upon the request of the joint appropriations subcommittee on economic development regarding the expenditure of such moneys.

d. For deposit in the pathways for academic career and employment fund established pursuant to section 260H.2, subsection 2:

..... \$ 2,500,000

e. For deposit in the gap tuition assistance fund established pursuant to section 260I.2, subsection 2:

..... \$ 1,000,000

f. For deposit in the statewide work-based learning intermediary network fund created pursuant to section 256.40, subsection 1:

..... \$ 750,000

From the moneys appropriated in this paragraph, not more than \$25,000 shall be used by the department for expenses associated with the activities of the secondary career and technical programming task force convened pursuant to this Act.

2. ECONOMIC DEVELOPMENT AUTHORITY

For the purposes of providing assistance under the high quality jobs program as described in section 15.335B:

..... \$ 8,450,000

As a condition of receiving moneys appropriated in this subsection, an entity shall

testify upon the request of the joint appropriations subcommittee on economic development regarding the expenditure of such moneys.

3. REGENTS INSTITUTIONS

a. To the state board of regents for capacity building infrastructure in areas related to technology commercialization, marketing and business development efforts in areas related to technology commercialization, entrepreneurship, and business growth, and infrastructure projects and programs needed to assist in implementation of activities under chapter 262B:

..... \$ 1,500,000

Of the moneys appropriated pursuant to this paragraph, 35 percent shall be allocated for Iowa state university, 35 percent shall be allocated for the university of Iowa, and 30 percent shall be allocated for the university of northern Iowa.

(1) The institutions shall provide a one-to-one match of additional moneys for the activities funded with moneys appropriated under this paragraph.

(2) The state board of regents shall annually submit a report by January 15 of each year to the governor, the general assembly, and the legislative services agency regarding the activities, projects, and programs funded with moneys allocated under this paragraph. The report shall be provided in an electronic format and shall include a list of metrics and criteria mutually agreed to in advance by the board of regents and the economic development authority. The metrics and criteria shall allow the governor's office and the general assembly to quantify and evaluate the progress of the board of regents institutions with regard to their activities, projects, and programs in the areas of technology commercialization, entrepreneurship, regional development, and market research.

b. To Iowa state university of science and technology for small business development centers, the science and technology research park, and the institute for physical research and technology, and for not more than the following full-time equivalent positions:

..... \$ 1,212,151

..... FTEs 56.63

(1) Of the moneys appropriated in this paragraph, Iowa state university of science and technology shall allocate at least \$367,864 for purposes of funding small business development centers. Iowa state university of science and technology may allocate moneys appropriated in this paragraph to the various small business development centers in any manner necessary to achieve the purposes of this paragraph.

(2) Iowa state university of science and technology shall do all of the following:

(a) Direct expenditures for research toward projects that will provide economic stimulus for Iowa.

(b) Provide emphasis to providing services to Iowa-based companies.

(3) It is the intent of the general assembly that the industrial incentive program focus on Iowa industrial sectors and seek contributions and in-kind donations from businesses, industrial foundations, and trade associations, and that moneys for the institute for physical research and technology industrial incentive program shall be allocated only for projects which are matched by private sector moneys for directed contract research or for nondirected research. The match required of small businesses as defined in section 15.102, subsection 10, for directed contract research or for nondirected research shall be \$1 for each \$3 of state funds. The match required for other businesses for directed contract research or for nondirected research shall be \$1 for each \$1 of state funds. The match required of industrial foundations or trade associations shall be \$1 for each \$1 of state funds.

Iowa state university of science and technology shall report annually to the joint appropriations subcommittee on economic development and the legislative services

agency the total amount of private contributions, the proportion of contributions from small businesses and other businesses, and the proportion for directed contract research and nondirected research of benefit to Iowa businesses and industrial sectors.

c. To the state university of Iowa for the state university of Iowa research park and for the advanced drug development program at the Oakdale research park, including salaries, support, maintenance, equipment, miscellaneous purposes, and for not more than the following full-time equivalent positions:

..... \$ 104,640
 FTEs 6.00

The state university of Iowa shall do all of the following:

(1) Direct expenditures for research toward projects that will provide economic stimulus for Iowa.

(2) Provide emphasis to providing services to Iowa-based companies.

d. To the state university of Iowa for the purpose of implementing the entrepreneurship and economic growth initiative, and for not more than the following full-time equivalent positions:

..... \$ 1,000,000
 FTEs 8.00

e. To the university of northern Iowa for the metal casting institute, the MyEntreNet internet application, and the institute of decision making, including salaries, support, maintenance, miscellaneous purposes, and for not more than the following full-time equivalent positions:

..... \$ 533,209
 FTEs 9.75

(1) Of the moneys appropriated pursuant to this paragraph, the university of northern Iowa shall allocate at least \$308,819 for purposes of support of entrepreneurs through the university's regional business center and economic gardening program.

(2) The university of northern Iowa shall do all of the following:

(a) Direct expenditures for research toward projects that will provide economic stimulus for Iowa.

(b) Provide emphasis to providing services to Iowa-based companies.

f. As a condition of receiving moneys appropriated in this subsection, an entity shall testify upon the request of the joint appropriations subcommittee on economic development regarding the expenditure of such moneys.

4. COLLEGE STUDENT AID COMMISSION

For purposes of providing skilled workforce shortage tuition grants in accordance with section 261.130:

..... \$ 2,500,000

5. DEPARTMENT OF WORKFORCE DEVELOPMENT

To develop a long-term sustained program to train unemployed and underemployed central Iowans with skills necessary to advance to higher-paying jobs with full benefits:

..... \$ 50,000

As a condition of receiving moneys appropriated under this subsection, an entity shall testify upon the request of the joint appropriations subcommittee on economic development regarding the expenditure of such moneys.

6. Notwithstanding section 8.33, moneys appropriated in this section of this Act that remain unencumbered or unobligated at the close of the fiscal year shall not revert but shall remain available for expenditure for the purposes designated until the close of the succeeding fiscal year.>

employees currently located in the Wallace building shall be relocated to a new office location by December 31, 2013, pursuant to the department’s competitive bidding process for office space.

FY 2014-2015:
..... \$ 3,900,000

By October 15, 2014, the department shall submit a report to the general assembly on the results of the planning and study of the building including the use of and anticipated cash flow needs for the final building design.

2. DEPARTMENT OF CULTURAL AFFAIRS

a. For deposit into the Iowa great places program fund created in section 303.3D for Iowa great places program projects that meet the definition of “vertical infrastructure” in section 8.57, subsection 5, paragraph “c”:

FY 2013-2014:
..... \$ 1,000,000

b. For the planning, design, construction, and renovation of the state historical building:

FY 2014-2015:
..... \$ 3,800,000

By October 15, 2014, the department shall submit a report to the general assembly on the results of the planning and study of the building including the use of and anticipated cash flow needs for the final building design.

3. ECONOMIC DEVELOPMENT AUTHORITY

a. For equal distribution to regional sports authority districts certified by the economic development authority pursuant to section 15E.321, notwithstanding section 8.57, subsection 5, paragraph “c”:

FY 2013-2014:
..... \$ 500,000

b. For deposit into the river enhancement community attraction and tourism fund created in section 15F.205:

FY 2013-2014:
..... \$ 1,000,000

c. For administration and support of the world food prize including the Borlaug/Ruan scholar program, notwithstanding section 8.57, subsection 5, paragraph “c”:

FY 2013-2014:
..... \$ 100,000

4. DEPARTMENT OF HUMAN SERVICES

For the renovation and construction of certain nursing facilities, consistent with the provisions of chapter 249K:

FY 2013-2014:
..... \$ 300,000

5. DEPARTMENT OF PUBLIC DEFENSE

a. For major maintenance projects at national guard armories and facilities:

FY 2013-2014:
..... \$ 2,000,000

b. For construction improvement projects at statewide readiness centers:

FY 2013-2014:
..... \$ 2,000,000

c. For construction upgrades at Camp Dodge:

FY 2013-2014:
..... \$ 500,000

6. DEPARTMENT OF NATURAL RESOURCES

a. For implementation of lake projects that have established watershed improvement

initiatives and community support in accordance with the department’s annual lake restoration plan and report, notwithstanding section 8.57, subsection 5, paragraph “c”:

FY 2013-2014:

..... \$ 8,600,000

b. For the administration of a water trails and low head dam public hazard statewide plan, including salaries, support, maintenance, and miscellaneous purposes, notwithstanding section 8.57, subsection 5, paragraph “c”:

FY 2013-2014:

..... \$ 1,000,000

7. BOARD OF REGENTS

For allocation by the state board of regents to the state university of Iowa, Iowa state university of science and technology, and the university of northern Iowa to reimburse the institutions for deficiencies in the operating funds resulting from the pledging of tuition, student fees and charges, and institutional income to finance the cost of providing academic and administrative buildings and facilities and utility services at the institutions:

FY 2013-2014:

..... \$ 27,867,775

8. DEPARTMENT OF TRANSPORTATION

a. For acquiring, constructing, and improving recreational trails within the state:

FY 2013-2014:

..... \$ 3,000,000

b. For deposit into the public transit infrastructure grant fund created in section 324A.6A, for projects that meet the definition of “vertical infrastructure” in section 8.57, subsection 5, paragraph “c”:

FY 2013-2014:

..... \$ 1,500,000

c. For infrastructure improvements at the commercial service airports within the state:

FY 2013-2014:

..... \$ 1,500,000

d. For infrastructure improvements at general aviation airports within the state:

FY 2013-2014:

..... \$ 750,000

9. TREASURER OF STATE

For distribution in accordance with chapter 174 to qualified fairs which belong to the association of Iowa fairs for county fair infrastructure improvements:

FY 2013-2014:

..... \$ 1,060,000

Sec. 2. REVERSION. For purposes of section 8.33, unless specifically provided otherwise, unencumbered or unobligated moneys made from an appropriation in this division of this Act shall not revert but shall remain available for expenditure for the purposes designated until the close of the fiscal year that ends three years after the end of the fiscal year for which the appropriation is made. However, if the project or projects for which such appropriation was made are completed in an earlier fiscal year, unencumbered or unobligated moneys shall revert at the close of that same fiscal year.

DIVISION II

TECHNOLOGY REINVESTMENT FUND

Sec. 3. There is appropriated from the technology reinvestment fund created in section 8.57C to the following departments and agencies for the following fiscal years, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

1. DEPARTMENT OF ADMINISTRATIVE SERVICES

For technology consolidation and technology improvement projects approved by the state chief information officer appointed pursuant to section 8A.201A:

FY 2014-2015:
 \$ 6,613,663

2. DEPARTMENT OF EDUCATION

a. For maintenance and lease costs associated with connections for part III of the Iowa communications network:

FY 2013-2014:
 \$ 2,727,000

b. For the continued development and implementation of an education data warehouse to be utilized by teachers, parents, school district administrators, area education agency staff, department of education staff, and policymakers:

FY 2013-2014:
 \$ 600,000

The department may use a portion of the moneys appropriated in this lettered paragraph for an e-transcript data system capable of tracking students throughout their education via interconnectivity with multiple schools.

c. To the public broadcasting division for the replacement of equipment and for tower and facility maintenance:

FY 2013-2014:
 \$ 960,000

d. For hardware and software equipment for the state library, including laptop and tablet computers, audio and video equipment, and the purchase of online resources:

FY 2013-2014:
 \$ 250,000

3. DEPARTMENT OF HUMAN RIGHTS

For the cost of equipment and computer software for the implementation of Iowa's criminal justice information system:

FY 2013-2014:
 \$ 1,454,734

4. DEPARTMENT OF HUMAN SERVICES

For a grant to a nonprofit agency that provides innovative solutions to children and adults with autism in a city with a population between 14,500 and 15,500 in the latest preceding certified federal census, for the cost associated with internet services and video communications systems for clinics:

FY 2013-2014:
 \$ 154,156

5. IOWA TELECOMMUNICATIONS AND TECHNOLOGY COMMISSION

For replacement of equipment for the Iowa communications network:

FY 2013-2014:
 \$ 2,248,653

The commission may continue to enter into contracts pursuant to section 8D.13 for the replacement of equipment and for operations and maintenance costs of the network.

In addition to moneys appropriated in this subsection, the commission may use a financing agreement entered into by the treasurer of state in accordance with section 12.28 for the replacement of equipment for the network. For purposes of this subsection, the treasurer of state is not subject to the maximum principal limitation contained in section 12.28, subsection 6. Repayment of any amounts financed shall be made from receipts associated with fees charged for use of the network.

6. DEPARTMENT OF MANAGEMENT

For the continued development and implementation of a searchable database that can be placed on the internet for budget and financial information:

FY 2013-2014:

..... \$ 45,000

7. DEPARTMENT OF PUBLIC HEALTH

For technology consolidation projects:

FY 2013-2014:

..... \$ 480,000

Sec. 4. REVERSION. For purposes of section 8.33, unless specifically provided otherwise, unencumbered or unobligated moneys made from an appropriation in this division of this Act shall not revert but shall remain available for expenditure for the purposes designated until the close of the fiscal year that ends three years after the end of the fiscal year for which the appropriation was made. However, if the project or projects for which such appropriation was made are completed in an earlier fiscal year, unencumbered or unobligated moneys shall revert at the close of that same fiscal year.

DIVISION III
CHILDREN'S HEALTH INSURANCE PROGRAM — TECHNOLOGY
REINVESTMENT FUND

Sec. 5. CHILDREN'S HEALTH INSURANCE PROGRAM — DEPARTMENT OF ADMINISTRATIVE SERVICES. Moneys received from the federal government through the child enrollment contingency fund established pursuant to section 103 of the federal Children's Health Insurance Program Reauthorization Act of 2009, Pub. L. No. 111-3, are transferred to the rebuild Iowa infrastructure fund created in section 8.57 and appropriated to the department of administrative services for the following fiscal year, to be used for projects related to major repairs and major maintenance for state buildings and facilities:

FY 2013-2014:

..... \$ 11,310,648

The moneys appropriated pursuant to this section shall not be used for any appropriations that receive federal funding. Notwithstanding section 8.33, the moneys appropriated in this section shall not revert to the fund from which appropriated. The department of human services shall work with the department of management and the department of administrative services in drawing down the federal moneys.

DIVISION IV
FEDERAL ECONOMIC STIMULUS AND JOBS HOLDING FUND AND VALUES
FUND MONEY TRANSFER

Sec. 6. 2009 Iowa Acts, chapter 179, section 7, is amended by adding the following new subsection:

NEW SUBSECTION. 4. Loan payments or repayments and recaptures of principal, interest, or other moneys accruing to the economic development authority pursuant to an economic development agreement under a program funded using moneys appropriated in 2004 Acts, First Extraordinary Session, chapter 1002, from the federal economic stimulus and jobs holding fund shall be transferred to a fund established by the authority in the state treasury under the control of the authority pursuant to section 15.106A, subsection 1, paragraph "o".

Sec. 7. 2011 Iowa Acts, chapter 133, is amended by adding the following new section:

SEC. 13A. TRANSITION UPON REPEAL. Any moneys in the economic development fund created pursuant to section 15G.111, Code Supplement 2011, that remain unobligated on July 1, 2013, shall be transferred to the rebuild Iowa infrastructure fund. The authority shall provide notification to the department of management and to the legislative services agency at the time of the transfer.

DIVISION V

PROPERTY TAX CREDIT FUND BALANCE TRANSFER — REBUILD IOWA
INFRASTRUCTURE FUND

Sec. 8. PROPERTY TAX CREDIT FUND BALANCE TRANSFER — REBUILD IOWA INFRASTRUCTURE FUND. Moneys in the property tax credit fund created in 2010 Iowa Acts, chapter 1193, section 8, that remain unencumbered or unobligated on June 30, 2013, shall be transferred to the rebuild Iowa infrastructure fund.

Sec. 9. EFFECTIVE UPON ENACTMENT. This division of this Act, being deemed of immediate importance, takes effect upon enactment.

DIVISION VI

IOWA COMMUNICATIONS NETWORK

Sec. 10. IOWA COMMUNICATIONS NETWORK — AUTHORIZATION FOR CONTRACTS. Pursuant to section 8D.11, subsection 1, paragraph “a”, the general assembly authorizes the Iowa telecommunications and technology commission to enter into contracts in excess of the contract limitation amount established in section 8D.11, subsection 1, paragraph “c”, for purposes of the commission’s project associated with implementing a managed services solution to provide unified communications services on or related to the capitol complex. This authorization applies for the duration of the commission’s project and to all affected contracts associated with the project.

Sec. 11. EFFECTIVE UPON ENACTMENT. This division of this Act, being deemed of immediate importance, takes effect upon enactment.

DIVISION VII

IOWA JOBS BOARD

Sec. 12. Section 12.87, subsection 12, Code 2013, is amended to read as follows:

12. Neither the treasurer of state, the Iowa ~~jobs board~~ finance authority, nor any person acting on behalf of the treasurer of state or the Iowa ~~jobs board~~ finance authority while acting within the scope of their employment or agency, is subject to personal liability resulting from carrying out the powers and duties conferred by this section and sections 12.88 through 12.90.

Sec. 13. Section 16.193, subsection 1, Code 2013, is amended to read as follows:

1. The ~~Iowa finance authority, subject to approval by the Iowa jobs board,~~ shall adopt administrative rules pursuant to chapter 17A necessary to administer the Iowa jobs program and Iowa jobs II program. The authority shall ~~provide the board with assistance in implementing administrative functions, be responsible for~~ providing technical assistance and application assistance to applicants under the programs, negotiating contracts, and providing project follow up. ~~The authority, in cooperation with the board, may conduct negotiations on behalf of the board with applicants regarding terms and conditions applicable to awards under the program.~~

Sec. 14. Section 16.194, subsection 2, Code 2013, is amended to read as follows:

2. A city or county or a public organization in this state may submit an application to the ~~Iowa jobs board~~ authority for financial assistance for a local infrastructure competitive grant for an eligible project under the program, notwithstanding any limitation on the state’s percentage in funding as contained in section 29C.6, subsection 17.

Sec. 15. Section 16.194, subsection 4, unnumbered paragraph 1, Code 2013, is amended to read as follows:

The ~~board~~ authority shall consider the following criteria in evaluating eligible projects to receive financial assistance under the program:

Sec. 16. Section 16.194, subsection 7, Code 2013, is amended to read as follows:

7. In order for a project to be eligible to receive financial assistance from the ~~board~~ authority, the project must be a public construction project pursuant to subsection 1 with a demonstrated substantial local, regional, or statewide economic impact.

Sec. 17. Section 16.194, subsection 8, unnumbered paragraph 1, Code 2013, is amended to read as follows:

The board authority shall not approve an application for assistance for any of the following purposes:

Sec. 18. Section 16.194, subsection 9, paragraph b, Code 2013, is amended to read as follows:

b. Any portion of an amount allocated for projects that remains unexpended or unencumbered one year after the allocation has been made may be reallocated to another project category, at the discretion of the board authority. The board authority shall ensure that all bond proceeds be expended within three years from when the allocation was initially made.

Sec. 19. Section 16.194, subsection 10, Code 2013, is amended to read as follows:

10. The board authority shall ensure that funds obligated under this section are coordinated with other federal program funds received by the state, and that projects receiving funds are located in geographically diverse areas of the state.

Sec. 20. Section 16.194A, subsections 2, 7, 9, and 10, Code 2013, are amended to read as follows:

2. A city or county in this state that applies the smart planning principles and guidelines pursuant to sections 18B.1 and 18B.2 may submit an application to the ~~Iowa jobs board~~ board authority for financial assistance for a local infrastructure competitive grant for an eligible project under the program, notwithstanding any limitation on the state's percentage in funding as contained in section 29C.6, subsection 17.

7. In order for a project to be eligible to receive financial assistance from the board authority, the project must be a public construction project pursuant to subsection 1 with a demonstrated substantial local, regional, or statewide economic impact.

9. Any portion of an amount allocated for projects that remains unexpended or unencumbered one year after the allocation has been made may be reallocated to another project category, at the discretion of the board authority. The board authority shall ensure that all bond proceeds be expended within three years from when the allocation was initially made.

10. The board authority shall ensure that funds obligated under this section are coordinated with other federal program funds received by the state, and that projects receiving funds are located in geographically diverse areas of the state.

Sec. 21. Section 16.194A, subsection 4, unnumbered paragraph 1, Code 2013, is amended to read as follows:

The board authority shall consider the following criteria in evaluating eligible projects to receive financial assistance under the program:

Sec. 22. Section 16.194A, subsection 8, unnumbered paragraph 1, Code 2013, is amended to read as follows:

The board authority shall not approve an application for assistance for any of the following purposes:

Sec. 23. Section 16.195, Code 2013, is amended to read as follows:

16.195 Iowa jobs program application review.

1. Applications for assistance under the Iowa jobs program and Iowa jobs II program shall be submitted to the ~~Iowa finance authority for review and approval~~. ~~The authority shall provide a staff review and evaluation of applications to the Iowa jobs program review committee referred to in subsection 2 and to the Iowa jobs board.~~

2. ~~A review committee composed of members of the board as determined by the board shall review Iowa jobs program applications submitted to the board and make recommendations regarding the applications to the board.~~ When reviewing the applications, the ~~review committee and the authority~~ shall consider the project criteria specified in sections 16.194 and 16.194A. The board authority shall develop the

appropriate level of transparency regarding project fund allocations.

3. Upon approval of an application for financial assistance under the program, the ~~board~~ authority shall notify the treasurer of state regarding the amount of moneys needed to satisfy the award of financial assistance and the terms of the award. The treasurer of state shall notify the ~~Iowa finance~~ authority any time moneys are disbursed to a recipient of financial assistance under the program.

Sec. 24. Section 16.196, Code 2013, is amended to read as follows:

16.196 Iowa jobs restricted capitals fund — fund appropriations.

~~1. An Iowa jobs restricted capitals fund is created and established as a separate and distinct fund in the state treasury. The fund consists of moneys appropriated from the revenue bonds capitals fund created in section 12.88. The moneys in the fund are appropriated to the Iowa jobs board for purposes of the Iowa jobs program established in section 16.194. Moneys in the fund shall not be subject to appropriation for any other purpose by the general assembly, but shall be used only for the purposes of the Iowa jobs program. The treasurer of state shall act as custodian of the fund and disburse moneys contained in the fund. The fund shall be administered by the board which shall make allocations from the fund consistent with the purposes of the Iowa jobs program.~~

~~2.~~ 1. There is appropriated from the revenue bonds capitals fund created in section 12.88, to the ~~Iowa jobs restricted capitals fund~~ authority, for the fiscal year beginning July 1, 2009, and ending June 30, 2010, one hundred sixty-five million dollars to be allocated as follows:

a. One hundred eighteen million five hundred thousand dollars for competitive grants for local infrastructure projects relating to disaster rebuilding, reconstruction and replacement of local buildings, flood control and flood protection, and future flood prevention public projects. An applicant for a local infrastructure grant shall not receive more than fifty million dollars in financial assistance from the fund.

b. Forty-six million five hundred thousand dollars for disaster relief and mitigation and local infrastructure grants for the following renovation and construction projects, notwithstanding any limitation on the state's percentage participation in funding as contained in section 29C.6, subsection 17:

(1) For grants to a county with a population between one hundred eighty-nine thousand and one hundred ninety-six thousand in the latest preceding certified federal census, to be distributed as follows:

(a) Ten million dollars for the construction of a new, shared facility between nonprofit human service organizations serving the public, especially the needs of low-income Iowans, including those displaced as a result of the disaster of 2008.

(b) Five million dollars for the construction or renovation of a facility for a county-funded workshop program serving the public and particularly persons with mental illness or developmental disabilities.

(2) For grants to a city with a population between one hundred ten thousand and one hundred twenty thousand in the latest preceding certified federal census, to be distributed as follows:

(a) Five million dollars for an economic redevelopment project benefiting the public by improving energy efficiency and the development of alternative and renewable energy technologies.

(b) Ten million dollars for a museum serving the public and dedicated to the preservation of an eastern European cultural heritage through the collection, exhibition, preservation, and interpretation of historical artifacts.

(c) Five million dollars for a theater serving the public and promoting culture, entertainment, and tourism.

(d) Five million dollars for a public library.

(e) Five million dollars for a public works building.

(3) One million five hundred thousand dollars, to be distributed as follows:

(a) Five hundred thousand dollars to a city with a population between six hundred and six hundred fifty in the latest preceding certified federal census, for a public fire station.

(b) Five hundred thousand dollars to a city with a population between one thousand four hundred and one thousand five hundred in the latest preceding certified federal census, for a public fire station.

(c) Five hundred thousand dollars for a city with a population between seven thousand eight hundred and seven thousand eight hundred fifty, for a public fire station.

~~3. 2.~~ Grant awards for a project under subsection ~~2~~ 1, paragraph “b”, are contingent upon submission of a plan for each project by the applicable county or city governing board or in the case of a project submitted pursuant to subsection ~~2~~ 1, paragraph “b”, subparagraph (2), subparagraph division (b), by the board of directors, to the ~~Iowa jobs board authority~~, no later than September 1, 2009, detailing a description of the project, the plan to rebuild, and the amount or percentage of federal, state, local, or private matching moneys which will be or have been provided for the project. Funds not utilized in accordance with subsection ~~2~~, paragraph “b”, ~~due to failure to file a plan by the September 1 deadline~~ 1, shall revert to the ~~Iowa jobs restricted revenue bonds~~ capitals fund to be available for local infrastructure competitive grants. A grant recipient under subsection ~~2~~ 1, paragraph “b”, shall not be precluded from applying for a local infrastructure competitive grant pursuant to this section and section 16.195.

~~4. Moneys in the fund are not subject to section 8.33. Notwithstanding section 12C.7, subsection 2, interest or earnings on moneys in the fund shall be credited to the fund.~~

~~5. 3.~~ Annually, on or before January 15 of each year, the ~~board authority~~ shall report to the legislative services agency and the department of management the status of all projects receiving moneys from the fund completed or in progress. The report shall include a description of the project, the progress of work completed, the total estimated cost of the project, a list of all revenue sources being used to fund the project, the amount of funds expended, the amount of funds obligated, and the date the project was completed or an estimated completion date of the project, where applicable.

~~6. 4.~~ Payment of moneys appropriated from the fund shall be made in a manner that does not adversely affect the tax-exempt status of any outstanding bonds issued by the treasurer of state.

Sec. 25. Section 16.197, Code 2013, is amended to read as follows:

16.197 Limitation of liability.

~~A member of the Iowa jobs board, a person acting on behalf of the board while acting within the scope of their employment or agency, The authority or the treasurer of state, shall not be subject to personal liability resulting from carrying out the powers and duties of the board authority or the treasurer, as applicable, in sections 16.192 16.193 through 16.196.~~

Sec. 26. IOWA JOBS BOARD — TRANSITION PROVISIONS — LIMITATION OF LIABILITY.

1. Any contract or agreement issued or entered into by the Iowa jobs board relating to the provisions of this division of this Act, in effect on the effective date of this division of this Act, shall continue in full force and effect and any responsibility of the board relative to the contracts or agreements as provided in those contracts or agreements shall be transferred to the Iowa finance authority.

2. A member of the Iowa jobs board or a person acting on behalf of the board while acting within the scope of that person’s employment or agency shall not be subject to personal liability resulting from carrying out the powers and duties of the board prior

to the effective date of this division of this Act, as applicable, in sections 12.87 through 12.90 and in sections 16.192 through 16.196, Code 2013.

Sec. 27. REPEAL. Sections 16.191 and 16.192, Code 2013, are repealed.

DIVISION VIII

ECONOMIC DEVELOPMENT AUTHORITY —

COMMUNITY ATTRACTION AND TOURISM PROJECT STUDY

Sec. 28. ECONOMIC DEVELOPMENT AUTHORITY — COMMUNITY ATTRACTION AND TOURISM PROJECT STUDY. The economic development authority shall conduct a study to determine the effectiveness of giving priority to projects that receive moneys from the community attraction and tourism fund that attract the highest number of visitors and that attain the highest match levels. The authority shall submit a report and recommendations to the general assembly by January 1, 2014.

DIVISION IX

MISCELLANEOUS CODE CHANGES

Sec. 29. Section 8.57, subsection 5, paragraph e, Code 2013, is amended to read as follows:

e. (1) (a) (i) ~~Notwithstanding provisions to the contrary in sections 99D.17 and 99F.11, for~~ For the fiscal year beginning July 1, 2000, and for each fiscal year thereafter, ~~through the fiscal year beginning July 1, 2012,~~ not more than a total of sixty-six million dollars shall be deposited in the general fund of the state in any fiscal year pursuant to sections 99D.17 and 99F.11.

(ii) However, in lieu of the deposit in subparagraph subdivision (i), for the fiscal year beginning July 1, 2010, and for each fiscal year thereafter ~~until the principal and interest on all bonds issued by the treasurer of state pursuant to section 12.87 are paid,~~ through the fiscal year beginning July 1, 2012, as determined by the treasurer of state, the first fifty-five million dollars of the moneys directed to be deposited in the general fund of the state under subparagraph subdivision (i) shall be deposited in the revenue bonds debt service fund created in section 12.89, and the next three million seven hundred fifty thousand dollars of the moneys directed to be deposited in the general fund of the state under subparagraph subdivision (i) shall be deposited in the revenue bonds federal subsidy holdback fund created in section 12.89A, and the next one million two hundred fifty thousand dollars of the moneys directed to be deposited in the general fund of the state under subparagraph subdivision (i) shall be deposited in the general fund of the state.

(b) The next fifteen million dollars of the moneys directed to be deposited in the general fund of the state in a fiscal year pursuant to sections 99D.17 and 99F.11 shall be deposited in the vision Iowa fund created in section 12.72 for the fiscal year beginning July 1, 2000, and for each fiscal year ~~thereafter~~ through the fiscal year beginning July 1, ~~2010~~ 2012.

(c) The next five million dollars of the moneys directed to be deposited in the general fund of the state in a fiscal year pursuant to sections 99D.17 and 99F.11 shall be deposited in the school infrastructure fund created in section 12.82 for the fiscal year beginning July 1, 2000, and for each fiscal year thereafter ~~until the principal and interest on all bonds issued by the treasurer of state pursuant to section 12.81 are paid,~~ as determined by the treasurer of state through the fiscal year beginning July 1, 2012.

(d) (i) The total moneys in excess of the moneys deposited under this paragraph "e" in the revenue bonds debt service fund, the revenue bonds federal subsidy holdback fund, the vision Iowa fund, the school infrastructure fund, and the general fund of the state in a fiscal year shall be deposited in the rebuild Iowa infrastructure fund and shall be used as provided in this section, notwithstanding section 8.60.

(ii) (A) Except as otherwise provided in subparagraph part (B), in lieu of the deposit

in subparagraph subdivision (i), for the fiscal years beginning July 1, 2010, and July 1, 2011, and July 1, 2013, and for each fiscal year thereafter until the principal and interest on all bonds issued by the treasurer of state pursuant to section 12.87 are paid, as determined by the treasurer of state, sixty-four million seven hundred fifty thousand dollars of the excess moneys directed to be deposited in the rebuild Iowa infrastructure fund under subparagraph subdivision (i) shall be deposited in the general fund of the state.

(B) For the fiscal year beginning July 1, 2012, and ending June 30, 2013, thirty-eight million seven hundred fifty thousand dollars shall be deposited in the general fund of the state and the next twenty million dollars shall be deposited in the technology reinvestment fund.

(2) If the total amount of moneys directed to be deposited in the general fund of the state under sections 99D.17 and 99F.11 in a any fiscal year through the fiscal year beginning July 1, 2012, is less than the total amount of moneys directed to be deposited in the revenue bonds debt service fund and the revenue bonds federal subsidy holdback fund in the fiscal year pursuant to this paragraph "e", the difference shall be paid from moneys deposited in the beer and liquor control fund created in section 123.53 in the manner provided in section 123.53, subsection 3.

(3) After the deposit of moneys directed to be deposited in the general fund of the state, the revenue bonds debt service fund, and the revenue bonds federal subsidy holdback fund, as provided in subparagraph (1), subparagraph division (a), if the total amount of moneys directed to be deposited in the general fund of the state under sections 99D.17 and 99F.11 in a any fiscal year through the fiscal year beginning July 1, 2012, is less than the total amount of moneys directed to be deposited in the vision Iowa fund and the school infrastructure fund in the fiscal year pursuant to this paragraph "e", the difference shall be paid from lottery revenues in the manner provided in section 99G.39, subsection 3.

Sec. 30. Section 8.57, subsection 5, Code 2013, is amended by adding the following new paragraph:

NEW PARAGRAPH. *Of.* (1) (a) For the fiscal year beginning July 1, 2013, and for each fiscal year thereafter until the principal and interest on all bonds issued by the treasurer of state pursuant to section 12.87 are paid, as determined by the treasurer of state, of the wagering tax receipts received pursuant to sections 99D.17 and 99F.11, the first fifty-five million dollars shall be deposited in the revenue bonds debt service fund created in section 12.89, and the next three million seven hundred fifty thousand dollars shall be deposited in the revenue bonds federal subsidy holdback fund created in section 12.89A.

(b) For the fiscal year beginning July 1, 2013, and for each fiscal year through the fiscal year beginning July 1, 2019, of the wagering tax receipts received pursuant to sections 99D.17 and 99F.11, the next fifteen million dollars shall be deposited in the vision Iowa fund created in section 12.72.

(c) For the fiscal year beginning July 1, 2013, and for each fiscal year thereafter until the principal and interest on all bonds issued by the treasurer of state pursuant to section 12.81 are paid, as determined by the treasurer of state, of the wagering tax receipts received pursuant to sections 99D.17 and 99F.11, the next five million dollars shall be deposited in the school infrastructure fund created in section 12.82.

(d) For the fiscal year beginning July 1, 2013, and for each fiscal year thereafter, of the wagering tax receipts received pursuant to sections 99D.17 and 99F.11, the next sixty-six million dollars shall be deposited in the Iowa skilled worker and job creation fund created in section 8.75, if enacted by 2013 Iowa Acts, House File 604.

(e) For the fiscal year beginning July 1, 2013, and for each fiscal year thereafter, the total moneys in excess of the moneys deposited under this paragraph "0" in the

revenue bonds debt service fund, the revenue bonds federal subsidy holdback fund, the vision Iowa fund, the school infrastructure fund, and the Iowa skilled worker and job creation fund if enacted by 2013 Iowa Acts, House File 604, shall be deposited in the rebuild Iowa infrastructure fund and shall be used as provided in this section, notwithstanding section 8.60.

(2) For the fiscal year beginning July 1, 2013, and for each fiscal year thereafter, if the total amount of the wagering tax receipts received pursuant to sections 99D.17 and 99F.11, and to be deposited pursuant to subparagraph (1), subparagraph division (a), is less than the total amount of moneys directed to be deposited in the revenue bonds debt service fund and the revenue bonds federal subsidy holdback fund in the fiscal year pursuant to subparagraph (1), subparagraph division (a), the difference shall be paid from moneys deposited in the beer and liquor control fund created in section 123.53 in the manner provided in section 123.53, subsection 3.

(3) For the fiscal year beginning July 1, 2013, and for each fiscal year thereafter, after the deposit of moneys directed to be deposited in the revenue bonds debt service fund and the revenue bonds federal subsidy holdback fund, as provided in subparagraph (1), subparagraph division (a), if the total amount of the wagering tax receipts received pursuant to sections 99D.17 and 99F.11, and to be deposited pursuant to subparagraph (1), subparagraph divisions (b) and (c), is less than the total amount of moneys directed to be deposited in the vision Iowa fund and the school infrastructure fund in the fiscal year pursuant to subparagraph (1), subparagraph divisions (b) and (c), the difference shall be paid from lottery revenues in the manner provided in section 99G.39, subsection 3.

Sec. 31. Section 8.57C, subsection 3, Code 2013, is amended to read as follows:

3. a. There is appropriated from the general fund of the state for the fiscal year beginning July 1, ~~2013~~ 2014, and for each subsequent fiscal year thereafter, the sum of seventeen million five hundred thousand dollars to the technology reinvestment fund.

b. There is appropriated from the rebuild Iowa infrastructure fund for the fiscal year beginning July 1, 2008, and ending June 30, 2009, the sum of seventeen million five hundred thousand dollars, and for the fiscal year beginning July 1, 2009, and ending June 30, 2010, the sum of fourteen million five hundred twenty-five thousand dollars to the technology reinvestment fund, notwithstanding section 8.57, subsection 5, paragraph "c".

c. There is appropriated from the rebuild Iowa infrastructure fund for the fiscal year beginning July 1, 2010, and ending June 30, 2011, the sum of ten million dollars to the technology reinvestment fund, notwithstanding section 8.57, subsection 5, paragraph "c".

d. There is appropriated from the rebuild Iowa infrastructure fund for the fiscal year beginning July 1, 2011, and ending June 30, 2012, the sum of fifteen million five hundred forty-one thousand dollars to the technology reinvestment fund, notwithstanding section 8.57, subsection 5, paragraph "c".

e. There is appropriated from the rebuild Iowa infrastructure fund for the fiscal year beginning July 1, 2013, and ending June 30, 2014, the sum of fourteen million three hundred ten thousand dollars to the technology reinvestment fund, notwithstanding section 8.57, subsection 5, paragraph "c".

Sec. 32. Section 15F.204, subsection 8, paragraph g, Code 2013, is amended to read as follows:

g. For each fiscal ~~period year~~ for the fiscal period beginning July 1, 2012, and ending June 30, ~~2014~~ 2013, the sum of five million dollars.

Sec. 33. Section 15F.204, subsection 8, Code 2013, is amended by adding the following new paragraphs:

NEW PARAGRAPH. h. For the fiscal year beginning July 1, 2013, and ending June

30, 2014, the sum of seven million dollars.

NEW PARAGRAPH. *i.* For the fiscal year beginning July 1, 2014, and ending June 30, 2015, the sum of five million dollars.

Sec. 34. Section 99D.14, subsection 2, paragraph c, Code 2013, is amended to read as follows:

c. Notwithstanding sections 8.60 and 99D.17, the portion of the fee paid pursuant to paragraph “a” relating to the costs of the commission shall ~~not be deposited in the general fund of the state but instead shall~~ be deposited into the gaming regulatory revolving fund established in section 99F.20.

Sec. 35. Section 99D.17, Code 2013, is amended to read as follows:

99D.17 Use of funds.

Funds received pursuant to sections 99D.14 and 99D.15 shall be deposited ~~in the general fund of the state as provided in section 8.57, subsection 5,~~ and shall be subject to the requirements of section 8.60. These funds shall first be used to the extent appropriated by the general assembly. The commission is subject to the budget requirements of chapter 8 and the applicable auditing requirements and procedures of chapter 11.

Sec. 36. Section 99F.10, subsection 4, paragraph c, Code 2013, is amended to read as follows:

c. Notwithstanding sections 8.60 and 99F.4, the portion of the fee paid pursuant to paragraph “a” relating to the costs of the commission shall ~~not be deposited in the general fund of the state but instead~~ shall be deposited into the gaming regulatory revolving fund established in section 99F.20.

Sec. 37. Section 99F.11, subsection 3, paragraph d, Code 2013, is amended by adding the following new subparagraph:

NEW SUBPARAGRAPH. (4) One-half of the moneys remaining after the appropriation in subparagraph (1) shall be credited, on a quarterly basis, to the rebuild Iowa infrastructure fund.

Sec. 38. Section 99F.11, subsection 3, paragraph e, Code 2013, is amended to read as follows:

e. The remaining amount of the adjusted gross receipts tax shall be credited ~~to the general fund of the state as provided in section 8.57, subsection 5.~~

Sec. 39. CONTINGENT EFFECTIVENESS. The amendment to section 99F.11, subsection 3, paragraph “d”, in this division of this Act is effective contingent upon the amendment to section 99F.11, subsection 3, paragraph “d”, subparagraph (3), in 2013 Iowa Acts, House File 620.

DIVISION X
CHANGES TO PRIOR APPROPRIATIONS

Sec. 40. 2007 Iowa Acts, chapter 219, section 2, as amended by 2011 Iowa Acts, chapter 133, section 32, and 2012 Iowa Acts, chapter 1138, section 10, is amended to read as follows:

SEC. 2. REVERSION.

1. Except as provided in subsection 2 and notwithstanding section 8.33, moneys appropriated for the fiscal year beginning July 1, 2007, in this division of this Act that remain unencumbered or unobligated at the close of the fiscal year shall not revert but shall remain available for the purposes designated until the close of the fiscal year that begins July 1, 2010, or until the project for which the appropriation was made is completed, whichever is earlier.

2. a. Notwithstanding section 8.33, moneys appropriated in section 1, subsection 1, paragraphs “a” and “f” of this division of this Act that remain unencumbered or unobligated at the close of the fiscal year for which they were appropriated shall not revert but shall remain available for the purposes designated until the close of the

fiscal year that begins July 1, ~~2012~~ 2013, or until the project for which the appropriation was made is completed, whichever is earlier.

b. The department of administrative services is authorized to provide for the disposition and relocation of structures located at 707 east locust and 709 east locust, Des Moines, Iowa, in a manner as deemed appropriate by the department. The disposition of the structures, if possible, shall be completed in a manner that reduces or eliminates the costs of the state associated with the removal of the structures from their current locations. Any amount received from the disposition of the structures as permitted under this section shall be retained by the department to pay for improvement costs associated with the restoration of the west capitol terrace. The department, if unable to otherwise dispose of the structures, is authorized to demolish the structures using other appropriate funding available to the department.

Sec. 41. 2008 Iowa Acts, chapter 1179, section 20, as amended by 2009 Iowa Acts, chapter 173, section 25, is amended to read as follows:

SEC 20. REVERSION.

1. Notwithstanding Except as provided in subsections 2 through 4 and notwithstanding section 8.33, moneys appropriated in this division of this Act for the fiscal year beginning July 1, 2008, and ending June 30, 2009, shall not revert at the close of the fiscal year for which they are appropriated but shall remain available for the purposes designated until the close of the fiscal year that begins July 1, 2012, or until the project for which the appropriation was made is completed, whichever is earlier.

2. Notwithstanding section 8.33, moneys appropriated in section 18, subsection 9, paragraph "a", of this division as amended by 2009 Iowa Acts, chapter 173, section 24, that remain unencumbered or unobligated at the close of the fiscal year for which they were appropriated shall not revert but shall remain available for the purposes designated until the close of the fiscal year that begins July 1, 2017, or until the project for which the appropriation was made is completed, whichever is earlier.

3. Notwithstanding section 8.33, moneys appropriated in section 18, subsection 1, paragraph "h", of this division of this Act as amended by 2009 Iowa Acts, chapter 173, section 23, that remain unencumbered or unobligated at the close of the fiscal year for which the appropriation was made shall not revert but shall remain available for the purpose designated until the close of the fiscal year that begins July 1, 2013, or until the project for which the appropriation was made is completed, whichever is earlier.

4. Notwithstanding section 8.33, moneys appropriated to the department of economic development in section 18 of this division of this Act as amended by 2009 Iowa Acts, chapter 173, section 24, and 2011 Iowa Acts, chapter 133, section 34, that remain unencumbered or unobligated at the close of the fiscal year for which the appropriation was made shall not revert but shall remain available for the purpose designated until the close of the fiscal year that begins July 1, 2014, or until the project for which the appropriation was made is completed, whichever is earlier.

Sec. 42. 2008 Iowa Acts, chapter 1179, section 23, is amended to read as follows:

SEC 23. REVERSION. Notwithstanding section 8.33, moneys appropriated in this division of this Act for the fiscal year beginning July 1, 2008, and ending June 30, 2009, shall not revert at the close of the fiscal year for which they are appropriated but shall remain available for the purposes designated until the close of the fiscal year that begins July 1, ~~2012~~ 2013, or until the project for which the appropriation was made is completed, whichever is earlier.

Sec. 43. 2009 Iowa Acts, chapter 173, section 15, is amended to read as follows:

SEC 15. REVERSION.

1. Notwithstanding Except as provided in subsections 2 and 3 and notwithstanding section 8.33, moneys appropriated in this division of this Act for the fiscal year

beginning July 1, 2009, and ending June 30, 2010, shall not revert at the close of the fiscal year for which they are appropriated but shall remain available for the purposes designated until the close of the fiscal year that begins July 1, 2012, or until the project for which the appropriation was made is completed, whichever is earlier.

2. Notwithstanding section 8.33, moneys appropriated in section 13, subsection 4, paragraph "a", of this division of this Act that remain unencumbered or unobligated at the close of the fiscal year for which the appropriation was made shall not revert but shall remain available for the purposes designated until the close of the fiscal year that begins July 1, 2014, or until the projects for which the appropriation was made are completed, whichever is earlier.

3. Notwithstanding section 8.33, moneys appropriated in section 13, subsection 4, paragraph "d", of this division of this Act as amended by 2010 Iowa Acts, chapter 1184, section 65, that remain unencumbered or unobligated at the close of the fiscal year for which the appropriation was made shall not revert but shall remain available for the purposes designated until the close of the fiscal year that begins July 1, 2013, or until the projects for which the appropriation was made are completed, whichever is earlier.

Sec. 44. 2009 Iowa Acts, chapter 184, section 1, subsection 1, paragraph c, is amended to read as follows:

c. For costs associated with improvements to and renovation of the Wallace building for extending the useful life of the building:

..... \$ 1,500,000

Of the amount appropriated in this lettered paragraph, \$800,000 shall be allocated for relocation costs for moving employees out of the Wallace building including moving costs and lease adjustments. As a condition of this allocation, all employees currently located in the Wallace building shall be relocated to a new office location by December 31, 2013, pursuant to the department's competitive bidding process for office space.

Sec. 45. 2009 Iowa Acts, chapter 184, section 4, is amended to read as follows:

SEC. 20. REVERSION.

1. ~~For~~ Except as provided in subsection 2, for purposes of section 8.33, unless specifically provided otherwise, unencumbered or unobligated moneys made from an appropriation in this division of this Act shall not revert but shall remain available for expenditure for the purposes designated until the close of the fiscal year that ends three years after the end of the fiscal year for which the appropriation was made. However, if the project or projects for which such appropriation was made are completed in an earlier fiscal year, unencumbered or unobligated moneys shall revert at the close of that same fiscal year.

2. Notwithstanding section 8.33, moneys appropriated in section 1, subsection 1, paragraphs "c" and "e", of this division of this Act shall not revert but shall remain available for the purposes designated until the close of the fiscal year that begins July 1, 2013, or until the project for which the appropriation was made is completed, whichever is earlier.

Sec. 46. 2011 Iowa Acts, chapter 133, section 1, subsection 3, paragraph b, as amended by 2012 Iowa Acts, chapter 1140, section 14, is amended to read as follows:

b. For the construction project and one-time furniture, fixture, and equipment costs at the Iowa correctional facility for women at Mitchellville:

FY 2011-2012.....	\$ 3,061,556
FY 2012-2013.....	\$ 5,391,062
FY 2013-2014.....	\$ 26,769,040
	<u>15,569,040</u>

Sec. 47. 2011 Iowa Acts, chapter 133, section 3, subsection 5, paragraph a, as amended by 2012 Iowa Acts, chapter 1140, section 17, is amended to read as follows:

a. To be used for medical contracts under the medical assistance program for

technology upgrades necessary to support Medicaid claims and other health operations, worldwide HIPAA claims transactions and coding requirements, and the Iowa automated benefits calculation system:

FY 2011-2012.....	\$ 3,494,176	
FY 2012-2013.....	\$ 4,120,037	
FY 2013-2014.....	\$ 4,815,163	
		<u>3,415,163</u>
FY 2014-2015.....	\$ 1,945,684	
		<u>3,345,684</u>

Moneys appropriated in this lettered paragraph for FY 2013-2014 shall be used only for the purposes of the eligibility integrated application solution system, the HIPPA 5010/ICD-10 claims system, and the pharmacy point of sale replacement system.

In seeking to contract with a private organization or organizations for the Medicaid management information system, the state’s chief information officer shall oversee the procurement process. An advisory panel shall be established to review the final scoring of the evaluators and to make a recommendation to the director regarding the contract award for the Medicaid management information system. The advisory panel, which shall be appointed by the governor, shall consist of no less than three members. All members of the advisory panel shall be from the private sector and shall not have participated in any previous procurement for the Medicaid management information system or any procurement related to consulting or oversight of the Medicaid management information system. At least one member of the advisory panel shall have experience and knowledge in the area of management information systems and at least one member of the advisory panel shall be a provider of Medicaid services in the state of Iowa.

Sec. 48. 2012 Iowa Acts, chapter 1140, section 1, subsection 1, paragraph a, unnumbered paragraph 2, is amended to read as follows:

The moneys appropriated in this lettered paragraph shall be used according to the department’s major maintenance project recommendation list ~~submitted to the Governor’s vertical infrastructure advisory committee.~~

Sec. 49. 2012 Iowa Acts, chapter 1140, section 1, subsection 3, paragraph a, is amended to read as follows:

a. For exterior and interior repairs and related improvements to the state historical building, including the addition of a visitor center:

FY 2012-2013.....	\$ 1,450,000
FY 2013-2014.....	\$ 1,000,000

Notwithstanding section 8.57, subsection 5, paragraph “c”, moneys appropriated in this lettered paragraph, may be used for planning purposes, including for soliciting public user feedback, relating to the preliminary design for renovations for the state historical building.

Sec. 50. 2012 Iowa Acts, chapter 1140, section 3, subsection 3, paragraph c, is amended to read as follows:

c. For maintenance and lease costs associated with connections for part III of the Iowa communications network:

FY 2013-2014 2012-2013	\$ 2,727,000
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Sec. 51. 2012 Iowa Acts, chapter 1140, section 3, subsection 7, is amended to read as follows:

7. IOWA JUDICIAL BRANCH

For costs associated with the continued development and implementation of the electronic document management system:

FY 2012-2013.....	\$ 1,000,000
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FY 2013-2014..... \$ 3,000,000

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Sec. 52. EFFECTIVE UPON ENACTMENT. This division of this Act, being deemed of immediate importance, takes effect upon enactment.>

ON THE PART OF THE HOUSE: ON THE PART OF THE SENATE:

DAN HUSEMAN, CHAIR
DENNIS COHOON
NANCY DUNKEL
MARK LOFGREN
DAVE MAXWELL

MATT McCOY, CHAIR
DARYL BEALL
TOD R. BOWMAN

SENATE FILE 295

To the President of the Senate and the Speaker of the House of Representatives.

We, the undersigned members of the conference committee appointed to resolve the differences between the Senate and House of Representatives on Senate File 295, a bill for an Act establishing a property tax credit for commercial, industrial, and railway property, providing penalties, making appropriations, and including implementation and applicability provisions, respectfully make the following report:

- 1. That the House recedes from its amendment, S-3166.
- 2. That Senate File 295, as passed by the Senate, is amended to read as follows:
 - 1. By striking everything after the enacting clause and inserting:

<DIVISION I

BUSINESS PROPERTY TAX CREDIT

Section 1. Section 331.512, Code 2013, is amended by adding the following new subsection:

NEW SUBSECTION. 4A. Carry out duties relating to the business property tax credit as provided in chapter 426C.

Sec. 2. Section 331.559, Code 2013, is amended by adding the following new subsection:

NEW SUBSECTION. 14A. Carry out duties relating to the business property tax credit as provided in chapter 426C.

Sec. 3. NEW SECTION. **426C.1 Definitions.**

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

- 1. “*Contiguous parcels*” means any of the following:
 - a. Parcels that share a common boundary.
 - b. Parcels within the same building or structure regardless of whether the parcels share a common boundary.
 - c. Permanent improvements to the land that are situated on one or more parcels of land that are assessed and taxed separately from the permanent improvements if the parcels of land upon which the permanent improvements are situated share a common boundary.
- 2. “*Department*” means the department of revenue.
- 3. “*Fund*” means the business property tax credit fund created in section 426C.2.
- 4. “*Parcel*” means as defined in section 445.1 and, for purposes of business property tax credits claimed for fiscal years beginning on or after January 1, 2016, “*parcel*” also means that portion of a parcel assigned to be commercial property, industrial property, or railway property under chapter 434 pursuant to section 441.21, subsection 13, paragraph “c”.

5. “*Property unit*” means contiguous parcels all of which are located within the same county, with the same property tax classification, are owned by the same person, and are operated by that person for a common use and purpose.

Sec. 4. NEW SECTION. 426C.2 Business property tax credit fund — appropriation.

1. A business property tax credit fund is created in the state treasury under the authority of the department. For the fiscal year beginning July 1, 2014, there is appropriated from the general fund of the state to the department to be credited to the fund, the sum of fifty million dollars to be used for business property tax credits authorized in this chapter. For the fiscal year beginning July 1, 2015, there is appropriated from the general fund of the state to the department to be credited to the fund, the sum of one hundred million dollars to be used for business property tax credits authorized in this chapter. For the fiscal year beginning July 1, 2016, and each fiscal year thereafter, there is appropriated from the general fund of the state to the department to be credited to the fund, the sum of one hundred twenty-five million dollars to be used for business property tax credits authorized in this chapter.

2. Notwithstanding section 12C.7, subsection 2, interest or earnings on moneys deposited in the fund shall be credited to the fund. Moneys in the fund are not subject to the provisions of section 8.33 and shall not be transferred, used, obligated, appropriated, or otherwise encumbered except as provided in this chapter.

Sec. 5. NEW SECTION. 426C.3 Claims for credit.

1. Each person who wishes to claim the credit allowed under this chapter shall obtain the appropriate forms from the assessor and file the claim with the assessor. The director of revenue shall prescribe suitable forms and instructions for such claims, and make such forms and instructions available to the assessors.

2. *a.* Claims for the business property tax credit shall be filed not later than March 15 preceding the fiscal year during which the taxes for which the credit is claimed are due and payable.

b. A claim for credit filed after the deadline for filing claims shall be considered as a claim for the following year.

3. Upon the filing of a claim and allowance of the credit, the credit shall be allowed on the parcel or property unit for successive years without further filing as long as the parcel or property unit satisfies the requirements for the credit. If the parcel or property unit ceases to qualify for the credit under this chapter, the owner shall provide written notice to the assessor by the date for filing claims specified in subsection 2 following the date on which the parcel or property unit ceases to qualify for the credit.

4. The assessor shall remit the claims for credit to the county auditor with the assessor’s recommendation for allowance or disallowance. If the assessor recommends disallowance of a claim, the assessor shall submit the reasons for the recommendation, in writing, to the county auditor. The county auditor shall forward the claims and recommendations to the board of supervisors. The board shall allow or disallow the claims.

5. For each claim and allowance of a credit for a property unit, the county auditor shall calculate the average of all consolidated levy rates applicable to the several parcels within the property unit. All claims for credit which have been allowed by the board of supervisors, the actual value of such parcels and property units applicable to the fiscal year for which the credit is claimed that are subject to assessment and taxation prior to imposition of any applicable assessment limitation, the consolidated levy rates for such parcels and the average consolidated levy rates for such property units applicable to the fiscal year for which the credit is claimed, and the taxing districts in which the parcel or property unit is located, shall be certified on or before

June 30, in each year, by the county auditor to the department.

6. The assessor shall maintain a permanent file of current business property tax credits. The assessor shall file a notice of transfer of property for which a credit has been allowed when notice is received from the office of the county recorder, from the person who sold or transferred the property, or from the personal representative of a deceased property owner. The county recorder shall give notice to the assessor of each transfer of title filed in the recorder's office. The notice from the county recorder shall describe the property transferred, the name of the person transferring title to the property, and the name of the person to whom title to the property has been transferred.

7. When all or a portion of a parcel or property unit that is allowed a credit under this chapter is sold, transferred, or ownership otherwise changes, the buyer, transferee, or new owner who wishes to receive the credit shall refile the claim for credit. In addition, when a portion of a parcel or property unit that is allowed a credit under this chapter is sold, transferred, or ownership otherwise changes, the owner of the portion of the parcel or property unit for which ownership did not change shall refile the claim for credit.

Sec. 6. NEW SECTION. 426C.4 Eligibility and amount of credit.

1. *a.* Except as provided in paragraph "b", parcels classified and taxed as commercial property, industrial property, or railway property under chapter 434 are eligible for a credit under this chapter. A person may claim and receive one credit under this chapter for each eligible parcel unless the parcel is part of a property unit for which a credit is claimed. A person may claim and receive one credit under this chapter for each property unit. A credit approved for a property unit shall be allocated to the several parcels within the property unit in the proportion that each parcel's total amount of property taxes due and payable bears to the total amount of property taxes due and payable on the property unit. Only property units comprised of property assessed as commercial property, industrial property, or railway property under chapter 434 are eligible for a credit under this chapter. The classification of property used to determine eligibility for the credit under this chapter shall be the classification of the property for the assessment year used to calculate the taxes due and payable in the fiscal year for which the credit is claimed.

b. All of the following shall not be eligible to receive a credit under this chapter or be part of a property unit that receives a credit under this chapter:

(1) Property that is rented or leased to low-income individuals and families as authorized by section 42 of the Internal Revenue Code, as amended, and that is subject to assessment procedures relating to section 42 property under section 441.21, subsection 2, for the applicable assessment year.

(2) For credits claimed for the fiscal year beginning July 1, 2014, and the fiscal year beginning July 1, 2015, property that is a mobile home park, manufactured home community, land-leased community, assisted living facility, as those terms are defined in section 441.21, subsection 13, as enacted in division III of this Act, or that is property primarily used or intended for human habitation containing three or more separate dwelling units.

2. Using the actual value of each parcel or property unit and the consolidated levy rate for each parcel or the average consolidated levy rate for each property unit, as certified by the county auditor to the department under section 426C.3, subsection 5, the department shall calculate, for each fiscal year, an initial amount of actual value for use in determining the amount of the credit for each such parcel or property unit so as to provide the maximum possible credit according to the credit formula and limitations under subsection 3, and to provide a total dollar amount of credits against the taxes due and payable in the fiscal year equal to ninety-eight percent of the moneys

in the fund following the deposit of the appropriation for the fiscal year and including interest or earnings credited to the fund.

3. *a.* The amount of the credit for each parcel or property unit for which a claim for credit under this chapter has been approved shall be calculated under paragraph “*b*” using the lesser of the initial amount of actual value determined by the department under subsection 2, and the amount of actual value of the parcel or property unit certified by the county auditor under section 426C.3, subsection 5.

b. The amount of the credit for each parcel or property unit for which a claim for credit under this chapter has been approved shall be equal to the product of the amount of actual value determined under paragraph “*a*” times the difference, stated as a percentage, between the assessment limitation percentage applicable to the parcel or property unit under section 441.21, subsection 5, and the assessment limitation percentage applicable to residential property under section 441.21, subsection 4, divided by one thousand dollars, and then multiplied by the consolidated levy rate or average consolidated levy rate per one thousand dollars of taxable value applicable to the parcel or property unit for the fiscal year for which the credit is claimed as certified by the county auditor under section 426C.3, subsection 5.

Sec. 7. NEW SECTION. 426C.5 Payment to counties.

1. Annually the department shall certify to the county auditor of each county the amounts of the business property tax credits allowed in the county. Each county auditor shall then enter the credits against the tax levied on each eligible parcel or property unit in the county, designating on the tax lists the credit as being paid from the fund. Each taxing district shall receive its share of the business property tax credit allowed on each eligible parcel or property unit in such taxing district in the proportion that the levy made by such taxing district upon the parcel or property unit bears to the total levy upon the parcel or property unit by all taxing districts. However, the several taxing districts shall not draw the moneys so credited until after the semiannual allocations have been received by the county treasurer, as provided in this section. Each county treasurer shall show on each taxpayer receipt the amount of credit received from the fund.

2. The director of revenue shall authorize the department of administrative services to draw warrants on the fund payable to the county treasurers of the several counties of the state in the amounts certified by the department.

3. The amount due each county shall be paid in two payments on November 15 and March 15 of each fiscal year, drawn upon warrants payable to the respective county treasurers. The two payments shall be as nearly equal as possible.

Sec. 8. NEW SECTION. 426C.6 Appeals.

1. If the board of supervisors disallows a claim for credit under section 426C.3, subsection 4, the board of supervisors shall send written notice, by mail, to the claimant at the claimant’s last known address. The notice shall state the reasons for disallowing the claim for the credit. The board of supervisors is not required to send notice that a claim for credit is disallowed if the claimant voluntarily withdraws the claim. Any person whose claim is disallowed under the provisions of this chapter may appeal from the action of the board of supervisors to the district court of the county in which the parcel or property unit is located by giving written notice of such appeal to the county auditor within twenty days from the date of mailing of notice of such action by the board of supervisors.

2. If a claim for credit is disallowed by the board of supervisors, and such action is subsequently reversed on appeal, the credit shall be allowed on the applicable parcel or property unit, and the director of revenue, the county auditor, and the county treasurer shall provide the credit and change their books and records accordingly. In the event the claimant has paid one or both of the installments of the tax payable in the year or

years in question, remittance shall be made to the claimant of the amount of such credit. The amount of such credit awarded on appeal shall be allocated and paid from the balance remaining in the fund.

Sec. 9. NEW SECTION. 426C.7 Audit — recalculation or denial.

1. If on the audit of a credit provided under this chapter, the director of revenue determines the amount of the credit to have been incorrectly calculated or that the credit is not allowable, the director shall recalculate the credit and notify the claimant and the county auditor of the recalculation or denial and the reasons for it. The director shall not adjust a credit after three years from October 31 of the year in which the claim for the credit was filed. If the credit has been paid, the director shall give notification to the claimant, the county treasurer, and the applicable assessor of the recalculation or denial of the credit and the county treasurer shall proceed to collect the tax owed in the same manner as other property taxes due and payable are collected, if the parcel or property unit for which the credit was allowed is still owned by the claimant. If the parcel or property unit for which the credit was allowed is not owned by the claimant, the amount may be recovered from the claimant by assessment in the same manner that income taxes are assessed under sections 422.26 and 422.30. The amount of such erroneous credit, when collected, shall be deposited in the fund.

2. The claimant or board of supervisors may appeal any decision of the director of revenue to the state board of tax review pursuant to section 421.1, subsection 5. The claimant, the board of supervisors, or the director of revenue may seek judicial review of the action of the state board of tax review in accordance with chapter 17A.

Sec. 10. NEW SECTION. 426C.8 False claim — penalty.

A person who makes a false claim for the purpose of obtaining a credit provided for in this chapter or who knowingly receives the credit without being legally entitled to it is guilty of a fraudulent practice. The claim for a credit of such a person shall be disallowed and if the credit has been paid the amount shall be recovered in the manner provided in section 426C.7. In such cases, the director of revenue shall send a notice of disallowance of the credit.

Sec. 11. NEW SECTION. 426C.9 Rules.

The director of revenue shall prescribe forms, instructions, and rules as necessary, pursuant to chapter 17A, to carry out and effectuate the purposes of this chapter.

Sec. 12. IMPLEMENTATION. Notwithstanding the deadline for filing claims established in section 426C.3, for a credit against property taxes due and payable during the fiscal year beginning July 1, 2014, the claim for the credit shall be filed not later than January 15, 2014.

Sec. 13. APPLICABILITY. This division of this Act applies to property taxes due and payable in fiscal years beginning on or after July 1, 2014.

DIVISION II

PROPERTY ASSESSMENT LIMITATION AND REPLACEMENT

Sec. 14. Section 257.3, subsection 1, Code 2013, is amended by adding the following new paragraph:

NEW PARAGRAPH. *d.* The amount paid to each school district for the commercial and industrial property tax replacement claim under section 441.21A shall be regarded as property tax. The portion of the payment which is foundation property tax shall be determined by applying the foundation property tax rate to the amount computed under section 441.21A, subsection 4, paragraph “a”, and such amount shall be prorated pursuant to section 441.21A, subsection 2, if applicable.

Sec. 15. Section 331.512, Code 2013, is amended by adding the following new subsection:

NEW SUBSECTION. 13A. Carry out duties relating to the calculation and payment of commercial and industrial property tax replacement claims under section 441.21A.

Sec. 16. Section 331.559, Code 2013, is amended by adding the following new subsection:

NEW SUBSECTION. 25A. Carry out duties relating to the calculation and payment of commercial and industrial property tax replacement claims under section 441.21A.

Sec. 17. Section 441.21, subsection 4, Code 2013, is amended to read as follows:

4. For valuations established as of January 1, 1979, the percentage of actual value at which agricultural and residential property shall be assessed shall be the quotient of the dividend and divisor as defined in this section. The dividend for each class of property shall be the dividend as determined for each class of property for valuations established as of January 1, 1978, adjusted by the product obtained by multiplying the percentage determined for that year by the amount of any additions or deletions to actual value, excluding those resulting from the revaluation of existing properties, as reported by the assessors on the abstracts of assessment for 1978, plus six percent of the amount so determined. However, if the difference between the dividend so determined for either class of property and the dividend for that class of property for valuations established as of January 1, 1978, adjusted by the product obtained by multiplying the percentage determined for that year by the amount of any additions or deletions to actual value, excluding those resulting from the revaluation of existing properties, as reported by the assessors on the abstracts of assessment for 1978, is less than six percent, the 1979 dividend for the other class of property shall be the dividend as determined for that class of property for valuations established as of January 1, 1978, adjusted by the product obtained by multiplying the percentage determined for that year by the amount of any additions or deletions to actual value, excluding those resulting from the revaluation of existing properties, as reported by the assessors on the abstracts of assessment for 1978, plus a percentage of the amount so determined which is equal to the percentage by which the dividend as determined for the other class of property for valuations established as of January 1, 1978, adjusted by the product obtained by multiplying the percentage determined for that year by the amount of any additions or deletions to actual value, excluding those resulting from the revaluation of existing properties, as reported by the assessors on the abstracts of assessment for 1978, is increased in arriving at the 1979 dividend for the other class of property. The divisor for each class of property shall be the total actual value of all such property in the state in the preceding year, as reported by the assessors on the abstracts of assessment submitted for 1978, plus the amount of value added to said total actual value by the revaluation of existing properties in 1979 as equalized by the director of revenue pursuant to section 441.49. The director shall utilize information reported on abstracts of assessment submitted pursuant to section 441.45 in determining such percentage. For valuations established as of January 1, 1980, and each assessment year thereafter beginning before January 1, 2013, the percentage of actual value as equalized by the director of revenue as provided in section 441.49 at which agricultural and residential property shall be assessed shall be calculated in accordance with the methods provided herein in this subsection, including the limitation of increases in agricultural and residential assessed values to the percentage increase of the other class of property if the other class increases less than the allowable limit adjusted to include the applicable and current values as equalized by the director of revenue, except that any references to six percent in this subsection shall be four percent. For valuations established as of January 1, 2013, and each assessment year thereafter, the percentage of actual value as equalized by the director of revenue as provided in section 441.49 at which agricultural and residential property shall be assessed shall be calculated in accordance with the methods provided in this subsection, including the limitation of increases in agricultural and residential assessed values to the percentage increase of the other class of property if the other

class increases less than the allowable limit adjusted to include the applicable and current values as equalized by the director of revenue, except that any references to six percent in this subsection shall be three percent.

Sec. 18. Section 441.21, subsection 5, Code 2013, is amended to read as follows:

5. a. For valuations established as of January 1, 1979, commercial property and industrial property, excluding properties referred to in section 427A.1, subsection 8, shall be assessed as a percentage of the actual value of each class of property. The percentage shall be determined for each class of property by the director of revenue for the state in accordance with the provisions of this section. For valuations established as of January 1, 1979, the percentage shall be the quotient of the dividend and divisor as defined in this section. The dividend for each class of property shall be the total actual valuation for each class of property established for 1978, plus six percent of the amount so determined. The divisor for each class of property shall be the valuation for each class of property established for 1978, as reported by the assessors on the abstracts of assessment for 1978, plus the amount of value added to the total actual value by the revaluation of existing properties in 1979 as equalized by the director of revenue pursuant to section 441.49. For valuations established as of January 1, 1979, property valued by the department of revenue pursuant to chapters 428, 433, 437, and 438 shall be considered as one class of property and shall be assessed as a percentage of its actual value. The percentage shall be determined by the director of revenue in accordance with the provisions of this section. For valuations established as of January 1, 1979, the percentage shall be the quotient of the dividend and divisor as defined in this section. The dividend shall be the total actual valuation established for 1978 by the department of revenue, plus ten percent of the amount so determined. The divisor for property valued by the department of revenue pursuant to chapters 428, 433, 437, and 438 shall be the valuation established for 1978, plus the amount of value added to the total actual value by the revaluation of the property by the department of revenue as of January 1, 1979. For valuations established as of January 1, 1980, commercial property and industrial property, excluding properties referred to in section 427A.1, subsection 8, shall be assessed at a percentage of the actual value of each class of property. The percentage shall be determined for each class of property by the director of revenue for the state in accordance with the provisions of this section. For valuations established as of January 1, 1980, the percentage shall be the quotient of the dividend and divisor as defined in this section. The dividend for each class of property shall be the dividend as determined for each class of property for valuations established as of January 1, 1979, adjusted by the product obtained by multiplying the percentage determined for that year by the amount of any additions or deletions to actual value, excluding those resulting from the revaluation of existing properties, as reported by the assessors on the abstracts of assessment for 1979, plus four percent of the amount so determined. The divisor for each class of property shall be the total actual value of all such property in 1979, as equalized by the director of revenue pursuant to section 441.49, plus the amount of value added to the total actual value by the revaluation of existing properties in 1980. The director shall utilize information reported on the abstracts of assessment submitted pursuant to section 441.45 in determining such percentage. For valuations established as of January 1, 1980, property valued by the department of revenue pursuant to chapters 428, 433, 437, and 438 shall be assessed at a percentage of its actual value. The percentage shall be determined by the director of revenue in accordance with the provisions of this section. For valuations established as of January 1, 1980, the percentage shall be the quotient of the dividend and divisor as defined in this section. The dividend shall be the total actual valuation established for 1979 by the department of revenue, plus eight percent of the amount so determined. The divisor for property valued by the department of revenue pursuant to chapters

428, 433, 437, and 438 shall be the valuation established for 1979, plus the amount of value added to the total actual value by the revaluation of the property by the department of revenue as of January 1, 1980. For valuations established as of January 1, 1981, and each year thereafter, the percentage of actual value as equalized by the director of revenue as provided in section 441.49 at which commercial property and industrial property, excluding properties referred to in section 427A.1, subsection 8, shall be assessed shall be calculated in accordance with the methods provided herein, except that any references to six percent in this subsection shall be four percent. For valuations established as of January 1, 1981, and each year thereafter, the percentage of actual value at which property valued by the department of revenue pursuant to chapters 428, 433, 437, and 438 shall be assessed shall be calculated in accordance with the methods provided herein, except that any references to ten percent in this subsection shall be eight percent. Beginning with valuations established as of January 1, 1979, and each year thereafter, property valued by the department of revenue pursuant to chapter 434 shall also be assessed at a percentage of its actual value which percentage shall be equal to the percentage determined by the director of revenue for commercial property, industrial property, or property valued by the department of revenue pursuant to chapters 428, 433, 437, and 438, whichever is lowest. For valuations established on or after January 1, 2013, property valued by the department of revenue pursuant to chapter 434 shall be assessed at a percentage of its actual value equal to the percentage of actual value at which property assessed as commercial property is assessed under paragraph "b" for the same assessment year.

b. For valuations established on or after January 1, 2013, commercial property, excluding properties referred to in section 427A.1, subsection 8, shall be assessed at a percentage of its actual value, as determined in this paragraph "b". For valuations established for the assessment year beginning January 1, 2013, the percentage of actual value as equalized by the director of revenue as provided in section 441.49 at which commercial property shall be assessed shall be ninety-five percent. For valuations established for the assessment year beginning January 1, 2014, and each assessment year thereafter, the percentage of actual value as equalized by the director of revenue as provided in section 441.49 at which commercial property shall be assessed shall be ninety percent.

c. For valuations established on or after January 1, 2013, industrial property, excluding properties referred to in section 427A.1, subsection 8, shall be assessed at a percentage of its actual value, as determined in this paragraph "c". For valuations established for the assessment year beginning January 1, 2013, the percentage of actual value as equalized by the director of revenue as provided in section 441.49 at which industrial property shall be assessed shall be ninety-five percent. For valuations established for the assessment year beginning January 1, 2014, and each assessment year thereafter, the percentage of actual value as equalized by the director of revenue as provided in section 441.49 at which industrial property shall be assessed shall be ninety percent.

Sec. 19. Section 441.21, subsections 9 and 10, Code 2013, are amended to read as follows:

9. Not later than November 1, 1979, and November 1 of each subsequent year, the director shall certify to the county auditor of each county the percentages of actual value at which residential property, agricultural property, commercial property, industrial property, property valued by the department of revenue pursuant to chapter 434, and property valued by the department of revenue pursuant to chapters 428, 433, 434, 437, and 438 in each assessing jurisdiction in the county shall be assessed for taxation. The county auditor shall proceed to determine the assessed values of agricultural property, residential property, commercial property, industrial property,

property valued by the department of revenue pursuant to chapter 434, and property valued by the department of revenue pursuant to chapters 428, 433, 434, 437, and 438 by applying such percentages to the current actual value of such property, as reported to the county auditor by the assessor, and the assessed values so determined shall be the taxable values of such properties upon which the levy shall be made.

10. The percentage of actual value computed by the director for agricultural property, residential property, commercial property, industrial property, property valued by the department of revenue pursuant to chapter 434, and property valued by the department of revenue pursuant to chapters 428, 433, 434, 437, and 438 and used to determine assessed values of those classes of property does not constitute a rule as defined in section 17A.2, subsection 11.

Sec. 20. NEW SECTION. 441.21A Commercial and industrial property tax replacement — replacement claims.

1. *a.* For each fiscal year beginning on or after July 1, 2014, there is appropriated from the general fund of the state to the department of revenue an amount necessary for the payment of all commercial and industrial property tax replacement claims under this section for the fiscal year. However, for a fiscal year beginning on or after July 1, 2017, the total amount of moneys appropriated from the general fund of the state to the department of revenue for the payment of commercial and industrial property tax replacement claims in that fiscal year shall not exceed the total amount of money necessary to pay all commercial and industrial property tax replacement claims for the fiscal year beginning July 1, 2016.

b. Moneys appropriated by the general assembly to the department under this subsection for the payment of commercial and industrial property tax replacement claims are not subject to a uniform reduction in appropriations in accordance with section 8.31.

2. Beginning with the fiscal year beginning July 1, 2014, each county treasurer shall be paid by the department of revenue an amount equal to the amount of the commercial and industrial property tax replacement claims in the county, as calculated in subsection 4. If an amount appropriated for a fiscal year is insufficient to pay all replacement claims, the director of revenue shall prorate the payment of replacement claims to the county treasurers and shall notify the county auditors of the pro rata percentage on or before September 30.

3. On or before July 1 of each fiscal year beginning on or after July 1, 2014, the assessor shall report to the county auditor the total actual value of all commercial property and industrial property in the county that is subject to assessment and taxation for the assessment year used to calculate the taxes due and payable in that fiscal year.

4. On or before a date established by rule of the department of revenue of each fiscal year beginning on or after July 1, 2014, the county auditor shall prepare a statement, based upon the report received pursuant to subsection 3, listing for each taxing district in the county:

a. The difference between the assessed valuation of all commercial property and industrial property for the assessment year used to calculate taxes which are due and payable in the applicable fiscal year and the actual value of all commercial property and industrial property that is subject to assessment and taxation for the same assessment year. If the difference between the assessed value of all commercial property and industrial property and the actual valuation of all commercial property and industrial property is zero, there is no tax replacement for that taxing district for the fiscal year.

b. The tax levy rate per one thousand dollars of assessed value for each taxing district for that fiscal year.

c. The commercial and industrial property tax replacement claim for each taxing district. The replacement claim is equal to the amount determined pursuant to paragraph "a", multiplied by the tax rate specified in paragraph "b", and then divided by one thousand dollars.

5. For purposes of computing replacement amounts under this section, that portion of an urban renewal area defined as the sum of the assessed valuations defined in section 403.19, subsections 1 and 2, shall be considered a taxing district.

6. a. The county auditor shall certify and forward one copy of the statement to the department of revenue not later than a date of each year established by the department of revenue by rule.

b. The replacement claims shall be paid to each county treasurer in equal installments in September and March of each year. The county treasurer shall apportion the replacement claim payments among the eligible taxing districts in the county.

c. If the taxing district is an urban renewal area, the amount of the replacement claim shall be apportioned and credited to those portions of the assessed value defined in section 403.19, subsections 1 and 2, as follows:

(1) To that portion defined in section 403.19, subsection 1, an amount of the replacement claim that is proportionate to the amount of actual value of the commercial and industrial property in the urban renewal area as determined in section 403.19, subsection 1, that was subtracted pursuant to section 403.20, as it bears to the total amount of actual value of the commercial and industrial property in the urban renewal area that was subtracted pursuant to section 403.20 for the assessment year for property taxes due and payable in the fiscal year for which the replacement claim is computed.

(2) To that portion defined in section 403.19, subsection 2, the remaining amount, if any.

d. Notwithstanding the allocation provisions of paragraph "c", the amount of the tax replacement amount that shall be allocated to that portion of the assessed value defined in section 403.19, subsection 2, shall not exceed the amount equal to the amount certified to the county auditor under section 403.19 for the fiscal year in which the claim is paid, after deduction of the amount of other revenues committed for payment on that amount for the fiscal year. The amount not allocated to that portion of the assessed value defined in section 403.19, subsection 2, as a result of the operation of this paragraph, shall be allocated to that portion of assessed value defined in section 403.19, subsection 1.

e. The amount of the replacement claim amount credited to the portion of the assessed value defined in section 403.19, subsection 1, shall be allocated to and when received be paid into the fund for the respective taxing district as taxes by or for the taxing district into which all other property taxes are paid. The amount of the replacement claim amount credited to the portion of the assessed value defined in section 403.19, subsection 2, shall be allocated to and when collected be paid into the special fund of the municipality under section 403.19, subsection 2.

Sec. 21. SAVINGS PROVISION. This division of this Act, pursuant to section 4.13, does not affect the operation of, or prohibit the application of, prior provisions of section 441.21, or rules adopted under chapter 17A to administer prior provisions of section 441.21, for assessment years beginning before January 1, 2013, and for duties, powers, protests, appeals, proceedings, actions, or remedies attributable to an assessment year beginning before January 1, 2013.

Sec. 22. EFFECTIVE UPON ENACTMENT. This division of this Act, being deemed of immediate importance, takes effect upon enactment.

Sec. 23. RETROACTIVE APPLICABILITY. This division of this Act applies

retroactively to January 1, 2013, for assessment years beginning on or after that date.

DIVISION III

MULTIRESIDENTIAL PROPERTY CLASSIFICATION

Sec. 24. Section 404.2, subsection 2, paragraph f, Code 2013, is amended to read as follows:

f. A statement specifying whether the revitalization is applicable to none, some, or all of the property assessed as residential, multiresidential, agricultural, commercial, or industrial property within the designated area or a combination thereof and whether the revitalization is for rehabilitation and additions to existing buildings or new construction or both. If revitalization is made applicable only to some property within an assessment classification, the definition of that subset of eligible property must be by uniform criteria which further some planning objective identified in the plan. The city shall state how long it is estimated that the area shall remain a designated revitalization area which time shall be longer than one year from the date of designation and shall state any plan by the city to issue revenue bonds for revitalization projects within the area. For a county, a revitalization area shall include only property which will be used as industrial property, commercial property, ~~commercial property consisting of three or more separate living quarters with at least seventy-five percent of the space used for residential purposes~~, multiresidential property, or residential property. However, a county shall not provide a tax exemption under this chapter to commercial property, ~~commercial property consisting of three or more separate living quarters with at least seventy-five percent of the space used for residential purposes~~ multiresidential property, or residential property which is located within the limits of a city.

Sec. 25. Section 404.3, subsection 4, Code 2013, is amended to read as follows:

4. a. All qualified real estate assessed as ~~residential property or assessed as commercial property, if the commercial property consists of three or more separate living quarters with at least seventy-five percent of the space used for residential purposes~~, any of the following is eligible to receive a one hundred percent exemption from taxation on the actual value added by the improvements:

(1) Residential property.

(2) Commercial property if the commercial property consists of three or more separate living quarters with at least seventy-five percent of the space used for residential purposes.

(3) Multiresidential property if the multiresidential property consists of three or more separate living quarters with at least seventy-five percent of the space used for residential purposes.

b. The exemption is for a period of ten years.

Sec. 26. Section 441.21, subsection 8, paragraph b, Code 2013, is amended to read as follows:

b. Notwithstanding paragraph "a", any construction or installation of a solar energy system on property classified as agricultural, residential, commercial, multiresidential, or industrial property shall not increase the actual, assessed, and taxable values of the property for five full assessment years.

Sec. 27. Section 441.21, subsections 9 and 10, Code 2013, are amended to read as follows:

9. Not later than November 1, 1979, and November 1 of each subsequent year, the director shall certify to the county auditor of each county the percentages of actual value at which residential property, agricultural property, commercial property, industrial property, multiresidential property, and property valued by the department of revenue pursuant to chapters 428, 433, 434, 437, and 438 in each assessing jurisdiction in the county shall be assessed for taxation. The county auditor shall

proceed to determine the assessed values of agricultural property, residential property, commercial property, industrial property, multiresidential property, and property valued by the department of revenue pursuant to chapters 428, 433, 434, 437, and 438 by applying such percentages to the current actual value of such property, as reported to the county auditor by the assessor, and the assessed values so determined shall be the taxable values of such properties upon which the levy shall be made.

10. The percentage of actual value computed by the director for agricultural property, residential property, commercial property, industrial property, multiresidential property, and property valued by the department of revenue pursuant to chapters 428, 433, 434, 437, and 438 and used to determine assessed values of those classes of property does not constitute a rule as defined in section 17A.2, subsection 11.

Sec. 28. Section 441.21, Code 2013, is amended by adding the following new subsection:

NEW SUBSECTION. 13. *a.* Beginning with valuations established on or after January 1, 2015, mobile home parks, manufactured home communities, land-leased communities, assisted living facilities, property primarily used or intended for human habitation containing three or more separate dwelling units, and that portion of a building that is used or intended for human habitation and a proportionate share of the land upon which the building is situated, regardless of the number of dwelling units located in the building, if the use for human habitation is not the primary use of the building and such building is not otherwise classified as residential property, shall be valued as a separate class of property known as multiresidential property and, excluding properties referred to in section 427A.1, subsection 8, shall be assessed at a percentage of its actual value, as determined in this subsection.

b. For valuations established for the assessment year beginning January 1, 2015, the percentage of actual value as equalized by the director of revenue as provided in section 441.49 at which multiresidential property shall be assessed shall be the greater of eighty-six and twenty-five hundredths percent or the percentage of actual value determined by the director of revenue at which property assessed as residential property is assessed for the same assessment year under subsection 4. For valuations established for the assessment year beginning January 1, 2016, the percentage of actual value as equalized by the director of revenue as provided in section 441.49 at which multiresidential property shall be assessed shall be the greater of eighty-two and five-tenths percent or the percentage of actual value determined by the director of revenue at which property assessed as residential property is assessed for the same assessment year under subsection 4. For valuations established for the assessment year beginning January 1, 2017, the percentage of actual value as equalized by the director of revenue as provided in section 441.49 at which multiresidential property shall be assessed shall be the greater of seventy-eight and seventy-five hundredths percent or the percentage of actual value determined by the director of revenue at which property assessed as residential property is assessed for the same assessment year under subsection 4. For valuations established for the assessment year beginning January 1, 2018, the percentage of actual value as equalized by the director of revenue as provided in section 441.49 at which multiresidential property shall be assessed shall be the greater of seventy-five percent or the percentage of actual value determined by the director of revenue at which property assessed as residential property is assessed for the same assessment year under subsection 4. For valuations established for the assessment year beginning January 1, 2019, the percentage of actual value as equalized by the director of revenue as provided in section 441.49 at which multiresidential property shall be assessed shall be the greater of seventy-one and twenty-five hundredths percent or the percentage of actual value determined by the director of revenue at which property assessed as residential property is assessed for

the same assessment year under subsection 4. For valuations established for the assessment year beginning January 1, 2020, the percentage of actual value as equalized by the director of revenue as provided in section 441.49 at which multiresidential property shall be assessed shall be the greater of sixty-seven and five-tenths percent or the percentage of actual value determined by the director of revenue at which property assessed as residential property is assessed for the same assessment year under subsection 4. For valuations established for the assessment year beginning January 1, 2021, the percentage of actual value as equalized by the director of revenue as provided in section 441.49 at which multiresidential property shall be assessed shall be the greater of sixty-three and seventy-five hundredths percent or the percentage of actual value determined by the director of revenue at which property assessed as residential property is assessed for the same assessment year under subsection 4. For valuations established for the assessment year beginning January 1, 2022, and each assessment year thereafter, the percentage of actual value as equalized by the director of revenue as provided in section 441.49 at which multiresidential property shall be assessed shall be equal to the percentage of actual value determined by the director of revenue at which property assessed as residential property is assessed under subsection 4 for the same assessment year.

c. Accordingly, for parcels that, in part, satisfy the requirements for classification as multiresidential property, the assessor shall assign to that portion of the parcel the classification of multiresidential property and to such other portions of the parcel the property classification for which such other portions qualify.

d. In no case, however, shall property that is rented or leased to low-income individuals and families as authorized by section 42 of the Internal Revenue Code, and that is subject to assessment procedures relating to section 42 property under section 441.21, subsection 2, or a hotel, motel, inn, or other building where rooms or dwelling units are usually rented for less than one month be classified as multiresidential property under this subsection.

e. As used in this subsection:

(1) “*Assisted living facility*” means property for providing assisted living as defined in section 231C.2. “*Assisted living facility*” also includes a health care facility, as defined in section 135C.1, an elder group home, as defined in section 231B.1, a child foster care facility under chapter 237, or property used for a hospice program as defined in section 135J.1.

(2) “*Dwelling unit*” means an apartment, group of rooms, or single room which is occupied as separate living quarters or, if vacant, is intended for occupancy as separate living quarters, in which a tenant can live and sleep separately from any other persons in the building.

(3) “*Land-leased community*” means the same as defined in sections 335.30A and 414.28A.

(4) “*Manufactured home community*” means the same as a land-leased community.

(5) “*Mobile home park*” means the same as defined in section 435.1.

Sec. 29. Section 558.46, subsection 5, Code 2013, is amended to read as follows:

5. For the purposes of this section, “*residential property*” includes commercial or multiresidential property ~~consisting~~ if such commercial or multiresidential property consists of three or more separate living quarters with at least seventy-five percent of the space used for residential purposes.

Sec. 30. EFFECTIVE DATE. This division of this Act takes effect January 1, 2015.

DIVISION IV

TELECOMMUNICATIONS COMPANY PROPERTY TAXATION

Sec. 31. Section 433.4, Code 2013, is amended to read as follows:

433.4 Assessment and exemption.

1. The director of revenue shall on or before October 31 each year, proceed to find the actual value of the property of these companies in this state that is used by the companies in the transaction of telegraph and telephone business, taking into consideration the information obtained from the statements required, and any further information the director can obtain, using the same as a means for determining the actual cash value of the property of these companies within this state. The director shall also take into consideration the valuation of all property of these companies, including franchises and the use of the property in connection with lines outside the state, and making these deductions as may be necessary on account of extra value of property outside the state as compared with the value of property in the state, in order that the actual cash value of the property of the company within this state may be ascertained. The assessment shall include all property of every kind and character whatsoever, real, personal, or mixed, used by the companies in the transaction of telegraph and telephone business; and the. The property so included in the assessment shall not be taxed in any other manner than as provided in this chapter.

2. a. For assessment years beginning on or after January 1, 2013, each company assessed for taxation under this chapter shall receive a partial exemption from taxation on the value of the company's property as provided in this subsection.

b. For the assessment year beginning January 1, 2013, the total amount of the exemption for each company shall be equal to the sum of the following amounts:

(1) An amount equal to twenty percent of the actual value of the property of such company for that assessment year, as determined under subsection 1, that exceeds zero dollars but does not exceed twenty million dollars.

(2) An amount equal to seventeen and five-tenths percent of the actual value of the property of such company for that assessment year, as determined under subsection 1, that exceeds twenty million dollars but does not exceed fifty-five million dollars.

(3) An amount equal to twelve and five-tenths percent of the actual value of the property of such company for that assessment year, as determined under subsection 1, that exceeds fifty-five million dollars but does not exceed five hundred million dollars.

(4) An amount equal to ten percent of the actual value of the property of such company for that assessment year, as determined under subsection 1, that exceeds five hundred million dollars.

c. For the assessment year beginning January 1, 2014, and each assessment year thereafter, the total amount of the exemption for each company shall be equal to the sum of the following amounts:

(1) An amount equal to forty percent of the actual value of the property of such company for that assessment year, as determined under subsection 1, that exceeds zero dollars but does not exceed twenty million dollars.

(2) An amount equal to thirty-five percent of the actual value of the property of such company for that assessment year, as determined under subsection 1, that exceeds twenty million dollars but does not exceed fifty-five million dollars.

(3) An amount equal to twenty-five percent of the actual value of the property of such company for that assessment year, as determined under subsection 1, that exceeds fifty-five million dollars but does not exceed five hundred million dollars.

(4) An amount equal to twenty percent of the actual value of the property of such company for that assessment year, as determined under subsection 1, that exceeds five hundred million dollars.

Sec. 32. Section 433.5, Code 2013, is amended to read as follows:

433.5 Actual value per mile — exemption value per mile.

1. The director of revenue shall ascertain the actual value per mile of the property of each of said companies company within this state by dividing the total actual value, as above ascertained under section 433.4, subsection 1, by the number of miles of line of

such company within the state, and the result shall be deemed and held to be the actual value per mile of line of the property of such company within this state.

2. The director of revenue shall ascertain the exemption value per mile of the property of each company within this state by dividing the amount of the exemption for that company determined under section 433.4, subsection 2, by the number of miles of line of such company within the state, and the result shall be deemed and held to be the exemption value per mile of line for that company.

Sec. 33. Section 433.8, Code 2013, is amended to read as follows:

433.8 Assessment in each county — how certified.

The director of revenue shall, for the purpose of determining what amount shall be assessed to ~~any one of said companies~~ each company in each county of the state into which the line of the said company extends, ~~multiply the assessed or taxable value per mile of line of said company, as above ascertained, by the number of miles in each of said counties, and the result thereof shall be by the director certified~~ certify to the several county auditors of the respective counties into, over, or through which said line extends ~~the number of miles of line in the county for that company, the actual value per mile of line for that company, and the exemption value per mile of line for that company.~~

Sec. 34. Section 433.9, Code 2013, is amended to read as follows:

433.9 Entry of certificate.

At the first meeting of the board of supervisors held after ~~such statement~~ the certification made under section 433.8 is received by the county auditor, ~~the board shall cause such statement certification~~ to be entered in its minute book, and make and enter therein an order stating the length of the lines, ~~and the assessed actual value of the property, and the exempted value of the property~~ of each of said companies situated in each city, township, or lesser taxing district in its county, as fixed by the director of revenue, ~~which. The value certified by the director of revenue, following application of the percentage of actual value under section 441.21, and following the application of the exemption value certified by the director of revenue,~~ shall constitute the taxable value of said property for taxing purposes, and the taxes on said property when collected by the county treasurer shall be disposed of as other taxes on real estate. The county auditor shall transmit a copy of said order to the council or trustees of each city or township in which the lines of said company extend.

Sec. 35. REPEAL. Section 433.6, Code 2013, is repealed.

Sec. 36. PROPERTY TAXATION OF TELECOMMUNICATIONS COMPANIES STUDY — REPORT.

1. a. The department of revenue, in consultation with the department of management, representatives of companies providing telecommunications services in this state by any means, including but not limited to mobile, wireless, voice over internet protocol, and landline, and other interested persons shall study the current system of assessing telecommunications company property and levying property tax against companies that provide telecommunications services in this state and make recommendations for changes.

b. The department of revenue shall prepare and file a report detailing recommendations for changes to the current system of assessing telecommunications company property and levying property tax against companies providing telecommunications services in this state. The report shall also include recommendations for establishing methods to provide equivalent property tax treatment for all companies providing telecommunications services in this state and recommendations for apportioning property tax revenues to the appropriate local taxing authorities in the state. The report shall also include proposed legislation to implement the recommendations contained in the report. The report shall be filed by

the department of revenue with the chairpersons and ranking members of the ways and means committees of the senate and the house of representatives and with the legislative services agency by August 1, 2015.

c. Upon receipt of the report by the chairpersons and ranking members of the ways and means committees under paragraph “b”, a legislative telecommunications company property tax review committee consisting of six members of the general assembly, two appointed by the majority leader of the senate, one appointed by the minority leader of the senate, two appointed by the speaker of the house of representatives, and one appointed by the minority leader of the house of representatives shall review the information and recommendations contained in the report. The department of revenue shall provide additional information and analysis to the review committee or the general assembly upon request of the review committee.

2. Each company providing telecommunications services in this state by any means, including but not limited to mobile, wireless, voice over internet protocol, and landline, shall on or before a date specified by the director of revenue submit to the department of revenue such information determined by the director of revenue to be necessary to facilitate the creation of the report required under this section. However, the director of revenue shall only request aggregate statistical data or information from such companies and in no case shall such companies be required under this section to provide data or information about any individual end user or customer, including but not limited to account information, place of primary use, or service address information within the meaning of section 423.20. In addition, such companies shall not be required to resubmit any information that was submitted to the director of revenue pursuant to the requirements of chapter 433. Information provided to the department under this section shall be verified by the company’s president or secretary. The confidentiality provisions of sections 422.20 and 422.72 apply to all information received by the department of revenue for purposes of the report pursuant to this section and pursuant to chapter 433, if applicable.

Sec. 37. IMPLEMENTATION. Section 25B.7 shall not apply to this division of this Act.

Sec. 38. EFFECTIVE UPON ENACTMENT. This division of this Act, being deemed of immediate importance, takes effect upon enactment.

Sec. 39. RETROACTIVE APPLICABILITY. This division of this Act applies retroactively to assessment years beginning on or after January 1, 2013.

DIVISION V

IOWA TAXPAYERS TRUST FUND TAX CREDIT

Sec. 40. TAXPAYERS TRUST FUND — IOWA TAXPAYERS TRUST FUND TAX CREDIT TRANSFER. During the fiscal year beginning July 1, 2013, there is transferred from the taxpayers trust fund created in section 8.57E to the Iowa taxpayers trust fund tax credit fund created in section 422.11E, an amount equal to the sum of the balance of the taxpayers trust fund as determined after the close of the fiscal year beginning July 1, 2012, and ending June 30, 2013, including the amount transferred for that fiscal year to the taxpayers trust fund from the Iowa economic emergency fund created in section 8.55 in the fiscal year beginning July 1, 2013, and ending June 30, 2014, to be used for the Iowa taxpayers trust fund tax credit in accordance with section 422.11E, subsection 5.

Sec. 41. Section 8.57E, subsection 2, Code 2013, is amended to read as follows:

2. Moneys in the taxpayers trust fund shall only be used pursuant to appropriations or transfers made by the general assembly for tax relief. During each fiscal year beginning on or after July 1, 2014, in which the balance of the taxpayers trust fund equals or exceeds thirty million dollars, there is transferred from the taxpayers trust fund to the Iowa taxpayers trust fund tax credit fund created in section 422.11E, the

entire balance of the taxpayers trust fund to be used for the Iowa taxpayers trust fund tax credit in accordance with section 422.11E, subsection 5.

Sec. 42. Section 257.21, unnumbered paragraph 2, Code 2013, is amended to read as follows:

The instructional support income surtax shall be imposed on the state individual income tax for the calendar year during which the school's budget year begins, or for a taxpayer's fiscal year ending during the second half of that calendar year and after the date the board adopts a resolution to participate in the program or the first half of the succeeding calendar year, and shall be imposed on all individuals residing in the school district on the last day of the applicable tax year. As used in this section, "*state individual income tax*" means the taxes computed under section 422.5, less the amounts of nonrefundable credits allowed under chapter 422, division II, except for the Iowa taxpayers trust fund tax credit allowed under section 422.11E.

Sec. 43. **NEW SECTION. 422.11E Iowa taxpayers trust fund tax credit.**

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

a. "Eligible individual" means, with respect to a tax year, an individual who makes and files an individual income tax return pursuant to section 422.13. "*Eligible individual*" does not include an estate or trust, or an individual for whom an individual income tax return was not timely filed, including extensions.

b. "Unclaimed tax credit" means, with respect to a tax year, the aggregate amount by which the Iowa taxpayers trust fund tax credits that were eligible to be claimed by eligible individuals, if any, exceeds the Iowa taxpayers trust fund tax credits actually claimed by eligible individuals, if any.

2. The taxes imposed under this division, less the credits allowed under this division except the credits for withheld tax and estimated tax paid in section 422.16, shall be reduced by an Iowa taxpayers trust fund tax credit to an eligible individual for the tax year beginning January 1 immediately preceding July 1 of any fiscal year during which a transfer, if any, is made from the taxpayers trust fund in section 8.57E to the Iowa taxpayers trust fund tax credit fund created in this section.

3. The credit shall be equal to the quotient of the amount transferred to the Iowa taxpayers trust fund tax credit fund in the applicable fiscal year, divided by the number of eligible individuals for the tax year immediately preceding the tax year for which the credit in this section is allowed, as determined by the director of revenue in accordance with this section, rounded down to the nearest whole dollar. The department of revenue shall draft the income tax form for any tax year in which a credit will be allowed under this section to provide the information and space necessary for eligible individuals to claim the credit.

4. Any credit in excess of the taxpayer's liability for the tax year is not refundable and shall not be credited to the tax liability for any following year or carried back to a tax year prior to the tax year in which the taxpayer claims the credit.

5. *a.* There is established within the state treasury under the control of the department an Iowa taxpayers trust fund tax credit fund consisting of any moneys transferred by the general assembly by law from the taxpayers trust fund created in section 8.57E for purposes of the credit provided in this section. For the fiscal year beginning July 1, 2013, and for each fiscal year thereafter, the department shall transfer from the Iowa taxpayers trust fund tax credit fund to the general fund of the state, the lesser of the balance of the Iowa taxpayers trust fund tax credit fund or an amount of money equal to the Iowa taxpayers trust fund tax credits claimed in that fiscal year, if any. Any moneys in the Iowa taxpayers trust fund tax credit fund which represent unclaimed tax credits shall immediately revert to the taxpayers trust fund created in section 8.57E. Interest or earnings on moneys in the Iowa taxpayers trust fund tax credit fund shall be credited to the taxpayers trust fund created in section

8.57E.

b. The moneys transferred to the general fund of the state in accordance with this subsection shall not be considered new revenues for purposes of the state general fund expenditure limitation under section 8.54 but instead as replacement of a like amount included in the expenditure limitation for the fiscal year in which the transfer is made.

Sec. 44. Section 422D.2, Code 2013, is amended to read as follows:

422D.2 Local income surtax.

A county may impose by ordinance a local income surtax as provided in section 422D.1 at the rate set by the board of supervisors, of up to one percent, on the state individual income tax of each individual residing in the county at the end of the individual's applicable tax year. However, the cumulative total of the percents of income surtax imposed on any taxpayer in the county shall not exceed twenty percent. The reason for imposing the surtax and the amount needed shall be set out in the ordinance. The surtax rate shall be set to raise only the amount needed. For purposes of this section, "state individual income tax" means the tax computed under section 422.5, less the amounts of nonrefundable credits allowed under chapter 422, division II, except for the Iowa taxpayers trust fund tax credit allowed under section 422.11E.

Sec. 45. EFFECTIVE UPON ENACTMENT. This division of this Act, being deemed of immediate importance, takes effect upon enactment.

Sec. 46. RETROACTIVE APPLICABILITY. This division of this Act applies retroactively to January 1, 2013, for tax years beginning on or after that date.

DIVISION VI

PROPERTY ASSESSMENT APPEAL BOARD

Sec. 47. Section 421.1A, subsection 2, paragraph b, Code 2013, is amended to read as follows:

b. Each member of the property assessment appeal board shall be qualified by virtue of at least two years' experience in the area of government, corporate, or private practice relating to property appraisal and property tax administration. ~~One member~~ Two members of the board shall be a certified real estate appraiser ~~or hold a professional appraisal designation, property appraisers and~~ one member shall be an attorney practicing in the area of state and local taxation or property tax appraisals, ~~and one member shall be a professional with experience in the field of accounting or finance and with experience in state and local taxation matters.~~ No more than two members of the board may be from the same political party as that term is defined in section 43.2.

Sec. 48. Section 421.1A, subsection 6, Code 2013, is amended to read as follows:

6. The members of the property assessment appeal board shall receive ~~compensation from the state commensurate with the salary of a district judge through December 31, 2013~~ a salary set by the governor within a range established by the general assembly. The members of the board shall be considered state employees for purposes of salary and benefits. The members of the board and any employees of the board, when required to travel in the discharge of official duties, shall be paid their actual and necessary expenses incurred in the performance of duties.

Sec. 49. Section 421.1A, subsection 7, Code 2013, is amended by striking the subsection.

Sec. 50. Section 441.21, subsection 3, Code 2013, is amended to read as follows:

3. a. "Actual value", "taxable value", or "assessed value" as used in other sections of the Code in relation to assessment of property for taxation shall mean the valuations as determined by this section; however, other provisions of the Code providing special methods or formulas for assessing or valuing specified property shall remain in effect, but this section shall be applicable to the extent consistent with such provisions. The assessor and department of revenue shall disclose at the written request of the

taxpayer all information in any formula or method used to determine the actual value of the taxpayer's property.

b. The burden of proof shall be upon any complainant attacking such valuation as excessive, inadequate, inequitable, or capricious; however, in protest or appeal proceedings when the complainant offers competent evidence by at least two disinterested witnesses that the market value of the property is less than the market value determined by the assessor, the burden of proof thereafter shall be upon the officials or persons seeking to uphold such valuation to be assessed.

Sec. 51. Section 441.23, Code 2013, is amended to read as follows:

441.23 Notice of valuation.

If there has been an increase or decrease in the valuation of the property, or upon the written request of the person assessed, the assessor shall, at the time of making the assessment, inform the person assessed, in writing, of the valuation put upon the taxpayer's property, and notify the person, that if the person feels aggrieved, to contact the assessor pursuant to section 441.30 or to appear before the board of review and show why the assessment should be changed. However, if the valuation of a class of property is uniformly decreased, the assessor may notify the affected property owners by publication in the official newspapers of the county. The owners of real property shall be notified not later than April ~~15~~ 1 of any adjustment of the real property assessment.

Sec. 52. Section 441.26, subsection 1, Code 2013, is amended to read as follows:

1. The director of revenue shall each year prescribe the form of assessment roll to be used by all assessors in assessing property, in this state, also the form of pages of the assessor's assessment book. The assessment rolls shall be in a form that will permit entering, separately, the names of all persons assessed, and shall also contain a notice in substantially the following form:

If you are not satisfied that the foregoing assessment is correct, you may contact the assessor on or after April 1, to and including May 4, of the year of the assessment to request an informal review of the assessment pursuant to section 441.30.

If you are not satisfied that the foregoing assessment is correct, you may file a protest against such assessment with the board of review on or after April ~~16~~ 7, to and including May 5, of the year of the assessment, such protest to be confined to the grounds specified in section 441.37.

Dated: .. day of ... (month), .. (year)

.....

County/City Assessor.

Sec. 53. Section 441.28, Code 2013, is amended to read as follows:

441.28 Assessment rolls — change — notice to taxpayer.

The assessment shall be completed not later than April ~~15~~ 1 each year. If the assessor makes any change in an assessment after it has been entered on the assessor's rolls, the assessor shall note on the roll, together with the original assessment, the new assessment and the reason for the change, together with the assessor's signature and the date of the change. Provided, however, in the event the assessor increases any assessment the assessor shall give notice of the increase in writing to the taxpayer by mail postmarked no later than April ~~15~~ 1. No changes shall be made on the assessment rolls after April ~~15~~ 1 except by order of the board of review or of the property assessment appeal board, or by decree of court.

Sec. 54. NEW SECTION. **441.30 Informal assessment review period — recommendation.**

1. Any property owner or aggrieved taxpayer who is dissatisfied with the owner's or taxpayer's assessment may contact the assessor by telephone or in writing by paper or electronic medium on or after April 1, to and including May 4, of the year of the

assessment to inquire about the specifics and accuracy of the assessment. Such an inquiry may also include a request for an informal review of the assessment by the assessor under one or more of the grounds for protest authorized under section 441.37 for the same assessment year.

2. In response to an inquiry under subsection 1, if the assessor, following an informal review, determines that the assessment was incorrect under one or more of the grounds for protest authorized under section 441.37 for the same assessment year, the assessor may recommend that the property owner or aggrieved taxpayer file a protest with the local board of review and may file a recommendation with the local board of review related to the informal review.

3. A recommendation filed with the local board of review by the assessor pursuant to subsection 2 shall be utilized by the local board of review in the evaluation of all evidence properly before the local board of review.

4. This section, including any action taken by the assessor under this section, shall not be construed to limit a property owner or taxpayer's ability to file a protest with the local board of review under section 441.37.

Sec. 55. Section 441.35, subsection 2, Code 2013, is amended to read as follows:

2. In any year after the year in which an assessment has been made of all of the real estate in any taxing district, the board of review shall meet as provided in section 441.33, and where the board finds the same has changed in value, the board shall revalue and reassess any part or all of the real estate contained in such taxing district, and in such case, the board shall determine the actual value as of January 1 of the year of the revaluation and reassessment and compute the taxable value thereof. ~~Any aggrieved taxpayer may petition for a revaluation of the taxpayer's property, but no reduction or increase shall be made for prior years.~~ If the assessment of any such property is raised, or any property is added to the tax list by the board, the clerk shall give notice in the manner provided in section 441.36. However, if the assessment of all property in any taxing district is raised, the board may instruct the clerk to give immediate notice by one publication in one of the official newspapers located in the taxing district, and such published notice shall take the place of the mailed notice provided for in section 441.36, but all other provisions of that section shall apply. The decision of the board as to the foregoing matters shall be subject to appeal to the property assessment appeal board within the same time and in the same manner as provided in section 441.37A and to the district court within the same time and in the same manner as provided in section 441.38.

Sec. 56. Section 441.37, subsection 1, paragraphs a and b, Code 2013, are amended to read as follows:

a. Any property owner or aggrieved taxpayer who is dissatisfied with the owner's or taxpayer's assessment may file a protest against such assessment with the board of review on or after April 17, to and including May 5, of the year of the assessment. In any county which has been declared to be a disaster area by proper federal authorities after March 1 and prior to May 20 of said year of assessment, the board of review shall be authorized to remain in session until June 15 and the time for filing a protest shall be extended to and include the period from May 25 to June 5 of such year. ~~Said~~ The protest shall be in writing and, ~~except as provided in subsection 2A,~~ signed by the one protesting or by the protester's duly authorized agent. The taxpayer may have an oral hearing ~~thereon on the protest if the request therefor for the oral hearing is made in writing is made~~ at the time of filing the protest. ~~Said~~ The protest must be confined to one or more of the following grounds:

(1) For odd-numbered assessment years and for even-numbered assessment years for property that was reassessed in such even-numbered assessment year:

(a) That said assessment is not equitable as compared with assessments of other like

property in the taxing district. When this ground is relied upon as the basis of a protest the legal description and assessments of a representative number of comparable properties, as described by the aggrieved taxpayer shall be listed on the protest, otherwise said protest shall not be considered on this ground.

(2) ~~(b)~~ (b) That the property is assessed for more than the value authorized by law, ~~stating. When this ground is relied upon, the protesting party shall state~~ the specific amount which the protesting party believes the property to be overassessed, and the amount which the party considers to be its actual value ~~and the amount the party considers a fair assessment.~~

(3) ~~(c)~~ (c) That the property is not assessable, is exempt from taxes, or is misclassified and stating the reasons for the protest.

(4) ~~(d)~~ (d) That there is an error in the assessment and state the specific alleged error. When this ground is relied upon, the error may include but is not limited to listing errors, clerical or mathematical errors, or other errors that result in an error in the assessment.

(5) ~~(e)~~ (e) That there is fraud in the assessment which shall be specifically stated.

(2) For even-numbered assessment years, when the property has not been reassessed in such even-numbered assessment year, that there has been a decrease in the value of the property from the previous reassessment year. When this ground is relied upon, the protesting party shall show the decrease in value by comparing the market value of the property as of January 1 of the current assessment year and the actual value of the property for the previous reassessment year. Such protest shall be in the same manner as described in this section and shall be reviewed by the local board of review pursuant to section 441.35, subsection 2, but a reduction or increase shall not be made for prior years.

~~b. In addition to the above, the property owner may protest annually to the board of review under the provisions of section 441.35, but such protest shall be in the same manner and upon the same terms as heretofore prescribed in this section. The burden of proof for all protests filed under this section shall be as stated in section 441.21, subsection 3.~~

Sec. 57. Section 441.37, Code 2013, is amended by adding the following new subsection:

NEW SUBSECTION. 2A. For assessment years beginning on or after January 1, 2014, the board of review may allow property owners or aggrieved taxpayers who are dissatisfied with the owner's or taxpayer's assessment to file a protest against such assessment by electronic means. Electronic filing of assessment protests may be authorized for the protest period that begins April 7, the protest period that begins October 15, or both. Except for the requirement that a protest be signed, all other requirements of this section for an assessment protest to the board of review shall apply to a protest filed electronically. If electronic filing is authorized by the local board of review, the availability of electronic filing shall be clearly indicated on the assessment roll notice provided to the property owner or taxpayer and included in the published equalization order notice.

Sec. 58. Section 441.37A, subsection 1, paragraphs a and b, Code 2013, are amended to read as follows:

a. For the assessment year beginning January 1, 2007, and all subsequent assessment years beginning before January 1, 2018, appeals may be taken from the action of the board of review with reference to protests of assessment, valuation, or application of an equalization order to the property assessment appeal board created in section 421.1A. However, a property owner or aggrieved taxpayer or an appellant described in section 441.42 may bypass the property assessment appeal board and appeal the decision of the local board of review to the district court pursuant to section

441.38.

b. For an appeal to the property assessment appeal board to be valid, written notice must be filed by the party appealing the decision with the secretary of the property assessment appeal board within twenty days after the date ~~the board of review's letter of disposition of the appeal is postmarked to the party making the protest of adjournment of the local board of review or May 31, whichever is later.~~ The written notice of appeal shall include a petition setting forth the basis of the appeal and the relief sought. No new grounds in addition to those set out in the protest to the local board of review as provided in section 441.37 can be pleaded, but additional evidence to sustain those grounds may be introduced. The assessor shall have the same right to appeal to the assessment appeal board as an individual taxpayer, public body, or other public officer as provided in section 441.42. An appeal to the board is a contested case under chapter 17A.

Sec. 59. Section 441.37A, subsection 1, Code 2013, is amended by adding the following new paragraph:

NEW PARAGRAPH. e. For the assessment year beginning January 1, 2014, the property assessment appeal board may, by rule, provide for the filing of a notice of appeal and petition with the secretary of the board by electronic means. All requirements of this section for an appeal to the board shall apply to an appeal filed electronically.

Sec. 60. Section 441.37A, subsection 2, Code 2013, is amended to read as follows:

2. a. A party to the appeal may request a hearing or the appeal may proceed without a hearing. If a hearing is requested, the appellant and the local board of review from which the appeal is taken shall be given at least thirty days' written notice by the property assessment appeal board of the date the appeal shall be heard and the local board of review may be present and participate at such hearing. Notice to all affected taxing districts shall be deemed to have been given when written notice is provided to the local board of review. The requirement of thirty days' written notice may be waived by mutual agreement of all parties to the appeal. Failure by the appellant to appear at the property assessment appeal board hearing shall ~~be grounds for result in~~ dismissal of the appeal unless a continuance is granted to the appellant by the board following a showing of good cause for the appellant's failure to appear. If an appeal is dismissed for failure to appear, the property assessment appeal board shall have no jurisdiction to consider any subsequent appeal on the appellant's protest.

b. ~~An~~ Each appeal may be considered by ~~less than a majority of the one or more~~ members of the board, and the chairperson of the board may assign members to consider appeals. If a hearing is requested, it shall be open to the public and shall be conducted in accordance with the rules of practice and procedure adopted by the board. The board may provide by rule for participation in such hearings by telephone or other means of electronic communication. However, any deliberation of a the board or of board ~~member members~~ considering the appeal in reaching a decision on any appeal shall be confidential. ~~A meeting of the board~~ Any deliberation of the board or of board members to rule on procedural motions in a pending appeal or to deliberate on the decision to be reached in an appeal is exempt from the provisions of chapter 21. The property assessment appeal board or any member of the board considering the appeal may require the production of any books, records, papers, or documents as evidence in any matter pending before the board that may be material, relevant, or necessary for the making of a just decision. Any books, records, papers, or documents produced as evidence shall become part of the record of the appeal. Any testimony given relating to the appeal shall be transcribed and made a part of the record of the appeal.

Sec. 61. Section 441.37A, subsection 3, paragraph a, Code 2013, is amended to read as follows:

a. The burden of proof for all appeals before the board shall be as stated in section 441.21, subsection 3. The board ~~member~~ members considering the appeal shall determine anew all questions arising before the local board of review which relate to the liability of the property to assessment or the amount thereof. All of the evidence shall be considered and there shall be no presumption as to the correctness of the valuation of assessment appealed from. The property assessment appeal board shall ~~make issue~~ a decision in each appeal filed with the board. If the appeal is considered by less than a ~~majority~~ the full membership of the board, the determination made by ~~that member~~ such members shall be forwarded to the full board for approval, rejection, or modification. If the initial determination is rejected by the board, it shall be returned for reconsideration to the board ~~member~~ members making the initial determination. Any deliberation of the board regarding an initial determination shall be confidential.

Sec. 62. 2005 Iowa Acts, chapter 150, section 134, is amended to read as follows:

SEC. 134. FUTURE REPEAL.

1. The sections of this division of this Act amending sections 7E.6, 13.7, 428.4, 441.19, 441.35, 441.38, 441.39, 441.43, 441.49, and 445.60, and enacting sections 421.1A and 441.37A, are repealed effective July 1, ~~2013~~ 2018.

2. The portion of the section of this division of this Act amending section 441.28 relating only to the property assessment appeal board is repealed effective July 1, ~~2013~~ 2018.

3. The repeals provided for in subsections 1 and 2 shall include all subsequent amendments to such sections relating to the property assessment appeal board.

Sec. 63. 2008 Iowa Acts, chapter 1191, section 14, subsection 5, is amended to read as follows:

5. The following are range 5 positions: administrator of the division of homeland security and emergency management of the department of public defense, state public defender, drug policy coordinator, labor commissioner, workers' compensation commissioner, director of the department of cultural affairs, director of the department of elder affairs, director of the law enforcement academy, members of the property assessment appeal board, and administrator of the historical division of the department of cultural affairs.

Sec. 64. EFFECTIVE UPON ENACTMENT. This division of this Act, being deemed of immediate importance, takes effect upon enactment.

Sec. 65. APPLICABILITY. Except as otherwise provided in this division of this Act, this division of this Act applies to assessment years beginning on or after January 1, 2014.

Sec. 66. APPLICABILITY. The following provision of this division of this Act applies to appointments to the property assessment appeal board on or after the effective date of this division of this Act:

1. The section of this division of this Act amending section 421.1A, subsection 2, paragraph "b".

Sec. 67. APPLICABILITY. The following provisions of this division of this Act apply to fiscal years beginning on or after July 1, 2013:

1. The section of this division of this Act amending section 421.1A, subsection 6.

2. The section of this division of this Act amending 2008 Iowa Acts, chapter 1191, section 14, subsection 5.

Sec. 68. APPLICABILITY. The following provision of this division of this Act applies on or after the effective date of this division of this Act:

1. The section of this division of this Act amending 2005 Iowa Acts, chapter 150, section 134.

Sec. 69. RETROACTIVE APPLICABILITY. The following provision of this division of this Act applies retroactively to January 1, 2013, for assessment years beginning on

or after that date:

1. The section of this division of this Act amending section 441.37A, subsection 2.

DIVISION VII

EARNED INCOME TAX CREDIT

Sec. 70. Section 422.12B, subsection 1, Code 2013, is amended to read as follows:

1. a. The taxes imposed under this division less the credits allowed under section 422.12 shall be reduced by an earned income credit equal to ~~seven percent~~ the following percentage of the federal earned income credit provided in section 32 of the Internal Revenue Code-;

(1) For the tax year beginning in the 2013 calendar year, fourteen percent.

(2) For tax years beginning on or after January 1, 2014, fifteen percent.

b. Any credit in excess of the tax liability is refundable.

Sec. 71. RETROACTIVE APPLICABILITY. This division of this Act applies retroactively to January 1, 2013, for tax years beginning on or after that date.>

2. Title page, by striking lines 1 through 4 and inserting <An Act relating to state and local finances by establishing a business property tax credit for commercial, industrial, and railway property, establishing and modifying property assessment limitations, providing for commercial and industrial property tax replacement payments, providing for the classification of multiresidential property, modifying provisions for the taxation of telecommunications company property, providing for the study of the taxation of telecommunications company property, providing a taxpayers trust fund tax credit, modifying provisions relating to the property assessment appeal board, modifying the amount of the earned income tax credit, making appropriations, providing penalties, and including effective date, implementation, retroactive applicability, and other applicability provisions.>

ON THE PART OF THE SENATE:

ON THE PART OF THE HOUSE:

MATT McCOY, CHAIR

TOM SANDS, CHAIR

JOE BOLKCOM

CHRIS HAGENOW

BILL DIX

JO OLDSON

WILLIAM A. DOTZLER, JR.

STEVE OLSON

RANDY FEENSTRA

ROGER THOMAS

SENATE FILE 430

To the President of the Senate and the Speaker of the House of Representatives:

We, the undersigned members of the conference committee appointed to resolve the differences between the Senate and House of Representatives on Senate File 430, a bill for an Act relating to appropriations to the department of cultural affairs, the economic development authority, the board of regents and certain board of regents institutions, the department of workforce development, the Iowa finance authority, and the public employment relations board, providing for other properly related matters, and including effective date and retroactive applicability provisions, respectfully make the following report:

1. That the House recedes from its amendment, S-3161.

2. That Senate File 430, as amended, passed, and reprinted by the Senate, is amended to read as follows:

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

<DIVISION I
FY 2013-2014

Section 1. DEPARTMENT OF CULTURAL AFFAIRS.

1. There is appropriated from the general fund of the state to the department of cultural affairs for the fiscal year beginning July 1, 2013, and ending June 30, 2014, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

a. ADMINISTRATION

For salaries, support, maintenance, miscellaneous purposes, and for not more than the following full-time equivalent positions for the department:

..... \$ 171,813
..... FTEs 74.50

The department of cultural affairs shall coordinate activities with the tourism office of the economic development authority to promote attendance at the state historical building and at this state’s historic sites.

Full-time equivalent positions authorized under this paragraph shall be funded, in full or in part, using moneys appropriated under this paragraph and paragraphs “c” through “g”.

b. COMMUNITY CULTURAL GRANTS

For planning and programming for the community cultural grants program established under section 303.3:

..... \$ 172,090

c. HISTORICAL DIVISION

For the support of the historical division:

..... \$ 3,167,701

d. HISTORIC SITES

For the administration and support of historic sites:

..... \$ 426,398

e. ARTS DIVISION

For the support of the arts division:

..... \$ 1,233,764

Of the moneys appropriated in this paragraph, the department shall allocate \$300,000 for purposes of the film office.

f. IOWA GREAT PLACES

For the Iowa great places program established under section 303.3C:

..... \$ 150,000

g. ARCHIVE IOWA GOVERNORS’ RECORDS

For archiving the records of Iowa governors:

..... \$ 65,933

h. RECORDS CENTER RENT

For payment of rent for the state records center:

..... \$ 227,243

i. BATTLE FLAGS

For continuation of the project recommended by the Iowa battle flag advisory committee to stabilize the condition of the battle flag collection:

..... \$ 94,000

2. Notwithstanding section 8.33, moneys appropriated in this section that remain unencumbered or unobligated at the close of the fiscal year shall not revert but shall remain available for expenditure for the purposes designated until the close of the succeeding fiscal year.

Sec. 2. GOALS AND ACCOUNTABILITY — ECONOMIC DEVELOPMENT.

1. For the fiscal year beginning July 1, 2013, the goals for the economic development authority shall be to expand and stimulate the state economy, increase the wealth of Iowans, and increase the population of the state.

2. To achieve the goals in subsection 1, the economic development authority shall do all of the following for the fiscal year beginning July 1, 2013:

- a. Concentrate its efforts on programs and activities that result in commercially viable products and services.
- b. Adopt practices and services consistent with free market, private sector philosophies.
- c. Ensure economic growth and development throughout the state.
- d. Work with businesses and communities to continually improve the economic development climate along with the economic well-being and quality of life for Iowans.
- e. Coordinate with other state agencies to ensure that they are attentive to the needs of an entrepreneurial culture.
- f. Establish a strong and aggressive marketing image to showcase Iowa’s workforce, existing industry, and potential. A priority shall be placed on recruiting new businesses, business expansion, and retaining existing Iowa businesses. Emphasis shall be placed on entrepreneurial development through helping entrepreneurs secure capital, and developing networks and a business climate conducive to entrepreneurs and small businesses.
- g. Encourage the development of communities and quality of life to foster economic growth.
- h. Prepare communities for future growth and development through development, expansion, and modernization of infrastructure.
- i. Develop public-private partnerships with Iowa businesses in the tourism industry, Iowa tour groups, Iowa tourism organizations, and political subdivisions in this state to assist in the development of advertising efforts.
- j. Develop, to the fullest extent possible, cooperative efforts for advertising with contributions from other sources.

Sec. 3. ECONOMIC DEVELOPMENT AUTHORITY.

1. APPROPRIATION

a. There is appropriated from the general fund of the state to the economic development authority for the fiscal year beginning July 1, 2013, and ending June 30, 2014, the following amount, or so much thereof as is necessary, to be used for the purposes designated in this subsection, and for not more than the following full-time equivalent positions:

.....	\$ 15,468,965
.....	FTEs 149.00

b.

(1) For salaries, support, miscellaneous purposes, programs, marketing, and the maintenance of an administration division, a business development division, a community development division, a small business development division, and other divisions the authority may organize.

(2) The full-time equivalent positions authorized under this section shall be funded, in whole or in part, by the moneys appropriated under this subsection or by other moneys received by the authority, including certain federal moneys.

(3) For business development operations and programs, international trade, export assistance, workforce recruitment, and the partner state program.

(4) For transfer to the strategic investment fund created in section 15.313.

(5) For community economic development programs, tourism operations, community assistance, plans for Iowa green corps and summer youth programs, the mainstreet and rural mainstreet programs, the school-to-career program, the community development block grant, and housing and shelter-related programs.

(6) For achieving the goals and accountability, and fulfilling the requirements and duties required under this Act.

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

2. FINANCIAL ASSISTANCE RESTRICTIONS

a. A business creating jobs through moneys appropriated in subsection 1 shall be subject to contract provisions requiring new and retained jobs to be filled by individuals who are citizens of the United States who reside within the United States or any person authorized to work in the United States pursuant to federal law, including legal resident aliens in the United States.

b. Any vendor who receives moneys appropriated in subsection 1 shall adhere to such contract provisions and provide periodic assurances as the state shall require that the jobs are filled solely by citizens of the United States who reside within the United States or any person authorized to work in the United States pursuant to federal law, including legal resident aliens in the United States.

c. A business that receives financial assistance from the authority from moneys appropriated in subsection 1 shall only employ individuals legally authorized to work in this state. In addition to all other applicable penalties provided by current law, all or a portion of the assistance received by a business which is found to knowingly employ individuals not legally authorized to work in this state is subject to recapture by the authority.

3. USES OF APPROPRIATIONS

a. From the moneys appropriated in subsection 1, the authority may provide financial assistance in the form of a grant to a community economic development entity for conducting a local workforce recruitment effort designed to recruit former citizens of the state and former students at colleges and universities in the state to meet the needs of local employers.

b. From the moneys appropriated in subsection 1, the authority may provide financial assistance to early stage industry companies being established by women entrepreneurs.

c. From the moneys appropriated in subsection 1, the authority may provide financial assistance in the form of grants, loans, or forgivable loans for advanced research and commercialization projects involving value-added agriculture, advanced technology, or biotechnology.

d. The authority shall not use any moneys appropriated in subsection 1 for purposes of providing financial assistance for the Iowa green streets pilot project or for any other program or project that involves the installation of geothermal systems for melting snow and ice from streets or sidewalks.

4. WORLD FOOD PRIZE

There is appropriated from the general fund of the state to the economic development authority for the fiscal year beginning July 1, 2013, and ending June 30, 2014, the following amount for the world food prize and in lieu of the standing appropriation in section 15.368, subsection 1:

..... \$ 800,000

5. IOWA COMMISSION ON VOLUNTEER SERVICE

There is appropriated from the general fund of the state to the economic development authority for the fiscal year beginning July 1, 2013, and ending June 30, 2014, the following amount for allocation to the Iowa commission on volunteer service for purposes of the Iowa state commission grant program, the Iowa's promise and Iowa mentoring partnership programs, and for not more than the following full-time equivalent positions:

..... \$ 178,133

..... FTEs 7.00

Of the moneys appropriated in this subsection, the authority shall allocate \$75,000 for purposes of the Iowa state commission grant program and \$103,133 for purposes of the Iowa's promise and Iowa mentoring partnership programs.

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

6. COUNCILS OF GOVERNMENTS — ASSISTANCE

There is appropriated from the general fund of the state to the economic development authority for the fiscal year beginning July 1, 2013, and ending June 30, 2014, the following amount to be used for the purposes of providing financial assistance to Iowa's councils of governments:

..... \$ 175,000

Sec. 4. VISION IOWA PROGRAM — FTE AUTHORIZATION. For purposes of administrative duties associated with the vision Iowa program for the fiscal year beginning July 1, 2013, the economic development authority is authorized an additional 2.25 FTEs above those otherwise authorized in this division of this Act.

Sec. 5. INSURANCE ECONOMIC DEVELOPMENT. From the moneys collected by the division of insurance in excess of the anticipated gross revenues under section 505.7, subsection 3, during the fiscal year beginning July 1, 2013, \$100,000 shall be transferred to the economic development authority for insurance economic development and international insurance economic development.

Sec. 6. WORKFORCE DEVELOPMENT FUND. There is appropriated from the workforce development fund account created in section 15.342A to the workforce development fund created in section 15.343 for the fiscal year beginning July 1, 2013, and ending June 30, 2014, the following amount, for purposes of the workforce development fund:

..... \$ 4,000,000

Sec. 7. IOWA FINANCE AUTHORITY.

1. There is appropriated from the general fund of the state to the Iowa finance authority for the fiscal year beginning July 1, 2013, and ending June 30, 2014, the following amount, or so much thereof as is necessary, to be used to provide reimbursement for rent expenses to eligible persons under the rent subsidy program:

..... \$ 658,000

2. Participation in the rent subsidy program shall be limited to only those persons who meet the requirements for the nursing facility level of care for home and community-based services waiver services as in effect on July 1, 2013, and to those individuals who are eligible for the federal money follows the person grant program under the medical assistance program. Of the moneys appropriated in this section, not more than \$35,000 may be used for administrative costs.

Sec. 8. IOWA FINANCE AUTHORITY AUDIT. The auditor of state is requested to review the audit of the Iowa finance authority performed by the auditor hired by the authority.

Sec. 9. PUBLIC EMPLOYMENT RELATIONS BOARD.

1. There is appropriated from the general fund of the state to the public employment relations board for the fiscal year beginning July 1, 2013, and ending June 30, 2014, the following amount, or so much thereof as is necessary, for the purposes designated:

For salaries, support, maintenance, miscellaneous purposes, and for not more than the following full-time equivalent positions:

..... \$ 1,341,926

..... FTEs 10.00

2. Of the moneys appropriated in this section, the board shall allocate \$15,000 for maintaining a website that allows searchable access to a database of collective bargaining information.

Sec. 10. DEPARTMENT OF WORKFORCE DEVELOPMENT. There is appropriated from the general fund of the state to the department of workforce development for the fiscal year beginning July 1, 2013, and ending June 30, 2014, the following amounts, or so much thereof as is necessary, for the purposes designated:

1. DIVISION OF LABOR SERVICES

a. For the division of labor services, including salaries, support, maintenance, miscellaneous purposes, and for not more than the following full-time equivalent positions:

..... \$ 3,548,720
..... FTEs 65.00

b. From the contractor registration fees, the division of labor services shall reimburse the department of inspections and appeals for all costs associated with hearings under chapter 91C, relating to contractor registration.

c. Of the moneys appropriated under this subsection, the department shall allocate \$53,280 for the purpose of employing an additional investigator to investigate wage enforcement.

2. DIVISION OF WORKERS' COMPENSATION

a. For the division of workers' compensation, including salaries, support, maintenance, miscellaneous purposes, and for not more than the following full-time equivalent positions:

..... \$ 3,259,044
..... FTEs 30.00

b. The division of workers' compensation shall charge a \$100 filing fee for workers' compensation cases. The filing fee shall be paid by the petitioner of a claim. However, the fee can be taxed as a cost and paid by the losing party, except in cases where it would impose an undue hardship or be unjust under the circumstances. The moneys generated by the filing fee allowed under this subsection are appropriated to the department of workforce development to be used for purposes of administering the division of workers' compensation.

3. WORKFORCE DEVELOPMENT OPERATIONS

a. For the operation of field offices, the workforce development board, and for not more than the following full-time equivalent positions:

..... \$ 9,179,413
..... FTEs 130.00

b. Of the moneys appropriated in paragraph "a" of this subsection, the department shall allocate \$150,000 to the state library for the purpose of licensing an online resource which prepares persons to succeed in the workplace through programs which improve job skills and vocational test-taking abilities.

c. Of the moneys appropriated in paragraph "a" of this subsection, the department shall allocate at least \$1,130,602 for the operation of the three satellite field offices projected by the department to serve the most people from the offices located in Decorah, Fort Madison, Iowa City, or Webster City.

4. OFFENDER REENTRY PROGRAM

a. For the development and administration of an offender reentry program to provide offenders with employment skills, and for not more than the following full-time equivalent positions:

..... \$ 284,464
..... FTEs 4.00

b. The department of workforce development shall partner with the department of

corrections to provide staff within the correctional facilities to improve offenders' abilities to find and retain productive employment.

5. NONREVERSION

Notwithstanding section 8.33, moneys appropriated in this section that remain unencumbered or not obligated at the close of the fiscal year shall not revert but shall remain available for expenditure for the purposes designated until the close of the succeeding fiscal year.

Sec. 11. GENERAL FUND — EMPLOYEE MISCLASSIFICATION

PROGRAM. There is appropriated from the general fund of the state to the department of workforce development for the fiscal year beginning July 1, 2013, and ending June 30, 2014, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For enhancing efforts to investigate employers that misclassify workers and for not more than the following full-time equivalent positions:

..... \$ 451,458
 FTEs 8.10

Sec. 12. SPECIAL EMPLOYMENT SECURITY CONTINGENCY FUND.

1. There is appropriated from the special employment security contingency fund to the department of workforce development for the fiscal year beginning July 1, 2013, and ending June 30, 2014, the following amount, or so much thereof as is necessary, to be used for field offices:

..... \$ 1,766,084

2. Any remaining additional penalty and interest revenue collected by the department of workforce development is appropriated to the department for the fiscal year beginning July 1, 2013, and ending June 30, 2014, to accomplish the mission of the department.

Sec. 13. UNEMPLOYMENT COMPENSATION RESERVE FUND — FIELD

OFFICES. Notwithstanding section 96.9, subsection 8, paragraph “e”, there is appropriated from interest earned on the unemployment compensation reserve fund to the department of workforce development for the fiscal year beginning July 1, 2013, and ending June 30, 2014, the following amount or so much thereof as is necessary, for the purposes designated:

For the operation of field offices:

..... \$ 494,000

Sec. 14. VIRTUAL ACCESS WORKFORCE DEVELOPMENT OFFICES. The department of workforce development shall require a unique identification login for all users of workforce development centers operated through electronic means.

Sec. 15. UNEMPLOYMENT COMPENSATION PROGRAM. Notwithstanding section 96.9, subsection 4, paragraph “a”, moneys credited to the state by the secretary of the treasury of the United States pursuant to section 903 of the Social Security Act are appropriated to the department of workforce development and shall be used by the department for the administration of the unemployment compensation program only. This appropriation shall not apply to any fiscal year beginning after December 31, 2013.

DIVISION II
 FY 2014-2015

Sec. 16. DEPARTMENT OF CULTURAL AFFAIRS.

1. There is appropriated from the general fund of the state to the department of cultural affairs for the fiscal year beginning July 1, 2014, and ending June 30, 2015, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

a. ADMINISTRATION

For salaries, support, maintenance, miscellaneous purposes, and for not more than the following full-time equivalent positions for the department:

..... \$ 85,907
..... FTEs 74.50

The department of cultural affairs shall coordinate activities with the tourism office of the economic development authority to promote attendance at the state historical building and at this state’s historic sites.

Full-time equivalent positions authorized under this paragraph shall be funded, in full or in part, using moneys appropriated under this paragraph and paragraphs “c” through “g”.

b. COMMUNITY CULTURAL GRANTS

For planning and programming for the community cultural grants program established under section 303.3:

..... \$ 86,045

c. HISTORICAL DIVISION

For the support of the historical division:

..... \$ 1,583,851

d. HISTORIC SITES

For the administration and support of historic sites:

..... \$ 213,199

e. ARTS DIVISION

For the support of the arts division:

..... \$ 616,882

Of the moneys appropriated in this paragraph, the department shall allocate \$300,000 for purposes of the film office.

f. IOWA GREAT PLACES

For the Iowa great places program established under section 303.3C:

..... \$ 75,000

g. ARCHIVE IOWA GOVERNORS’ RECORDS

For archiving the records of Iowa governors:

..... \$ 32,967

h. RECORDS CENTER RENT

For payment of rent for the state records center:

..... \$ 113,622

i. BATTLE FLAGS

For continuation of the project recommended by the Iowa battle flag advisory committee to stabilize the condition of the battle flag collection:

..... \$ 47,000

2. Notwithstanding section 8.33, moneys appropriated in this section that remain unencumbered or unobligated at the close of the fiscal year shall not revert but shall remain available for expenditure for the purposes designated until the close of the succeeding fiscal year.

Sec. 17. GOALS AND ACCOUNTABILITY — ECONOMIC DEVELOPMENT.

1. For the fiscal year beginning July 1, 2014, the goals for the economic development authority shall be to expand and stimulate the state economy, increase the wealth of Iowans, and increase the population of the state.

2. To achieve the goals in subsection 1, the economic development authority shall do all of the following for the fiscal year beginning July 1, 2014:

a. Concentrate its efforts on programs and activities that result in commercially viable products and services.

b. Adopt practices and services consistent with free market, private sector philosophies.

- c. Ensure economic growth and development throughout the state.
- d. Work with businesses and communities to continually improve the economic development climate along with the economic well-being and quality of life for Iowans.
- e. Coordinate with other state agencies to ensure that they are attentive to the needs of an entrepreneurial culture.
- f. Establish a strong and aggressive marketing image to showcase Iowa’s workforce, existing industry, and potential. A priority shall be placed on recruiting new businesses, business expansion, and retaining existing Iowa businesses. Emphasis shall be placed on entrepreneurial development through helping entrepreneurs secure capital, and developing networks and a business climate conducive to entrepreneurs and small businesses.
- g. Encourage the development of communities and quality of life to foster economic growth.
- h. Prepare communities for future growth and development through development, expansion, and modernization of infrastructure.
- i. Develop public-private partnerships with Iowa businesses in the tourism industry, Iowa tour groups, Iowa tourism organizations, and political subdivisions in this state to assist in the development of advertising efforts.
- j. Develop, to the fullest extent possible, cooperative efforts for advertising with contributions from other sources.

Sec. 18. ECONOMIC DEVELOPMENT AUTHORITY.

1. APPROPRIATION

a. There is appropriated from the general fund of the state to the economic development authority for the fiscal year beginning July 1, 2014, and ending June 30, 2015, the following amount, or so much thereof as is necessary, to be used for the purposes designated in this subsection, and for not more than the following full-time equivalent positions:

.....	\$ 7,734,483
.....	FTEs 149.00

- b. (1) For salaries, support, miscellaneous purposes, programs, marketing, and the maintenance of an administration division, a business development division, a community development division, a small business development division, and other divisions the authority may organize.
- (2) The full-time equivalent positions authorized under this section shall be funded, in whole or in part, by the moneys appropriated under this subsection or by other moneys received by the authority, including certain federal moneys.
- (3) For business development operations and programs, international trade, export assistance, workforce recruitment, and the partner state program.
- (4) For transfer to the strategic investment fund created in section 15.313.
- (5) For community economic development programs, tourism operations, community assistance, plans for Iowa green corps and summer youth programs, the mainstreet and rural mainstreet programs, the school-to-career program, the community development block grant, and housing and shelter-related programs.
- (6) For achieving the goals and accountability, and fulfilling the requirements and duties required under this Act.

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

2. FINANCIAL ASSISTANCE RESTRICTIONS

a. A business creating jobs through moneys appropriated in subsection 1 shall be subject to contract provisions requiring new and retained jobs to be filled by

individuals who are citizens of the United States who reside within the United States or any person authorized to work in the United States pursuant to federal law, including legal resident aliens in the United States.

b. Any vendor who receives moneys appropriated in subsection 1 shall adhere to such contract provisions and provide periodic assurances as the state shall require that the jobs are filled solely by citizens of the United States who reside within the United States or any person authorized to work in the United States pursuant to federal law, including legal resident aliens in the United States.

c. A business that receives financial assistance from the authority from moneys appropriated in subsection 1 shall only employ individuals legally authorized to work in this state. In addition to all other applicable penalties provided by current law, all or a portion of the assistance received by a business which is found to knowingly employ individuals not legally authorized to work in this state is subject to recapture by the authority.

3. USES OF APPROPRIATIONS

a. From the moneys appropriated in subsection 1, the authority may provide financial assistance in the form of a grant to a community economic development entity for conducting a local workforce recruitment effort designed to recruit former citizens of the state and former students at colleges and universities in the state to meet the needs of local employers.

b. From the moneys appropriated in subsection 1, the authority may provide financial assistance to early stage industry companies being established by women entrepreneurs.

c. From the moneys appropriated in subsection 1, the authority may provide financial assistance in the form of grants, loans, or forgivable loans for advanced research and commercialization projects involving value-added agriculture, advanced technology, or biotechnology.

d. The authority shall not use any moneys appropriated in subsection 1 for purposes of providing financial assistance for the Iowa green streets pilot project or for any other program or project that involves the installation of geothermal systems for melting snow and ice from streets or sidewalks.

4. WORLD FOOD PRIZE

There is appropriated from the general fund of the state to the economic development authority for the fiscal year beginning July 1, 2014, and ending June 30, 2015, the following amount for the world food prize and in lieu of the standing appropriation in section 15.368, subsection 1:

..... \$ 400,000

5. IOWA COMMISSION ON VOLUNTEER SERVICE

There is appropriated from the general fund of the state to the economic development authority for the fiscal year beginning July 1, 2014, and ending June 30, 2015, the following amount for allocation to the Iowa commission on volunteer service for purposes of the Iowa state commission grant program, the Iowa's promise and Iowa mentoring partnership programs, and for not more than the following full-time equivalent positions:

..... \$ 89,067

..... FTEs 7.00

Of the moneys appropriated in this subsection, the authority shall allocate \$37,500 for purposes of the Iowa state commission grant program and \$51,567 for purposes of the Iowa's promise and Iowa mentoring partnership programs.

Notwithstanding section 8.33, moneys appropriated in this subsection that remain unencumbered or unobligated at the close of the fiscal year shall not revert but shall remain available for expenditure for the purposes designated until the close of the

succeeding fiscal year.

6. COUNCILS OF GOVERNMENTS — ASSISTANCE

There is appropriated from the general fund of the state to the economic development authority for the fiscal year beginning July 1, 2014, and ending June 30, 2015, the following amount to be used for the purposes of providing financial assistance to Iowa's councils of governments:

..... \$ 87,500

Sec. 19. VISION IOWA PROGRAM — FTE AUTHORIZATION. For purposes of administrative duties associated with the vision Iowa program for the fiscal year beginning July 1, 2014, the economic development authority is authorized an additional 2.25 FTEs above those otherwise authorized in this division of this Act.

Sec. 20. INSURANCE ECONOMIC DEVELOPMENT. From the moneys collected by the division of insurance in excess of the anticipated gross revenues under section 505.7, subsection 3, during the fiscal year beginning July 1, 2014, \$100,000 shall be transferred to the economic development authority for insurance economic development and international insurance economic development.

Sec. 21. WORKFORCE DEVELOPMENT FUND. There is appropriated from the workforce development fund account created in section 15.342A to the workforce development fund created in section 15.343 for the fiscal year beginning July 1, 2014, and ending June 30, 2015, the following amount, for purposes of the workforce development fund:

..... \$ 2,000,000

Sec. 22. IOWA FINANCE AUTHORITY.

1. There is appropriated from the general fund of the state to the Iowa finance authority for the fiscal year beginning July 1, 2014, and ending June 30, 2015, the following amount, or so much thereof as is necessary, to be used to provide reimbursement for rent expenses to eligible persons under the rent subsidy program:

..... \$ 329,000

2. Participation in the rent subsidy program shall be limited to only those persons who meet the requirements for the nursing facility level of care for home and community-based services waiver services as in effect on July 1, 2014, and to those individuals who are eligible for the federal money follows the person grant program under the medical assistance program. Of the moneys appropriated in this section, not more than \$35,000 may be used for administrative costs.

Sec. 23. IOWA FINANCE AUTHORITY AUDIT. The auditor of state is requested to review the audit of the Iowa finance authority performed by the auditor hired by the authority.

Sec. 24. PUBLIC EMPLOYMENT RELATIONS BOARD.

1. There is appropriated from the general fund of the state to the public employment relations board for the fiscal year beginning July 1, 2014, and ending June 30, 2015, the following amount, or so much thereof as is necessary, for the purposes designated:

For salaries, support, maintenance, miscellaneous purposes, and for not more than the following full-time equivalent positions:

..... \$ 670,963

..... FTEs 10.00

2. Of the moneys appropriated in this section, the board shall allocate \$15,000 for maintaining a website that allows searchable access to a database of collective bargaining information.

Sec. 25. DEPARTMENT OF WORKFORCE DEVELOPMENT. There is appropriated from the general fund of the state to the department of workforce development for the fiscal year beginning July 1, 2014, and ending June 30, 2015, the following amounts, or so much thereof as is necessary, for the purposes designated:

1. DIVISION OF LABOR SERVICES

a. For the division of labor services, including salaries, support, maintenance, miscellaneous purposes, and for not more than the following full-time equivalent positions:

..... \$ 1,774,360
..... FTEs 65.00

b. From the contractor registration fees, the division of labor services shall reimburse the department of inspections and appeals for all costs associated with hearings under chapter 91C, relating to contractor registration.

c. Of the moneys appropriated under this subsection, the department shall allocate \$53,280 for the purpose of employing an additional investigator to investigate wage enforcement.

2. DIVISION OF WORKERS' COMPENSATION

a. For the division of workers' compensation, including salaries, support, maintenance, miscellaneous purposes, and for not more than the following full-time equivalent positions:

..... \$ 1,629,522
..... FTEs 30.00

b. The division of workers' compensation shall charge a \$100 filing fee for workers' compensation cases. The filing fee shall be paid by the petitioner of a claim. However, the fee can be taxed as a cost and paid by the losing party, except in cases where it would impose an undue hardship or be unjust under the circumstances. The moneys generated by the filing fee allowed under this subsection are appropriated to the department of workforce development to be used for purposes of administering the division of workers' compensation.

3. WORKFORCE DEVELOPMENT OPERATIONS

a. For the operation of field offices, the workforce development board, and for not more than the following full-time equivalent positions:

..... \$ 4,589,707
..... FTEs 130.00

b. Of the moneys appropriated in paragraph "a" of this subsection, the department shall allocate \$150,000 to the state library for the purpose of licensing an online resource which prepares persons to succeed in the workplace through programs which improve job skills and vocational test-taking abilities.

c. Of the moneys appropriated in paragraph "a" of this subsection, the department shall allocate at least \$1,130,602 for the operation of the three satellite field offices projected by the department to serve the most people from the offices located in Decorah, Fort Madison, Iowa City, or Webster City.

4. OFFENDER REENTRY PROGRAM

a. For the development and administration of an offender reentry program to provide offenders with employment skills, and for not more than the following full-time equivalent positions:

..... \$ 142,232
..... FTEs 4.00

b. The department of workforce development shall partner with the department of corrections to provide staff within the correctional facilities to improve offenders' abilities to find and retain productive employment.

5. NONREVERSION

Notwithstanding section 8.33, moneys appropriated in this section that remain unencumbered or not obligated at the close of the fiscal year shall not revert but shall remain available for expenditure for the purposes designated until the close of the succeeding fiscal year.

Sec. 26. GENERAL FUND — EMPLOYEE MISCLASSIFICATION PROGRAM. There is appropriated from the general fund of the state to the department of workforce development for the fiscal year beginning July 1, 2014, and ending June 30, 2015, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For enhancing efforts to investigate employers that misclassify workers and for not more than the following full-time equivalent positions:

..... \$ 225,729
 FTEs 8.10

Sec. 27. SPECIAL EMPLOYMENT SECURITY CONTINGENCY FUND.

1. There is appropriated from the special employment security contingency fund to the department of workforce development for the fiscal year beginning July 1, 2014, and ending June 30, 2015, the following amount, or so much thereof as is necessary, to be used for field offices:

..... \$ 883,042

2. Any remaining additional penalty and interest revenue collected by the department of workforce development is appropriated to the department for the fiscal year beginning July 1, 2014, and ending June 30, 2015, to accomplish the mission of the department.

Sec. 28. UNEMPLOYMENT COMPENSATION RESERVE FUND — FIELD OFFICES. Notwithstanding section 96.9, subsection 8, paragraph “e”, there is appropriated from interest earned on the unemployment compensation reserve fund to the department of workforce development for the fiscal year beginning July 1, 2014, and ending June 30, 2015, the following amount or so much thereof as is necessary, for the purposes designated:

For the operation of field offices:

..... \$ 247,000

Sec. 29. VIRTUAL ACCESS WORKFORCE DEVELOPMENT OFFICES. The department of workforce development shall require a unique identification login for all users of workforce development centers operated through electronic means.

Sec. 30. UNEMPLOYMENT COMPENSATION PROGRAM. Notwithstanding section 96.9, subsection 4, paragraph “a”, moneys credited to the state by the secretary of the treasury of the United States pursuant to section 903 of the Social Security Act are appropriated to the department of workforce development and shall be used by the department for the administration of the unemployment compensation program only. This appropriation shall not apply to any fiscal year beginning after December 31, 2014.

DIVISION III

MISCELLANEOUS PROVISIONS

Sec. 31. Section 15.251, Code 2013, is amended to read as follows:

15.251 Industrial new job training program certificates — fee.

The authority may charge, within thirty days following the sale of certificates under chapter 260E, the board of directors of the merged area a fee of up to one percent of the gross sale amount of the certificates issued. The amount of this fee shall be deposited and allowed to accumulate in a job training fund created in the authority. ~~At the end of each fiscal year, all funds deposited under this subsection into the job training fund during the fiscal year shall be transferred to the workforce development fund account established in section 15.342A~~ Moneys in the fund are appropriated to the authority for purposes of workforce development program coordination and activities including salaries, support, maintenance, legal and compliance, and miscellaneous purposes.

Sec. 32. Section 15.342A, Code 2013, is amended to read as follows:

15.342A Workforce development fund account.

A workforce development fund account is established in the office of the treasurer of state under the control of the authority. The account shall receive funds pursuant to section 422.16A up to a maximum of four million dollars per year. ~~The account shall also receive funds pursuant to section 15.251 with no dollar limitation.~~

Sec. 33. Section 90A.7, Code 2013, is amended to read as follows:

90A.7 Rules.

1. The commissioner shall adopt rules, pursuant to chapter 17A, that the commissioner determines are reasonably necessary to administer and enforce this chapter.

2. The commissioner shall adopt rules establishing an event fee to cover the costs of the administration of this chapter.

3. The commissioner may adopt the rules of a recognized national or world boxing organization that sanctions a boxing match in this state to regulate the match if the organization's rules provide protection to the boxers participating in the match which is equal to or greater than the protections provided by this chapter or by rules adopted pursuant to this chapter. As used in this paragraph, "*recognized national or world boxing organization*" includes, but is not limited to, the international boxing federation, the world boxing association, and the world boxing council.

Sec. 34. Section 90A.10, subsection 1, Code 2013, is amended to read as follows:

~~1. Moneys collected pursuant to sections 90A.3 and section 90A.9 in excess of the amount of moneys needed to administer this chapter from a professional boxing event are appropriated to the department of workforce development and shall be used by the commissioner to award grants to organizations that promote amateur boxing matches in this state. All other moneys collected by the commissioner pursuant to this chapter are appropriated to the department of workforce development and shall be used by the commissioner to administer this chapter. Section 8.33 applies only to moneys in excess of the first twenty thousand dollars appropriated each fiscal year.~~

Sec. 35. Section 303A.4, subsection 4, Code 2013, is amended to read as follows:

4. a. The treasurer of state shall act as custodian of the fund, shall invest moneys in the trust fund, and shall transfer the interest attributable to the investment of trust fund moneys to the grant account created in section 303A.7. The trust fund's principal shall not be used or accessed by the department or the board for any purpose.

b. Notwithstanding paragraph "a", for each of the following fiscal years, the treasurer of state shall transfer the following amounts from the principal of the trust fund to the grant account created in section 303A.7:

(1) For the fiscal year beginning July 1, 2013, and ending June 30, 2014, fifty thousand dollars.

(2) For the fiscal year beginning July 1, 2014, and ending June 30, 2015, fifty thousand dollars.

Sec. 36. 2005 Iowa Acts, chapter 169, section 5, subsection 6, is amended to read as follows:

6. GREAT PLACES

a. For salaries, support, maintenance, and miscellaneous purposes:
..... \$ 200,000

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

Sec. 37. 2006 Iowa Acts, chapter 1180, section 5, subsection 6, as amended by 2007 Iowa Acts, chapter 215, section 45, is amended to read as follows:

6. GREAT PLACES

For salaries, support, maintenance, miscellaneous purposes, and for not more than

the following full-time equivalent positions:

..... \$ 300,000
..... FTEs 1.70

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

Sec. 38. 2007 Iowa Acts, chapter 212, section 1, subsection 6, as amended by 2007 Iowa Acts, chapter 215, section 46, is amended to read as follows:

6. GREAT PLACES

For salaries, support, maintenance, miscellaneous purposes, and for not more than the following full-time equivalent positions:

..... \$ 305,794
..... FTEs 3.00

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

Sec. 39. 2008 Iowa Acts, chapter 1190, section 1, subsection 6, is amended to read as follows:

6. GREAT PLACES

a. For salaries, support, maintenance, miscellaneous purposes, and for not more than the following full-time equivalent positions:

..... \$ 322,231
..... FTEs 3.00

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

Sec. 40. 2009 Iowa Acts, chapter 176, section 1, subsection 6, is amended to read as follows:

6. GREAT PLACES

a. For the great places program:

..... \$ 248,060

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

Sec. 41. 2010 Iowa Acts, chapter 1188, section 1, subsection 6, is amended to read as follows:

6. GREAT PLACES

a. For the great places program:

..... \$ 214,869

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

Sec. 42. 2011 Iowa Acts, chapter 130, section 1, subsection 6, is amended to read as follows:

6. IOWA GREAT PLACES

a. For the Iowa great places program established under section 303.3C:

..... \$ 150,000

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

Sec. 43. 2011 Iowa Acts, chapter 130, section 48, as amended by 2012 Iowa Acts, chapter 1136, section 1, is amended by adding the following new subsection:

NEW SUBSECTION. 10. Notwithstanding section 8.33, moneys appropriated in this section that remain unencumbered or unobligated at the close of the fiscal year shall not revert but shall remain available for expenditure for the purposes designated in this section for succeeding fiscal years.

Sec. 44. 2011 Iowa Acts, chapter 130, section 67, subsection 2, is amended to read as follows:

2. Participation in the rent subsidy program shall be limited to only those persons who meet the requirements for the nursing facility level of care for home and community-based services waiver services as in effect on July 1, ~~2011~~ 2012, and to those individuals who are eligible for the federal money follows the person grant program under the medical assistance program. Of the moneys appropriated in this section, not more than \$35,000 may be used for administrative costs.

Sec. 45. 2012 Iowa Acts, chapter 1136, section 17, is amended by adding the following new subsection:

NEW SUBSECTION. 5. Notwithstanding section 8.33, moneys appropriated in this section that remain unencumbered or unobligated at the close of the fiscal year shall not revert but shall remain available for expenditure for the purposes designated until the close of the succeeding fiscal year.

Sec. 46. EFFECTIVE UPON ENACTMENT. The sections of this division of this Act amending 2011 Iowa Acts, chapter 130, section 48, and 2012 Iowa Acts, chapter 1136, section 17, being deemed of immediate importance, take effect upon enactment.

Sec. 47. RETROACTIVE APPLICABILITY. The section of this Act amending 2005 Iowa Acts, chapter 169, applies retroactively to July 1, 2005.

Sec. 48. RETROACTIVE APPLICABILITY. The section of this Act amending 2006 Iowa Acts, chapter 1180, applies retroactively to May 29, 2007.

Sec. 49. RETROACTIVE APPLICABILITY. The section of this Act amending 2007 Iowa Acts, chapter 212, applies retroactively to July 1, 2007.

Sec. 50. RETROACTIVE APPLICABILITY. The section of this Act amending 2008 Iowa Acts, chapter 1190, applies retroactively to July 1, 2008.

Sec. 51. RETROACTIVE APPLICABILITY. The section of this Act amending 2009 Iowa Acts, chapter 176, applies retroactively to July 1, 2009.

Sec. 52. RETROACTIVE APPLICABILITY. The section of this Act amending 2010 Iowa Acts, chapter 1188, applies retroactively to July 1, 2010.

Sec. 53. RETROACTIVE APPLICABILITY. The sections of this Act amending 2011 Iowa Acts, chapter 130, sections 1 and 67, apply retroactively to July 1, 2011.

Sec. 54. RETROACTIVE APPLICABILITY. The sections of this Act amending 2012 Iowa Acts, chapter 1136, section 17, and 2011 Iowa Acts, chapter 130, section 48, apply retroactively to July 1, 2012.>

2. Title page, by striking lines 2 and 3 and inserting <affairs, the economic development authority,>

ON THE PART OF THE SENATE:

WILLIAM A. DOTZLER, JR., CHAIR
RITA HART
DR. JOE M. SENG

ON THE PART OF THE HOUSE:

DAVE DEYOE, CHAIR
MARY ANN HANUSA
BOBBY KAUFMANN
BOB KRESSIG

SENATE FILE 435

To the President of the Senate and the Speaker of the House of Representatives:

We, the undersigned members of the conference committee appointed to resolve the differences between the Senate and House of Representatives on Senate File 435, a bill for an Act relating to and making appropriations involving state government entities involved with agriculture, natural resources, and environmental protection, respectfully make the following report:

1. That the Senate recedes from its amendment, H-1371.
2. That the House amendment, S-3178, to Senate File 435, as amended, passed, and reprinted by the Senate, is amended to read as follows:
 1. Page 4, after line 9 by inserting:

<DIVISION ____
 GENERAL FUND
 DEPARTMENT OF AGRICULTURE AND LAND STEWARDSHIP
 WATER QUALITY
 APPROPRIATIONS FOR FY 2013-2014

Sec. ____ WATER QUALITY INITIATIVE — GENERAL.

1. There is appropriated from the general fund of the state to the department of agriculture and land stewardship for the fiscal year beginning July 1, 2013, and ending June 30, 2014, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For deposit in the water quality initiative fund created in section 466B.45, as enacted by this Act, for purposes of supporting the water quality initiative administered by the soil conservation division as provided in section 466B.42, as enacted by this Act, including salaries, support, maintenance, miscellaneous purposes, and for not more than the following full-time equivalent positions:

.....	\$ 2,400,000
..... FTEs	1.00

2. The moneys appropriated in subsection 1 shall be used to support reducing nutrients in subwatersheds as designated by the division that are part of high-priority watersheds identified by the water resources coordinating council established pursuant to section 466B.3. In supporting reducing nutrients in subwatersheds, the division shall establish and administer demonstration projects as follows:

a. The demonstration projects shall utilize water quality practices as described in the latest revision of the document entitled “Iowa Nutrient Reduction Strategy” initially presented in November 2012 by the department of agriculture and land stewardship, the department of natural resources, and Iowa state university of science and technology.

b. The division shall implement demonstration projects as provided in paragraph “a” by providing for participation by persons who hold a legal interest in agricultural land used in farming. To every extent practical, the division shall provide for collaborative participation by such persons who hold a legal interest in agricultural land located within the same subwatershed.

c. The division shall implement a demonstration project on a cost-share basis as determined by the division. However, the state’s share of the amount shall not exceed 50 percent of the estimated cost of establishing the practice as determined by the division or 50 percent of the actual cost of establishing the practice, whichever is less.

d. The demonstration projects shall be used to educate other persons about the feasibility and value of establishing similar water quality practices. The division shall promote field day events for purposes of allowing interested persons to establish water

quality practices on their agricultural land.

e. The division shall conduct water quality evaluations within supported subwatersheds. Within a reasonable period after accumulating information from such evaluations, the division shall create an aggregated database of water quality practices. Any information identifying a person holding a legal interest in agricultural land or specific agricultural land shall be a confidential record under section 22.7.

3. The moneys appropriated in subsection 1 shall be used to support education and outreach in a manner that encourages persons who hold a legal interest in agricultural land used for farming to implement water quality practices, including the establishment of such practices in watersheds generally, and not limited to subwatersheds or high-priority watersheds.

4. The moneys appropriated in subsection 1 may be used to contract with persons to coordinate the implementation of efforts provided in this section. Not more than \$150,000 shall be used to support the administration of this section by a full-time equivalent position.

5. Notwithstanding any other provision of law to the contrary, the department may use moneys appropriated in subsection 1 in combination with other moneys appropriated to the department from the environment first fund created in section 8.57A for cost sharing to match the United States department of agriculture, natural resources conservation service, wetland reserve enhancement program.

Sec. ____ IOWA NUTRIENT RESEARCH CENTER.

1. There is appropriated from the general fund of the state to Iowa state university of science and technology for the fiscal year beginning July 1, 2013, and ending June 30, 2014, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For purposes of supporting an Iowa nutrient research center as established in section 466B.47, as enacted in this Act:

..... \$ 1,500,000

2. Notwithstanding section 8.33, moneys appropriated in this section that remain unencumbered or unobligated at the close of the fiscal year shall not revert but shall remain available for expenditure for the purposes designated until the close of the fiscal year beginning July 1, 2014.

Sec. ____ WATER QUALITY INITIATIVE APPROPRIATIONS — FEDERAL MONEYS. The department of agriculture and land stewardship, and its soil conservation division, may use moneys appropriated in this division of this Act to support the water quality initiative, including its projects, as provided in this division of this Act, in combination with other moneys provided by the United States government.

Sec. ____ WATER QUALITY INITIATIVE — REPORT. The department of agriculture and land stewardship shall prepare a preliminary report and final report regarding its efforts to administer the water quality initiative as provided in this division. Each report shall include information regarding the establishment of water quality practices, including demonstration projects. The department shall deliver the preliminary report to the governor and general assembly not later than January 15, 2014, and shall deliver the final report to the governor and general assembly not later than January 15, 2015. A report shall not identify an individual or specific agricultural land.>

2. Page 7, line 13, by striking <100,000> and inserting <200,000>

3. Page 7, after line 19 by inserting:

<Sec. ____ LOESS HILLS DEVELOPMENT AND CONSERVATION FUND.

1. There is transferred from the general fund of the state to the loess hills development and conservation fund created in section 161D.2 for the fiscal year

beginning July 1, 2013, and ending June 30, 2014, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For supporting the purposes of the fund:

..... \$ 75,000

2. a. Of the amount transferred in subsection 1, \$56,250 shall be allocated to the fund's hungry canyons account.

b. Not more than 10 percent of the moneys allocated to the hungry canyons account as provided in paragraph "a" may be used for administrative costs.

3. a. Of the amount transferred in subsection 1, \$18,750 shall be allocated to the fund's loess hills alliance account.

b. Not more than 10 percent of the moneys allocated to the loess hills alliance account as provided in paragraph "a" may be used for administrative costs.

4. Moneys deposited to the loess hills development and conservation fund and its accounts for the fiscal year are appropriated to the authority to be used as provided by law.>

4. Page 7, line 34, by striking <3,487,636> and inserting <3,762,636>

5. Page 10, by striking lines 37 through 44.

6. Page 11, by striking lines 12 through 19.

7. Page 11, line 35, by striking <6,610,000> and inserting <6,360,000>

8. Page 12, line 4, by striking <1,120,000> and inserting <1,320,000>

9. Page 13, line 6, by striking <12,000,000> and inserting <16,000,000>

10. Page 16, after line 12 by inserting:

<DIVISION ____

GENERAL FUND

DEPARTMENT OF AGRICULTURE AND LAND STEWARDSHIP

WATER QUALITY

APPROPRIATIONS FOR FY 2014-2015

Sec. ____ WATER QUALITY INITIATIVE — GENERAL.

1. There is appropriated from the general fund of the state to the department of agriculture and land stewardship for the fiscal year beginning July 1, 2014, and ending June 30, 2015, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For deposit in the water quality initiative fund created in section 466B.45, as enacted by this Act, for purposes of supporting the water quality initiative administered by the soil conservation division as provided in section 466B.42, as enacted by this Act, including salaries, support, maintenance, miscellaneous purposes, and for not more than the following full-time equivalent positions:

..... \$ 4,400,000

..... FTEs 1.00

2. The moneys appropriated in subsection 1 shall be used to support reducing nutrients in subwatersheds as designated by the division that are part of high-priority watersheds identified by the water resources coordinating council established pursuant to section 466B.3. In supporting reducing nutrients in subwatersheds, the division shall establish and administer demonstration projects as follows:

a. The demonstration projects shall utilize water quality practices as described in the latest revision of the document entitled "Iowa Nutrient Reduction Strategy" initially presented in November 2012 by the department of agriculture and land stewardship, the department of natural resources, and Iowa state university of science and technology.

b. The division shall implement demonstration projects as provided in paragraph "a" by providing for participation by persons who hold a legal interest in agricultural land used in farming. To every extent practical, the division shall provide for collaborative

participation by such persons who hold a legal interest in agricultural land located within the same subwatershed.

c. The division shall implement a demonstration project on a cost-share basis as determined by the division. However, the state’s share of the amount shall not exceed 50 percent of the estimated cost of establishing the practice as determined by the division or 50 percent of the actual cost of establishing the practice, whichever is less.

d. The demonstration projects shall be used to educate other persons about the feasibility and value of establishing similar water quality practices. The division shall promote field day events for purposes of allowing interested persons to establish water quality practices on their agricultural land.

e. The division shall conduct water quality evaluations within supported subwatersheds. Within a reasonable period after accumulating information from such evaluations, the division shall create an aggregated database of water quality practices. Any information identifying a person holding a legal interest in agricultural land or specific agricultural land shall be a confidential record under section 22.7.

3. The moneys appropriated in subsection 1 shall be used to support education and outreach in a manner that encourages persons who hold a legal interest in agricultural land used for farming to implement water quality practices, including the establishment of such practices in watersheds generally, and not limited to subwatersheds or high-priority watersheds.

4. The moneys appropriated in subsection 1 may be used to contract with persons to coordinate the implementation of efforts provided in this section. Not more than \$150,000 shall be used to support the administration of this section by a full-time equivalent position.

5. Notwithstanding any other provision of law to the contrary, the department may use moneys appropriated in subsection 1 in combination with other moneys appropriated to the department from the environment first fund created in section 8.57A for cost sharing to match the United States department of agriculture, natural resources conservation service, wetland reserve enhancement program.

Sec. ____ IOWA NUTRIENT RESEARCH CENTER.

1. There is appropriated from the general fund of the state to Iowa state university of science and technology for the fiscal year beginning July 1, 2014, and ending June 30, 2015, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For purposes of supporting an Iowa nutrient research center as established in section 466B.47, as enacted in this Act:

..... \$ 750,000

2. Notwithstanding section 8.33, moneys appropriated in this section that remain unencumbered or unobligated at the close of the fiscal year shall not revert but shall remain available for expenditure for the purposes designated until the close of the fiscal year beginning July 1, 2015.

Sec. ____ WATER QUALITY INITIATIVE APPROPRIATIONS — FEDERAL MONEYS. The department of agriculture and land stewardship, and its soil conservation division, may use moneys appropriated in this division of this Act to support the water quality initiative, including its projects, as provided in this division of this Act, in combination with other moneys provided by the United States government.>

11. Page 18, line 44, by striking <50,000> and inserting <100,000>

12. Page 18, after line 50 by inserting:

<Sec. ____ LOESS HILLS DEVELOPMENT AND CONSERVATION FUND.

1. There is transferred from the general fund of the state to the loess hills development and conservation fund created in section 161D.2 for the fiscal year

beginning July 1, 2014, and ending June 30, 2015, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For supporting the purposes of the fund:

..... \$ 37,500

2. a. Of the amount transferred in subsection 1, \$28,125 shall be allocated to the fund's hungry canyons account.

b. Not more than 10 percent of the moneys allocated to the hungry canyons account as provided in paragraph "a" may be used for administrative costs.

3. a. Of the amount transferred in subsection 1, \$9,375 shall be allocated to the fund's loess hills alliance account.

b. Not more than 10 percent of the moneys allocated to the loess hills alliance account as provided in paragraph "a" may be used for administrative costs.

4. Moneys deposited to the loess hills development and conservation fund and its accounts for the fiscal year are appropriated to the authority to be used as provided by law.>

13. Page 19, line 15, by striking <1,743,818> and inserting <1,881,318>

14. Page 22, by striking lines 14 through 21.

15. Page 22, by striking lines 39 through 46.

16. Page 23, line 12, by striking <2,305,000> and inserting <3,180,000>

17. Page 23, line 31, by striking <560,000> and inserting <660,000>

18. Page 24, by striking lines 18 through 33.

19. Page 24, after line 35 by inserting:

<MANURE MANAGEMENT>

20. Page 24, after line 39 by inserting:

<DIVISION ____

RELATED STATUTORY CHANGES

DNR RADIOS

Sec. ____ 2011 Iowa Acts, chapter 128, section 19, subsection 1, as amended by 2012 Iowa Acts, chapter 1135, section 15, is amended to read as follows:

SEC. 19. USE OF MONEYS — RADIOS.

1. Notwithstanding 2010 Iowa Acts, chapter 1191, section 7, the department of natural resources may use the unappropriated balance remaining in the state fish and game protection fund for the fiscal year beginning July 1, 2010, and ending June 30, 2011, to purchase mobile radios to meet federal and state requirements for homeland security and public safety. This section applies to those moneys in the fund that are not otherwise used, obligated, or encumbered for payment of health and life insurance premium payments for conservation peace officer retirements for that fiscal year. The department may use such moneys until June 30, ~~2013~~ 2014.

Sec. ____ EFFECTIVE UPON ENACTMENT. This division of this Act, being deemed of immediate importance, takes effect upon enactment.

DIVISION ____

RELATED STATUTORY CHANGES

AGRICULTURAL DRAINAGE WELLS

Sec. ____ Section 460.303, subsection 3, Code 2013, is amended to read as follows:

3. ~~The Moneys in the fund shall be used~~ are appropriated to support an agricultural drainage well water quality assistance program as provided in section 460.304. Moneys shall be used to provide financial incentives under the program, and to defray expenses by the division in administering the program. However, not more than one percent of the money in the fund is available to defray administrative expenses. The division may adopt rules pursuant to chapter 17A to administer this section.

DIVISION ____

RELATED STATUTORY CHANGES

OUTDOOR RECREATION

Sec. ____ Section 321G.29, subsection 3, Code 2013, is amended to read as follows:

3. An owner of a snowmobile shall apply to the county recorder for issuance of a certificate of title within thirty days after acquisition. The application shall be on forms the department prescribes and accompanied by the required fee. The application ~~shall be signed and sworn to before a notarial officer as provided in chapter 9B or other person who administers oaths,~~ or shall include a certification signed in writing containing substantially the representation that statements made are true and correct to the best of the applicant's knowledge, information, and belief, under penalty of perjury. The application shall contain the date of sale and gross price of the snowmobile or the fair market value if no sale immediately preceded the transfer and any additional information the department requires. If the application is made for a snowmobile last previously registered or titled in another state or foreign country, the application shall contain this information and any other information the department requires.

Sec. ____ Section 321I.31, subsection 3, Code 2013, is amended to read as follows:

3. An owner of an all-terrain vehicle shall apply to the county recorder for issuance of a certificate of title within thirty days after acquisition. The application shall be on forms the department prescribes and accompanied by the required fee. The application ~~shall be signed and sworn to before a notary public as provided in chapter 9B or other person who administers oaths,~~ or shall include a certification signed in writing containing substantially the representation that statements made are true and correct to the best of the applicant's knowledge, information, and belief, under penalty of perjury. The application shall contain the date of sale and gross price of the all-terrain vehicle or the fair market value if no sale immediately preceded the transfer and any additional information the department requires. If the application is made for an all-terrain vehicle last previously registered or titled in another state or foreign country, the application shall contain this information and any other information the department requires.

Sec. ____ REPEAL. Section 461A.3A, Code 2013, is repealed.

DIVISION ____

RELATED STATUTORY CHANGES

WATERSHED PROTECTION

Sec. ____ Section 466B.2, Code 2013, is amended by adding the following new subsection:

NEW SUBSECTION. 2A. *“Political subdivision”* means a city, county, or soil and water conservation district.

Sec. ____ Section 466B.21, subsection 3, Code 2013, is amended by striking the subsection.

Sec. ____ NEW SECTION. **466B.41 Definitions.**

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

1. *“Center”* means the Iowa nutrient research center established pursuant to section 466B.47.
2. *“Council”* means the Iowa nutrient research center advisory council established pursuant to section 466.48.
3. *“Division”* means the division of soil conservation within the department of agriculture and land stewardship as established in section 161A.4.
4. *“Fund”* means the water quality initiative fund created in section 466B.45.
5. *“Nutrient”* includes nitrogen and phosphorus.

Sec. ____ NEW SECTION. **466B.42 Water quality initiative.**

The division shall establish a water quality initiative in order to assess and reduce nutrients in this state's watersheds, including subwatersheds, and regional

watersheds. The division shall establish and administer projects to reduce nutrients in surface waters from nonpoint sources in a scientific, reasonable, and cost-effective manner. The division shall utilize a pragmatic, strategic, and coordinated approach with the goal of accomplishing reductions over time.

Sec. ____ **NEW SECTION. 466B.45 Water quality initiative fund.**

1. A water quality initiative fund is created in the state treasury under the management and control of the division.

2. The fund shall include moneys appropriated by the general assembly. The fund may include other moneys available to and obtained or accepted by the division, including moneys from public or private sources.

3. Moneys in the fund are appropriated to the division and shall be used exclusively to carry out the provisions of this subchapter as determined by the division, and shall not require further special authorization by the general assembly.

4. *a.* Notwithstanding section 12C.7, interest or earnings on moneys in the fund shall be credited to the fund.

b. Notwithstanding section 8.33, moneys appropriated or otherwise credited to the fund for a fiscal year shall not revert to the fund from which appropriated at the close of the fiscal year for which the appropriation was made but shall remain available for expenditure for the purposes designated until the close of the fiscal year that begins three years from the beginning date of the fiscal year for which the appropriation was made.

Sec. ____ **NEW SECTION. 466B.47 Iowa nutrient research center — establishment and purpose.**

1. The state board of regents shall establish and maintain in Ames as part of Iowa state university of science and technology an Iowa nutrient research center.

2. The purpose of the center shall be to pursue a science-based approach to nutrient management research that may include but is not limited to evaluating the performance of current and emerging nutrient management practices, and using an adaptive management framework for providing recommendations for the implementation of nutrient management practices and the development of new nutrient management practices.

3. The center shall be administered by a director who shall be appointed by the dean of the college of agriculture and life sciences of Iowa state university of science and technology.

4. The center shall facilitate collaboration among appropriate institutions of higher education governed by the state board of regents, including but not limited to institutes, departments, and centers.

5. Any information collected or received by the center that identifies a person holding a legal interest in agricultural land or specific agricultural land shall be a confidential record under section 22.7.

Sec. ____ **NEW SECTION. 466B.48 Iowa nutrient research center advisory council — establishment and purpose.**

1. The state board of regents shall establish and maintain in Ames as part of Iowa state university of science and technology an Iowa nutrient research center advisory council.

2. The council shall consist of the following members:

a. The dean of the college of agriculture and life sciences of Iowa state university of science and technology, or the dean's designee.

b. The director of the Iowa state university of science and technology extension service, or the director's designee.

c. A representative of the IIHR — hydrosience and engineering within the college of engineering of the university of Iowa who shall be appointed by the president of the

university.

d. A person knowledgeable in an area related to nutrient research who shall be appointed by the president of the university of northern Iowa.

e. A person knowledgeable in an area related to nutrient research who shall be appointed by the state association of private colleges and universities.

f. The secretary of agriculture or the secretary's designee.

g. The administrative director of the soil conservation division of the department of agriculture and land stewardship as provided in chapter 161A, or the administrative director's designee.

h. The director of the department of natural resources, or the director's designee.

3. *a.* An appointed or designated member of the council shall serve at the pleasure of the person making the appointment or designation.

b. A majority of the members of the council as provided in subsection 2 constitutes a quorum. Any action taken by the council must be adopted by the affirmative vote of a majority of its members present, except that a lesser number may adjourn a meeting. The majority shall not include any member who has a conflict of interest and a statement by a member of a conflict of interest shall be conclusive for this purpose.

c. The council shall elect a chairperson and any other officers from the membership of the council as the council determines necessary. An officer shall serve for a term required by rules adopted by the council. A vacancy in the membership does not impair the right of a quorum to exercise all rights and perform all duties of the council.

d. The council shall adopt rules that it determines are necessary for the conduct of business.

e. Only the member appointed by the state association of private colleges and universities is eligible for reimbursement of actual expenses as provided in section 7E.6. However, no member is eligible for a payment of a per diem.

4. The council shall function on a continuing basis for the study, and recommendation of solutions for consideration by the Iowa nutrient research center in carrying out its purpose as provided in section 466B.47.>

21. By striking page 24, line 40, through page 25, line 29.

22. By renumbering, redesignating, and correcting internal references as necessary.

ON THE PART OF THE SENATE:

ON THE PART OF THE HOUSE:

DENNIS H. BLACK, CHAIR
DICK L. DEARDEN
MARY JO WILHELM

JACK DRAKE, CHAIR
BRUCE BEARINGER
PAT GRASSLEY
JARAD KLEIN
PATTI RUFF

SENATE FILE 446

To the President of the Senate and the Speaker of the House of Representatives:

We, the undersigned members of the conference committee appointed to resolve the differences between the Senate and House of Representatives on Senate File 446, a bill for an Act relating to appropriations for health and human services and including other related provisions and appropriations, providing penalties, and including effective, retroactive, and applicability date provisions, respectfully make the following report:

1. That the House recedes from its amendment, S-3217.

2. That Senate File 446, as amended, passed, and reprinted by the Senate, is amended to read as follows:

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

<DIVISION I

DEPARTMENT ON AGING — FY 2013-2014

Section 1. DEPARTMENT ON AGING. There is appropriated from the general fund of the state to the department on aging for the fiscal year beginning July 1, 2013, and ending June 30, 2014, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For aging programs for the department on aging and area agencies on aging to provide citizens of Iowa who are 60 years of age and older with case management for frail elders, Iowa’s aging and disabilities resource center, and other services which may include but are not limited to adult day services, respite care, chore services, information and assistance, and material aid, for information and options counseling for persons with disabilities who are 18 years of age or older, and for salaries, support, administration, maintenance, and miscellaneous purposes, and for not more than the following full-time equivalent positions:

..... \$ 10,600,379
..... FTEs 28.00

1. Funds appropriated in this section may be used to supplement federal funds under federal regulations. To receive funds appropriated in this section, a local area agency on aging shall match the funds with moneys from other sources according to rules adopted by the department. Funds appropriated in this section may be used for elderly services not specifically enumerated in this section only if approved by an area agency on aging for provision of the service within the area.

2. Of the funds appropriated in this section, \$279,946 is transferred to the economic development authority for the Iowa commission on volunteer services to be used for the retired and senior volunteer program.

3. a. The department on aging shall establish and enforce procedures relating to expenditure of state and federal funds by area agencies on aging that require compliance with both state and federal laws, rules, and regulations, including but not limited to all of the following:

(1) Requiring that expenditures are incurred only for goods or services received or performed prior to the end of the fiscal period designated for use of the funds.

(2) Prohibiting prepayment for goods or services not received or performed prior to the end of the fiscal period designated for use of the funds.

(3) Prohibiting the prepayment for goods or services not defined specifically by good or service, time period, or recipient.

(4) Prohibiting the establishment of accounts from which future goods or services which are not defined specifically by good or service, time period, or recipient, may be purchased.

b. The procedures shall provide that if any funds are expended in a manner that is not in compliance with the procedures and applicable federal and state laws, rules, and regulations, and are subsequently subject to repayment, the area agency on aging expending such funds in contravention of such procedures, laws, rules and regulations, not the state, shall be liable for such repayment.

4. Of the funds appropriated in this section, \$250,000 shall be used to fund services to meet the unmet needs of older individuals as identified in the annual compilation of unmet service units by the area agencies on aging.

5. Of the funds appropriated in this section, \$600,000 shall be used to fund home and community-based services through the area agencies on aging that enable older individuals to avoid more costly utilization of residential or institutional services and remain in their own homes.

6. Of the funds appropriated in this subsection, \$20,000 shall be used for

implementation of a guardianship and conservatorship monitoring and assistance pilot project as specified in this Act.

DIVISION II

OFFICE OF LONG-TERM CARE RESIDENT'S ADVOCATE — FY 2013-2014

Sec. 2. OFFICE OF LONG-TERM CARE RESIDENT'S ADVOCATE. There is appropriated from the general fund of the state to the office of long-term care resident's advocate for the fiscal year beginning July 1, 2013, and ending June 30, 2014, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For salaries, support, administration, maintenance, and miscellaneous purposes, and for not more than the following full-time equivalent positions:	
.....	\$ 1,021,707
..... FTEs	13.00

1. Of the funds appropriated in this section, \$200,000 shall be used to provide two additional local long-term care resident's advocates to continue moving toward the national recommendation of one full-time equivalent paid staff ombudsman per 2,000 long-term care beds in the state.

2. Of the funds appropriated in this section, \$210,000 shall be used to provide two local long-term care resident's advocates to administer the certified volunteer long-term care resident's advocate program pursuant to section 231.45, including operational certification and training costs.

DIVISION III

DEPARTMENT OF PUBLIC HEALTH — FY 2013-2014

Sec. 3. DEPARTMENT OF PUBLIC HEALTH. There is appropriated from the general fund of the state to the department of public health for the fiscal year beginning July 1, 2013, and ending June 30, 2014, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

1. ADDICTIVE DISORDERS For reducing the prevalence of use of tobacco, alcohol, and other drugs, and treating individuals affected by addictive behaviors, including gambling, and for not more than the following full-time equivalent positions:	
.....	\$ 27,163,690
..... FTEs	13.00

a. (1) Of the funds appropriated in this subsection, \$5,148,361 shall be used for the tobacco use prevention and control initiative, including efforts at the state and local levels, as provided in chapter 142A. The commission on tobacco use prevention and control established pursuant to section 142A.3 shall advise the director of public health in prioritizing funding needs and the allocation of moneys appropriated for the programs and activities of the initiative under this subparagraph (1) and shall make recommendations to the director in the development of budget requests relating to the initiative.

(2) Of the funds allocated in this paragraph "a", \$75,000 shall be used to develop a social media structure to engage youth and prevent youth initiation of tobacco use. Of the amount allocated in this subparagraph (2), \$25,000 shall be used for a youth summit.

(3) Of the funds allocated in this paragraph "a", \$200,000 shall be used to increase the efficacy of local tobacco control efforts by community partnerships, including through professional development, regional trainings and round table planning efforts, and a training opportunity involving all community partnerships.

(4) Of the funds allocated in this paragraph "a", \$1,200,000 shall be used to promote smoking cessation and to reduce the number of tobacco users in the state by offering nicotine replacement therapy to uninsured and underinsured Iowans.

(5) (a) Of the funds allocated in this paragraph "a", \$453,067 is transferred to the

alcoholic beverages division of the department of commerce for enforcement of tobacco laws, regulations, and ordinances and to engage in tobacco control activities approved by the division of tobacco use prevention and control as specified in the memorandum of understanding entered into between the divisions.

(b) For the fiscal year beginning July 1, 2013, and ending June 30, 2014, the terms of the memorandum of understanding, entered into between the division of tobacco use prevention and control of the department of public health and the alcoholic beverages division of the department of commerce, governing compliance checks conducted to ensure licensed retail tobacco outlet conformity with tobacco laws, regulations, and ordinances relating to persons under eighteen years of age, shall restrict the number of such checks to one check per retail outlet, and one additional check for any retail outlet found to be in violation during the first check.

b. Of the funds appropriated in this subsection, \$22,015,329 shall be used for problem gambling and substance-related disorder prevention, treatment, and recovery services, including a 24-hour helpline, public information resources, professional training, and program evaluation.

(1) Of the funds allocated in this paragraph "b", \$18,903,715 shall be used for substance-related disorder prevention and treatment.

(a) Of the funds allocated in this subparagraph (1), \$899,300 shall be used for the public purpose of a grant program to provide substance-related disorder prevention programming for children.

(i) Of the funds allocated in this subparagraph division (a), \$427,539 shall be used for grant funding for organizations that provide programming for children by utilizing mentors. Programs approved for such grants shall be certified or will be certified within six months of receiving the grant award by the Iowa commission on volunteer services as utilizing the standards for effective practice for mentoring programs.

(ii) Of the funds allocated in this subparagraph division (a), \$426,839 shall be used for grant funding for organizations that provide programming that includes youth development and leadership. The programs shall also be recognized as being programs that are scientifically based with evidence of their effectiveness in reducing substance-related disorders in children.

(iii) The department of public health shall utilize a request for proposals process to implement the grant program.

(iv) All grant recipients shall participate in a program evaluation as a requirement for receiving grant funds.

(v) Of the funds allocated in this subparagraph division (a), up to \$44,922 may be used to administer substance-related disorder prevention grants and for program evaluations.

(b) Of the funds allocated in this subparagraph (1), \$272,603 shall be used for culturally competent substance-related disorder treatment pilot projects.

(i) The department shall utilize the amount allocated in this subparagraph division (b) for at least three pilot projects to provide culturally competent substance-related disorder treatment in various areas of the state. Each pilot project shall target a particular ethnic minority population. The populations targeted shall include but are not limited to African American, Asian, and Latino.

(ii) The pilot project requirements shall provide for documentation or other means to ensure access to the cultural competence approach used by a pilot project so that such approach can be replicated and improved upon in successor programs.

(2) Of the funds allocated in this paragraph "b", up to \$3,111,614 may be used for problem gambling prevention, treatment, and recovery services.

(a) Of the funds allocated in this subparagraph (2), \$2,573,762 shall be used for problem gambling prevention and treatment.

(b) Of the funds allocated in this subparagraph (2), up to \$437,852 may be used for a 24-hour helpline, public information resources, professional training, and program evaluation.

(c) Of the funds allocated in this subparagraph (2), up to \$100,000 may be used for the licensing of problem gambling treatment programs.

(3) It is the intent of the general assembly that from the moneys allocated in this paragraph "b", persons with a dual diagnosis of substance-related disorder and gambling addiction shall be given priority in treatment services.

c. Notwithstanding any provision of law to the contrary, to standardize the availability, delivery, cost of delivery, and accountability of problem gambling and substance-related disorder treatment services statewide, the department shall continue implementation of a process to create a system for delivery of treatment services in accordance with the requirements specified in 2008 Iowa Acts, chapter 1187, section 3, subsection 4. To ensure the system provides a continuum of treatment services that best meets the needs of Iowans, the problem gambling and substance-related disorder treatment services in any area may be provided either by a single agency or by separate agencies submitting a joint proposal.

(1) The system for delivery of substance-related disorder and problem gambling treatment shall include problem gambling prevention.

(2) The system for delivery of substance-related disorder and problem gambling treatment shall include substance-related disorder prevention by July 1, 2014.

(3) Of the funds allocated in paragraph "b", the department may use up to \$100,000 for administrative costs to continue developing and implementing the process in accordance with this paragraph "c".

d. The requirement of section 123.53, subsection 5, is met by the appropriations and allocations made in this Act for purposes of substance-related disorder treatment and addictive disorders for the fiscal year beginning July 1, 2013.

e. The department of public health shall work with all other departments that fund substance-related disorder prevention and treatment services and all such departments shall, to the extent necessary, collectively meet the state maintenance of effort requirements for expenditures for substance-related disorder services as required under the federal substance-related disorder prevention and treatment block grant.

2. HEALTHY CHILDREN AND FAMILIES

For promoting the optimum health status for children, adolescents from birth through 21 years of age, and families, and for not more than the following full-time equivalent positions:

..... \$ 3,653,559
..... FTEs 14.00

a. Of the funds appropriated in this subsection, not more than \$734,841 shall be used for the healthy opportunities for parents to experience success (HOPES)-healthy families Iowa (HFI) program established pursuant to section 135.106. The funding shall be distributed to renew the grants that were provided to the grantees that operated the program during the fiscal year ending June 30, 2013.

b. In order to implement the legislative intent stated in sections 135.106 and 256I.9, that priority for home visitation program funding be given to programs using evidence-based or promising models for home visitation, it is the intent of the general assembly to phase in the funding priority in accordance with 2012 Iowa Acts, chapter 1133, section 2, subsection 2, paragraph "0b".

c. Of the funds appropriated in this subsection, \$1,327,887 shall be used for the department's initiative to provide for adequate developmental surveillance and screening during a child's first five years statewide. The funds shall be used first to fully fund the current sites to ensure that the sites are fully operational, with the

remaining funds to be used for expansion to additional sites. Full implementation and expansion shall include enhancing the scope of the program through collaboration with the child health specialty clinics to promote healthy child development through early identification and response to both biomedical and social determinants of healthy development; by developing child health metrics to inform practice, document long-term health impacts and savings, and provide for continuous improvement through training, education, and evaluation; and by providing for practitioner consultation particularly for children with behavioral conditions and needs. The department of public health shall also collaborate with the Iowa Medicaid enterprise and the child health specialty clinics to integrate the activities of the first five initiative into the establishment of patient-centered medical homes, community utilities, accountable care organizations, and other integrated care models developed to improve health quality and population health while reducing health care costs. To the maximum extent possible, funding allocated in this paragraph shall be utilized as matching funds for medical assistance program reimbursement.

d. Of the funds appropriated in this subsection, \$31,597 shall be distributed to a statewide dental carrier to provide funds to continue the donated dental services program patterned after the projects developed by the lifeline network to provide dental services to indigent elderly and disabled individuals.

e. Of the funds appropriated in this subsection, \$111,995 shall be used for childhood obesity prevention.

f. Of the funds appropriated in this subsection, \$162,768 shall be used to provide audiological services and hearing aids for children. The department may enter into a contract to administer this paragraph.

g. Of the funds appropriated in this subsection, \$25,000 is transferred to the university of Iowa college of dentistry for provision of primary dental services to children. State funds shall be matched on a dollar-for-dollar basis. The university of Iowa college of dentistry shall coordinate efforts with the department of public health, bureau of oral and health delivery systems, to provide dental care to underserved populations throughout the state.

h. Of the funds appropriated in this subsection, \$50,000 shall be used to address youth suicide prevention.

3. CHRONIC CONDITIONS

For serving individuals identified as having chronic conditions or special health care needs, and for not more than the following full-time equivalent positions:

..... \$ 5,080,692
..... FTEs 6.00

a. Of the funds appropriated in this subsection, \$159,932 shall be used for grants to individual patients who have phenylketonuria (PKU) to assist with the costs of necessary special foods.

b. Of the funds appropriated in this subsection, \$891,644 shall be used for the brain injury services program pursuant to section 135.22B, including for continuation of the contracts for resource facilitator services in accordance with section 135.22B, subsection 9, and to enhance brain injury training and recruitment of service providers on a statewide basis. Of the amount allocated in this paragraph, \$95,000 shall be used to fund one full-time equivalent position to serve as the state brain injury service program manager.

c. Of the funds appropriated in this subsection, \$547,982 shall be used as additional funding to leverage federal funding through the federal Ryan White Care Act, Tit. II, AIDS drug assistance program supplemental drug treatment grants.

d. Of the funds appropriated in this subsection, \$99,823 shall be used for the public purpose of continuing to contract with an existing national-affiliated organization to

provide education, client-centered programs, and client and family support for people living with epilepsy and their families.

e. Of the funds appropriated in this subsection, \$785,114 shall be used for child health specialty clinics.

f. Of the funds appropriated in this subsection, \$400,000 shall be used by the regional autism assistance program established pursuant to section 256.35, and administered by the child health specialty clinic located at the university of Iowa hospitals and clinics. The funds shall be used to enhance interagency collaboration and coordination of educational, medical, and other human services for persons with autism, their families, and providers of services, including delivering regionalized services of care coordination, family navigation, and integration of services through the statewide system of regional child health specialty clinics and fulfilling other requirements as specified in chapter 225D, creating the autism support program, as enacted in this Act. The university of Iowa shall not receive funds allocated under this paragraph for indirect costs associated with the regional autism assistance program.

g. Of the funds appropriated in this subsection, \$570,993 shall be used for the comprehensive cancer control program to reduce the burden of cancer in Iowa through prevention, early detection, effective treatment, and ensuring quality of life. Of the funds allocated in this lettered paragraph, \$150,000 shall be used to support a melanoma research symposium, a melanoma biorepository and registry, basic and translational melanoma research, and clinical trials.

h. Of the funds appropriated in this subsection, \$126,450 shall be used for cervical and colon cancer screening, and \$500,000 shall be used to enhance the capacity of the cervical cancer screening program to include provision of recommended prevention and early detection measures to a broader range of low-income women.

i. Of the funds appropriated in this subsection, \$526,695 shall be used for the center for congenital and inherited disorders.

j. Of the funds appropriated in this subsection, \$129,411 shall be used for the prescription drug donation repository program created in chapter 135M.

k. Of the funds appropriated in this subsection, \$215,263 shall be used for the costs of the medical home system advisory council established pursuant to section 135.159 including incorporation of the development and implementation of the prevention and chronic care management state initiative.

4. COMMUNITY CAPACITY

For strengthening the health care delivery system at the local level, and for not more than the following full-time equivalent positions:

..... \$ 8,562,617
..... FTEs 18.25

a. Of the funds appropriated in this subsection, \$99,414 is allocated for continuation of the child vision screening program implemented through the university of Iowa hospitals and clinics in collaboration with early childhood Iowa areas. The program shall submit a report to the individuals identified in this Act for submission of reports regarding the use of funds allocated under this paragraph "a". The report shall include the objectives and results for the program year including the target population and how the funds allocated assisted the program in meeting the objectives; the number, age, and location within the state of individuals served; the type of services provided to the individuals served; the distribution of funds based on service provided; and the continuing needs of the program.

b. Of the funds appropriated in this subsection, \$110,656 is allocated for continuation of an initiative implemented at the university of Iowa and \$99,904 is allocated for continuation of an initiative at the state mental health institute at Cherokee to expand and improve the workforce engaged in mental health treatment

and services. The initiatives shall receive input from the university of Iowa, the department of human services, the department of public health, and the mental health and disability services commission to address the focus of the initiatives.

c. Of the funds appropriated in this subsection, \$1,164,628 shall be used for essential public health services that promote healthy aging throughout the lifespan, contracted through a formula for local boards of health, to enhance health promotion and disease prevention services.

d. Of the funds appropriated in this section, \$99,286 shall be deposited in the governmental public health system fund created in section 135A.8 to be used for the purposes of the fund.

e. Of the funds appropriated in this subsection, \$105,448 shall be used to address the shortage of mental health professionals in the state.

f. Of the funds appropriated in this subsection, \$50,000 shall be used for a grant to a statewide association of psychologists that is affiliated with the American psychological association to be used for continuation of a program to rotate intern psychologists in placements in urban and rural mental health professional shortage areas, as defined in section 135.180.

g. Of the funds appropriated in this subsection, the following amounts shall be allocated to the Iowa collaborative safety net provider network established pursuant to section 135.153 to be used for the purposes designated. The following amounts allocated under this lettered paragraph shall be distributed to the specified provider and shall not be reduced for administrative or other costs prior to distribution:

(1) For distribution to the Iowa primary care association for statewide coordination of the Iowa collaborative safety net provider network:

..... \$ 145,785

(2) For distribution to the Iowa primary care association to be used to continue a training program for sexual assault response team (SART) members, including representatives of law enforcement, victim advocates, prosecutors, and certified medical personnel:

..... \$ 50,000

(3) For distribution to federally qualified health centers for necessary infrastructure, statewide coordination, provider recruitment, service delivery, and provision of assistance to patients in securing a medical home inclusive of oral health care:

..... \$ 75,000

(4) For distribution to the local boards of health that provide direct services for pilot programs in three counties to assist patients in securing a medical home inclusive of oral health care:

..... \$ 77,153

(5) For distribution to maternal and child health centers for pilot programs in three service areas to assist patients in securing a medical home inclusive of oral health care:

..... \$ 95,126

(6) For distribution to free clinics for necessary infrastructure, statewide coordination, provider recruitment, service delivery, and provision of assistance to patients in securing a medical home inclusive of oral health care:

..... \$ 348,322

(7) For distribution to rural health clinics for necessary infrastructure, statewide coordination, provider recruitment, service delivery, and provision of assistance to patients in securing a medical home inclusive of oral health care:

..... \$ 141,544

(8) For continuation of the safety net provider patient access to a specialty health care initiative as described in 2007 Iowa Acts, chapter 218, section 109:

..... \$ 378,474

(9) For continuation of the pharmaceutical infrastructure for safety net providers as described in 2007 Iowa Acts, chapter 218, section 108:

..... \$ 413,415

The Iowa collaborative safety net provider network may continue to distribute funds allocated pursuant to this lettered paragraph through existing contracts or renewal of existing contracts.

h. Of the funds appropriated in this subsection, \$175,900 shall be used for continuation of the work of the direct care worker advisory council established pursuant to 2008 Iowa Acts, chapter 1188, section 69, in implementing the recommendations in the final report submitted by the advisory council to the governor and the general assembly in March 2012. During the fiscal year beginning July 1, 2013, the advisory council shall focus on doing all of the following:

(1) Finalizing core and advanced competencies and curricula and making them available statewide.

(2) Conducting education and outreach about the competencies and curricula to direct care professionals, community colleges health occupations, training centers, employers, the public, and other stakeholders.

(3) Establishing a means of tracking and evaluating the impact of the training, including retention and direct care professional job satisfaction.

(4) Working with statewide associations of stakeholders, including providers, to promote adoption and utilization of the competencies, curricula, training programs, and impact tracking.

(5) Conducting an initial study of differential reimbursement rates in cooperation with the department of human services and the Iowa Medicaid enterprise. The study shall include research on provider reimbursements and worker compensation based on demonstrated knowledge and skill of the worker.

i. (1) Of the funds appropriated in this subsection, \$178,875 shall be used for allocation to an independent statewide direct care worker organization under continuation of the contract in effect during the fiscal year ending June 30, 2013, with terms determined by the director of public health relating to education, outreach, leadership development, mentoring, and other initiatives intended to enhance the recruitment and retention of direct care workers in health care and long-term care settings.

(2) Of the funds appropriated in this subsection, \$75,000 shall be used to provide scholarships or other forms of subsidization for direct care worker educational conferences, training, or outreach activities.

j. Of the funds appropriated in this subsection, the department may use up to \$58,175 for up to one full-time equivalent position to administer the volunteer health care provider program pursuant to section 135.24.

k. Of the funds appropriated in this subsection, \$49,707 shall be used for a matching dental education loan repayment program to be allocated to a dental nonprofit health service corporation to develop the criteria and implement the loan repayment program.

l. Of the funds appropriated in this subsection, \$105,823 is transferred to the college student aid commission for deposit in the rural Iowa primary care trust fund created in section 261.113 to be used for the purposes of the fund.

m. Of the funds appropriated in this subsection, \$150,000 shall be used for the purposes of the Iowa donor registry as specified in section 142C.18.

n. Of the funds appropriated in this subsection, \$100,000 shall be used for continuation of a grant to a nationally affiliated volunteer eye organization that has an established program for children and adults and that is solely dedicated to preserving sight and preventing blindness through education, nationally certified vision screening and training, and community and patient service programs. The organization shall

submit a report to the individuals identified in this Act for submission of reports regarding the use of funds allocated under this paragraph “n”. The report shall include the objectives and results for the program year including the target population and how the funds allocated assisted the program in meeting the objectives; the number, age, and location within the state of individuals served; the type of services provided to the individuals served; the distribution of funds based on services provided; and the continuing needs of the program.

o. Of the funds appropriated in this subsection, \$25,000 shall be used for the establishment of a wellness council under the direction of the director of public health to increase support for wellness activities in the state.

p. Of the funds appropriated in this section, \$1,158,150 is allocated to the Iowa collaborative safety net provider network established pursuant to section 135.153 to be used for the development and implementation of a statewide regionally based network to provide an integrated approach to health care delivery through care coordination that supports primary care providers and links patients with community resources necessary to empower patients in addressing biomedical and social determinants of health to improve health outcomes. The Iowa collaborative safety net provider network shall work in conjunction with the department of human services to align the integrated network with the health care delivery system model developed under the state innovation models initiative grant. The Iowa collaborative safety net provider network shall submit a progress report to the individuals designated in this Act for submission of reports by December 31, 2013, including progress in developing and implementing the network, how the funds were distributed and used in developing and implementing the network, and the remaining needs in developing and implementing the network.

q. Of the funds appropriated in this section, \$50,000 shall be distributed to a statewide nonprofit organization to be used for the public purpose of supporting a partnership between medical providers and parents through community health centers to promote reading and encourage literacy skills so children enter school prepared for success in reading.

r. Of the funds appropriated in this subsection, \$2,000,000 shall be deposited in the medical residency training account created in section 135.175, subsection 5, paragraph “a”, and is appropriated from the account to the department of public health to be used for the purposes of the medical residency training state matching grants program as specified in section 135.176.

5. HEALTHY AGING

To provide public health services that reduce risks and invest in promoting and protecting good health over the course of a lifetime with a priority given to older Iowans and vulnerable populations:

..... \$ 7,297,142

6. ENVIRONMENTAL HAZARDS

For reducing the public’s exposure to hazards in the environment, primarily chemical hazards, and for not more than the following full-time equivalent positions:

..... \$ 803,870

..... FTEs 4.00

Of the funds appropriated in this subsection, \$537,750 shall be used for childhood lead poisoning provisions.

7. INFECTIOUS DISEASES

For reducing the incidence and prevalence of communicable diseases, and for not more than the following full-time equivalent positions:

..... \$ 1,335,155

..... FTEs 4.00

8. PUBLIC PROTECTION

For protecting the health and safety of the public through establishing standards and enforcing regulations, and for not more than the following full-time equivalent positions:

..... \$ 3,278,771
..... FTEs 131.00

a. Of the funds appropriated in this subsection, not more than \$454,700 shall be credited to the emergency medical services fund created in section 135.25. Moneys in the emergency medical services fund are appropriated to the department to be used for the purposes of the fund.

b. Of the funds appropriated in this subsection, \$203,032 shall be used for sexual violence prevention programming through a statewide organization representing programs serving victims of sexual violence through the department’s sexual violence prevention program. The amount allocated in this lettered paragraph shall not be used to supplant funding administered for other sexual violence prevention or victims assistance programs.

c. Of the funds appropriated in this subsection, \$598,751 shall be used for the state poison control center.

d. Of the funds appropriated in this section, \$28,000 shall be used as one-time funding to transition the licensing of orthotists, prosthetists, and pedorthists to a fee-supported licensing model. The fee-supported model shall provide for repayment of the funds allocated under this paragraph to the general fund of the state by June 30, 2015.

e. Of the funds appropriated in this section, \$28,644 shall be used for the costs of the emergency medical services task force as enacted in this Act.

9. RESOURCE MANAGEMENT

For establishing and sustaining the overall ability of the department to deliver services to the public, and for not more than the following full-time equivalent positions:

..... \$ 804,054
..... FTEs 5.00

The university of Iowa hospitals and clinics under the control of the state board of regents shall not receive indirect costs from the funds appropriated in this section. The university of Iowa hospitals and clinics billings to the department shall be on at least a quarterly basis.

The department of public health shall submit a report to the individuals specified in this Act for submission of reports by December 15, 2013, providing recommendations for improvements in the intraoperability and interoperability of communications technology under the purview of the department to improve efficiency and reduce costs.

DIVISION IV

DEPARTMENT OF VETERANS AFFAIRS — FY 2013-2014

Sec. 4. DEPARTMENT OF VETERANS AFFAIRS. There is appropriated from the general fund of the state to the department of veterans affairs for the fiscal year beginning July 1, 2013, and ending June 30, 2014, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

1. DEPARTMENT OF VETERANS AFFAIRS ADMINISTRATION

For salaries, support, maintenance, and miscellaneous purposes, and for not more than the following full-time equivalent positions:

..... \$ 1,093,508
..... FTEs 13.00

2. IOWA VETERANS HOME

For salaries, support, maintenance, and miscellaneous purposes:

..... \$ 7,525,714

a. The Iowa veterans home billings involving the department of human services shall be submitted to the department on at least a monthly basis.

b. If there is a change in the employer of employees providing services at the Iowa veterans home under a collective bargaining agreement, such employees and the agreement shall be continued by the successor employer as though there had not been a change in employer.

c. Within available resources and in conformance with associated state and federal program eligibility requirements, the Iowa veterans home may implement measures to provide financial assistance to or on behalf of veterans or their spouses who are participating in the community reentry program.

d. The Iowa veterans home expenditure report shall be submitted monthly to the legislative services agency.

3. HOME OWNERSHIP ASSISTANCE PROGRAM

For transfer to the Iowa finance authority for the continuation of the home ownership assistance program for persons who are or were eligible members of the armed forces of the United States, pursuant to section 16.54:

..... \$ 1,600,000

Sec. 5. LIMITATION OF COUNTY COMMISSIONS OF VETERAN AFFAIRS FUND STANDING APPROPRIATIONS. Notwithstanding the standing appropriation in the following designated section for the fiscal year beginning July 1, 2013, and ending June 30, 2014, the amounts appropriated from the general fund of the state pursuant to that section for the following designated purposes shall not exceed the following amount:

For the county commissions of veteran affairs fund under section 35A.16:

..... \$ 990,000

DIVISION V

DEPARTMENT OF HUMAN SERVICES — FY 2013-2014

Sec. 6. TEMPORARY ASSISTANCE FOR NEEDY FAMILIES BLOCK

GRANT. There is appropriated from the fund created in section 8.41 to the department of human services for the fiscal year beginning July 1, 2013, and ending June 30, 2014, from moneys received under the federal temporary assistance for needy families (TANF) block grant pursuant to the federal Personal Responsibility and Work Opportunity Reconciliation Act of 1996, Pub. L. No. 104-193, and successor legislation, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

1. To be credited to the family investment program account and used for assistance under the family investment program under chapter 239B:

..... \$ 18,116,948

2. To be credited to the family investment program account and used for the job opportunities and basic skills (JOBS) program and implementing family investment agreements in accordance with chapter 239B:

..... \$ 11,866,439

3. To be used for the family development and self-sufficiency grant program in accordance with section 216A.107:

..... \$ 2,898,980

Notwithstanding section 8.33, moneys appropriated in this subsection that remain unencumbered or unobligated at the close of the fiscal year shall not revert but shall remain available for expenditure for the purposes designated until the close of the succeeding fiscal year. However, unless such moneys are encumbered or obligated on or before September 30, 2014, the moneys shall revert.

4. For field operations:

..... \$ 31,296,232

5. For general administration:
..... \$ 3,744,000

6. For state child care assistance:
..... \$ 25,732,687

The funds appropriated in this subsection are transferred to the child care and development block grant appropriation made by the Eighty-fifth General Assembly, 2013 Session, for the federal fiscal year beginning October 1, 2013, and ending September 30, 2014. Of this amount, \$200,000 shall be used for provision of educational opportunities to registered child care home providers in order to improve services and programs offered by this category of providers and to increase the number of providers. The department may contract with institutions of higher education or child care resource and referral centers to provide the educational opportunities. Allowable administrative costs under the contracts shall not exceed 5 percent. The application for a grant shall not exceed two pages in length.

7. For distribution to counties and regions through the property tax relief fund for mental health and disability services as provided in an appropriation made for this purpose:
..... \$ 4,894,052

8. For child and family services:
..... \$ 32,084,430

9. For child abuse prevention grants:
..... \$ 125,000

10. For pregnancy prevention grants on the condition that family planning services are funded:
..... \$ 1,930,067

Pregnancy prevention grants shall be awarded to programs in existence on or before July 1, 2013, if the programs have demonstrated positive outcomes. Grants shall be awarded to pregnancy prevention programs which are developed after July 1, 2013, if the programs are based on existing models that have demonstrated positive outcomes. Grants shall comply with the requirements provided in 1997 Iowa Acts, chapter 208, section 14, subsections 1 and 2, including the requirement that grant programs must emphasize sexual abstinence. Priority in the awarding of grants shall be given to programs that serve areas of the state which demonstrate the highest percentage of unplanned pregnancies of females of childbearing age within the geographic area to be served by the grant.

11. For technology needs and other resources necessary to meet federal welfare reform reporting, tracking, and case management requirements:
..... \$ 1,037,186

12. For the family investment program share of the costs to develop and maintain a new, integrated eligibility determination system:
..... \$ 5,050,451

13. a. Notwithstanding any provision to the contrary, including but not limited to requirements in section 8.41 or provisions in 2012 or 2013 Iowa Acts regarding the receipt and appropriation of federal block grants, federal funds from the temporary assistance for needy families block grant received by the state not otherwise appropriated in this section and remaining available for the fiscal year beginning July 1, 2013, are appropriated to the department of human services to the extent as may be necessary to be used in the following priority order: the family investment program, for state child care assistance program payments for individuals enrolled in the family investment program who are employed, and for the family investment program share of costs to develop and maintain a new, integrated eligibility determination system. The federal funds appropriated in this paragraph "a" shall be expended only after all

other funds appropriated in subsection 1 for the assistance under the family investment program, in subsection 6 for child care assistance, or in subsection 12 for the family investment program share of the costs to develop and maintain a new, integrated eligibility determination system, as applicable, have been expended.

b. The department shall, on a quarterly basis, advise the legislative services agency and department of management of the amount of funds appropriated in this subsection that was expended in the prior quarter.

14. Of the amounts appropriated in this section, \$12,962,008 for the fiscal year beginning July 1, 2013, is transferred to the appropriation of the federal social services block grant made to the department of human services for that fiscal year.

15. For continuation of the program providing categorical eligibility for the food assistance program as specified for the program in the section of this division relating to the family investment program account:

..... \$ 25,000

16. The department may transfer funds allocated in this section to the appropriations made in this division of this Act for the same fiscal year for general administration and field operations for resources necessary to implement and operate the services referred to in this section and those funded in the appropriation made in this division of this Act for the same fiscal year for the family investment program from the general fund of the state.

Sec. 7. FAMILY INVESTMENT PROGRAM ACCOUNT.

1. Moneys credited to the family investment program (FIP) account for the fiscal year beginning July 1, 2013, and ending June 30, 2014, shall be used to provide assistance in accordance with chapter 239B.

2. The department may use a portion of the moneys credited to the FIP account under this section as necessary for salaries, support, maintenance, and miscellaneous purposes.

3. The department may transfer funds allocated in this section to the appropriations made in this division of this Act for the same fiscal year for general administration and field operations for resources necessary to implement and operate the services referred to in this section and those funded in the appropriation made in this division of this Act for the same fiscal year for the family investment program from the general fund of the state.

4. Moneys appropriated in this division of this Act and credited to the FIP account for the fiscal year beginning July 1, 2013, and ending June 30, 2014, are allocated as follows:

a. To be retained by the department of human services to be used for coordinating with the department of human rights to more effectively serve participants in FIP and other shared clients and to meet federal reporting requirements under the federal temporary assistance for needy families block grant:

..... \$ 20,000

b. To the department of human rights for staffing, administration, and implementation of the family development and self-sufficiency grant program in accordance with section 216A.107:

..... \$ 6,042,834

(1) Of the funds allocated for the family development and self-sufficiency grant program in this lettered paragraph, not more than 5 percent of the funds shall be used for the administration of the grant program.

(2) The department of human rights may continue to implement the family development and self-sufficiency grant program statewide during fiscal year 2013-2014.

c. For the diversion subaccount of the FIP account:

..... \$ 1,698,400

A portion of the moneys allocated for the subaccount may be used for field operations, salaries, data management system development, and implementation costs and support deemed necessary by the director of human services in order to administer the FIP diversion program. To the extent moneys allocated in this lettered paragraph are not deemed by the department to be necessary to support diversion activities, such moneys may be used for other efforts intended to increase engagement by family investment program participants in work, education, or training activities.

d. For the food assistance employment and training program:

..... \$ 66,588

(1) The department shall apply the federal supplemental nutrition assistance program (SNAP) employment and training state plan in order to maximize to the fullest extent permitted by federal law the use of the 50 percent federal reimbursement provisions for the claiming of allowable federal reimbursement funds from the United States department of agriculture pursuant to the federal SNAP employment and training program for providing education, employment, and training services for eligible food assistance program participants, including but not limited to related dependent care and transportation expenses.

(2) The department shall continue the categorical federal food assistance program eligibility at 160 percent of the federal poverty level and continue to eliminate the asset test from eligibility requirements, consistent with federal food assistance program requirements. The department shall include as many food assistance households as is allowed by federal law. The eligibility provisions shall conform to all federal requirements including requirements addressing individuals who are incarcerated or otherwise ineligible.

e. For the JOBS program:

..... \$ 19,690,816

5. Of the child support collections assigned under FIP, an amount equal to the federal share of support collections shall be credited to the child support recovery appropriation made in this division of this Act. Of the remainder of the assigned child support collections received by the child support recovery unit, a portion shall be credited to the FIP account, a portion may be used to increase recoveries, and a portion may be used to sustain cash flow in the child support payments account. If as a consequence of the appropriations and allocations made in this section the resulting amounts are insufficient to sustain cash assistance payments and meet federal maintenance of effort requirements, the department shall seek supplemental funding. If child support collections assigned under FIP are greater than estimated or are otherwise determined not to be required for maintenance of effort, the state share of either amount may be transferred to or retained in the child support payment account.

6. The department may adopt emergency rules for the family investment, JOBS, food assistance, and medical assistance programs if necessary to comply with federal requirements.

Sec. 8. FAMILY INVESTMENT PROGRAM GENERAL FUND. There is appropriated from the general fund of the state to the department of human services for the fiscal year beginning July 1, 2013, and ending June 30, 2014, the following amount, or so much thereof as is necessary, to be used for the purpose designated:

To be credited to the family investment program (FIP) account and used for family investment program assistance under chapter 239B:

..... \$ 48,437,214

1. Of the funds appropriated in this section, \$7,824,377 is allocated for the JOBS program.

2. Of the funds appropriated in this section, \$3,163,854 is allocated for the family

development and self-sufficiency grant program.

3. Notwithstanding section 8.39, for the fiscal year beginning July 1, 2013, if necessary to meet federal maintenance of effort requirements or to transfer federal temporary assistance for needy families block grant funding to be used for purposes of the federal social services block grant or to meet cash flow needs resulting from delays in receiving federal funding or to implement, in accordance with this division of this Act, activities currently funded with juvenile court services, county, or community moneys and state moneys used in combination with such moneys, the department of human services may transfer funds within or between any of the appropriations made in this division of this Act and appropriations in law for the federal social services block grant to the department for the following purposes, provided that the combined amount of state and federal temporary assistance for needy families block grant funding for each appropriation remains the same before and after the transfer:

- a. For the family investment program.
- b. For child care assistance.
- c. For child and family services.
- d. For field operations.
- e. For general administration.
- f. For distribution to counties or regions for services to persons with mental illness or an intellectual disability.

This subsection shall not be construed to prohibit the use of existing state transfer authority for other purposes. The department shall report any transfers made pursuant to this subsection to the legislative services agency.

4. Of the funds appropriated in this section, \$195,678 shall be used for continuation of a grant to an Iowa-based nonprofit organization with a history of providing tax preparation assistance to low-income Iowans in order to expand the usage of the earned income tax credit. The purpose of the grant is to supply this assistance to underserved areas of the state.

5. Of the funds appropriated in this section, \$40,000 shall be used to fund the expansion of an unfunded pilot project, as defined in 441 IAC 100.1, that has been in existence for at least six months, relating to parental obligations, in which the child support recovery unit participates, to support the efforts of a nonprofit organization committed to strengthening the community through youth development, healthy living, and social responsibility in a county with a population over 350,000. The funds allocated in this subsection shall be used by the recipient organization to develop a larger community effort, through public and private partnerships, to support a broad-based fatherhood initiative that promotes payment of child support obligations, improved family relationships, and full-time employment. The department shall collaborate with other state agencies to compile a comprehensive inventory of the parenthood support programs in the state. The inventory shall provide a description of each program, the population served, outcomes to date, and funding sources and funding expended for each program. The inventory shall be submitted to the individuals identified in this Act for submission of reports by December 15, 2013.

6. The department may transfer funds appropriated in this section to the appropriations made in this division of this Act for general administration and field operations as necessary to administer this section and the overall family investment program.

Sec. 9. CHILD SUPPORT RECOVERY. There is appropriated from the general fund of the state to the department of human services for the fiscal year beginning July 1, 2013, and ending June 30, 2014, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For child support recovery, including salaries, support, maintenance, and

miscellaneous purposes, and for not more than the following full-time equivalent positions:

..... \$ 14,173,770
..... FTEs 464.00

1. The department shall expend up to \$24,329, including federal financial participation, for the fiscal year beginning July 1, 2013, for a child support public awareness campaign. The department and the office of the attorney general shall cooperate in continuation of the campaign. The public awareness campaign shall emphasize, through a variety of media activities, the importance of maximum involvement of both parents in the lives of their children as well as the importance of payment of child support obligations.

2. Federal access and visitation grant moneys shall be issued directly to private not-for-profit agencies that provide services designed to increase compliance with the child access provisions of court orders, including but not limited to neutral visitation sites and mediation services.

3. The appropriation made to the department for child support recovery may be used throughout the fiscal year in the manner necessary for purposes of cash flow management, and for cash flow management purposes the department may temporarily draw more than the amount appropriated, provided the amount appropriated is not exceeded at the close of the fiscal year.

4. With the exception of the funding amount specified, the requirements established under 2001 Iowa Acts, chapter 191, section 3, subsection 5, paragraph “c”, subparagraph (3), shall be applicable to parental obligation pilot projects for the fiscal year beginning July 1, 2013, and ending June 30, 2014. Notwithstanding 441 IAC 100.8, providing for termination of rules relating to the pilot projects, the rules shall remain in effect until June 30, 2014.

Sec. 10. HEALTH CARE TRUST FUND — MEDICAL ASSISTANCE — FY 2013-2014. Any funds remaining in the health care trust fund created in section 453A.35A for the fiscal year beginning July 1, 2013, and ending June 30, 2014, are appropriated to the department of human services to supplement the medical assistance program appropriations made in this division of this Act, for medical assistance reimbursement and associated costs, including program administration and costs associated with program implementation.

Sec. 11. MEDICAID FRAUD FUND — MEDICAL ASSISTANCE — FY 2013-2014. Any funds remaining in the Medicaid fraud fund created in section 249A.7 for the fiscal year beginning July 1, 2013, and ending June 30, 2014, are appropriated to the department of human services to supplement the medical assistance appropriations made in this division of this Act, for medical assistance reimbursement and associated costs, including program administration and costs associated with program implementation.

Sec. 12. MEDICAL ASSISTANCE. There is appropriated from the general fund of the state to the department of human services for the fiscal year beginning July 1, 2013, and ending June 30, 2014, the following amount, or so much thereof as is necessary, to be used for the purpose designated:

For medical assistance program reimbursement and associated costs as specifically provided in the reimbursement methodologies in effect on June 30, 2013, except as otherwise expressly authorized by law, consistent with options under federal law and regulations, and contingent upon receipt of approval from the office of the governor of reimbursement for each abortion performed under the program:

..... \$ 1,143,810,311

1. a. Iowans support reducing the number of abortions performed in our state. For an abortion covered under the program, except in the case of a medical emergency, as

defined in section 135L.1, for any woman, the physician shall certify both of the following:

(1) That the woman has been given the opportunity to view an ultrasound image of the fetus as part of the standard of care before an abortion is performed.

(2) That the woman has been provided information regarding the options relative to a pregnancy, including continuing the pregnancy to term and retaining parental rights following the child's birth, continuing the pregnancy to term and placing the child for adoption, and terminating the pregnancy.

b. Funds appropriated under this section shall not be used for abortions, unless otherwise authorized under this section.

c. The provisions of this section relating to abortions shall also apply to the Iowa health and wellness plan created pursuant to chapter 249N, as enacted in this Act.

2. The department shall utilize not more than \$60,000 of the funds appropriated in this section to continue the AIDS/HIV health insurance premium payment program as established in 1992 Iowa Acts, Second Extraordinary Session, chapter 1001, section 409, subsection 6. Of the funds allocated in this subsection, not more than \$5,000 may be expended for administrative purposes.

3. Of the funds appropriated in this Act to the department of public health for addictive disorders, \$950,000 for the fiscal year beginning July 1, 2013, is transferred to the department of human services for an integrated substance-related disorder managed care system. The department shall not assume management of the substance-related disorder system in place of the managed care contractor unless such a change in approach is specifically authorized in law. The departments of human services and public health shall work together to maintain the level of mental health and substance-related disorder treatment services provided by the managed care contractor through the Iowa plan for behavioral health. Each department shall take the steps necessary to continue the federal waivers as necessary to maintain the level of services.

4. a. The department shall aggressively pursue options for providing medical assistance or other assistance to individuals with special needs who become ineligible to continue receiving services under the early and periodic screening, diagnostic, and treatment program under the medical assistance program due to becoming 21 years of age who have been approved for additional assistance through the department's exception to policy provisions, but who have health care needs in excess of the funding available through the exception to policy provisions.

b. Of the funds appropriated in this section, \$100,000 shall be used for participation in one or more pilot projects operated by a private provider to allow the individual or individuals to receive service in the community in accordance with principles established in *Olmstead v. L.C.*, 527 U.S. 581 (1999), for the purpose of providing medical assistance or other assistance to individuals with special needs who become ineligible to continue receiving services under the early and periodic screening, diagnostic, and treatment program under the medical assistance program due to becoming 21 years of age who have been approved for additional assistance through the department's exception to policy provisions, but who have health care needs in excess of the funding available through the exception to the policy provisions.

5. Of the funds appropriated in this section, up to \$3,050,082 may be transferred to the field operations or general administration appropriations in this division of this Act for operational costs associated with Part D of the federal Medicare Prescription Drug Improvement and Modernization Act of 2003, Pub. L. No. 108-173.

6. Of the funds appropriated in this section, up to \$442,100 may be transferred to the appropriation in this division of this Act for medical contracts to be used for clinical assessment services and prior authorization of services.

7. A portion of the funds appropriated in this section may be transferred to the

appropriations in this division of this Act for general administration, medical contracts, the children’s health insurance program, or field operations to be used for the state match cost to comply with the payment error rate measurement (PERM) program for both the medical assistance and children’s health insurance programs as developed by the centers for Medicare and Medicaid services of the United States department of health and human services to comply with the federal Improper Payments Information Act of 2002, Pub. L. No. 107-300.

8. It is the intent of the general assembly that the department continue to implement the recommendations of the assuring better child health and development initiative II (ABCDII) clinical panel to the Iowa early and periodic screening, diagnostic, and treatment services healthy mental development collaborative board regarding changes to billing procedures, codes, and eligible service providers.

9. Of the funds appropriated in this section, a sufficient amount is allocated to supplement the incomes of residents of nursing facilities, intermediate care facilities for persons with mental illness, and intermediate care facilities for persons with an intellectual disability, with incomes of less than \$50 in the amount necessary for the residents to receive a personal needs allowance of \$50 per month pursuant to section 249A.30A.

10. Of the funds appropriated in this section, the following amounts are transferred to the appropriations made in this division of this Act for the state mental health institutes:

- a. Cherokee mental health institute \$ 9,098,425
- b. Clarinda mental health institute \$ 1,977,305
- c. Independence mental health institute \$ 9,045,894
- d. Mount Pleasant mental health institute

\$ 5,752,587

11. a. Of the funds appropriated in this section, \$7,969,074 is allocated for the state match for a disproportionate share hospital payment of \$19,133,430 to hospitals that meet both of the conditions specified in subparagraphs (1) and (2). In addition, the hospitals that meet the conditions specified shall either certify public expenditures or transfer to the medical assistance program an amount equal to provide the nonfederal share for a disproportionate share hospital payment of \$7,500,000. The hospitals that meet the conditions specified shall receive and retain 100 percent of the total disproportionate share hospital payment of \$26,633,430.

(1) The hospital qualifies for disproportionate share and graduate medical education payments.

(2) The hospital is an Iowa state-owned hospital with more than 500 beds and eight or more distinct residency specialty or subspecialty programs recognized by the American college of graduate medical education.

b. Distribution of the disproportionate share payments shall be made on a monthly basis. The total amount of disproportionate share payments including graduate medical education, enhanced disproportionate share, and Iowa state-owned teaching hospital payments shall not exceed the amount of the state’s allotment under Pub. L. No. 102-234. In addition, the total amount of all disproportionate share payments shall not exceed the hospital-specific disproportionate share limits under Pub. L. No. 103-66.

12. The university of Iowa hospitals and clinics shall either certify public expenditures or transfer to the appropriations made in this division of this Act for medical assistance an amount equal to provide the nonfederal share for increased medical assistance payments for inpatient and outpatient hospital services of \$9,900,000. The university of Iowa hospitals and clinics shall receive and retain 100 percent of the total increase in medical assistance payments.

13. Of the funds appropriated in this section, up to \$11,921,225 may be transferred

to the IowaCare account created in section 249J.24.

14. One hundred percent of the nonfederal share of payments to area education agencies that are medical assistance providers for medical assistance-covered services provided to medical assistance-covered children, shall be made from the appropriation made in this section.

15. Any new or renewed contract entered into by the department with a third party to administer behavioral health services under the medical assistance program shall provide that any interest earned on payments from the state during the state fiscal year shall be remitted to the department and treated as recoveries to offset the costs of the medical assistance program.

16. The department shall continue to implement the provisions in 2007 Iowa Acts, chapter 218, section 124 and section 126, as amended by 2008 Iowa Acts, chapter 1188, section 55, relating to eligibility for certain persons with disabilities under the medical assistance program in accordance with the federal Family Opportunity Act.

17. A portion of the funds appropriated in this section may be transferred to the appropriation in this division of this Act for medical contracts to be used for administrative activities associated with the money follows the person demonstration project.

18. Of the funds appropriated in this section, \$349,011 shall be used for the administration of the health insurance premium payment program, including salaries, support, maintenance, and miscellaneous purposes.

19. a. The department shall implement the following cost containment strategies for the medical assistance program and shall adopt emergency rules for such implementation:

(1) Notwithstanding any provision of law to the contrary, the department shall integrate medical assistance program habilitation services into the Iowa plan contract for the fiscal year beginning July 1, 2013.

(2) The department shall only provide coverage for medically necessary, elective cesarean sections.

(3) The department shall require prior authorization based on specified criteria before providing reimbursement for hospital swing bed placements and continued stays.

(4) The department shall align payment methodologies and rates between medical and nonmedical transportation services through the transportation brokerage provider.

(5) The department shall require that all fees for employee records checks shall be paid by the medical assistance home and community-based waiver services consumer-directed attendant care or consumer choices option provider, with the exception of one initial state records check per employee which shall be paid by the Iowa Medicaid enterprise.

(6) The department shall require transition of the provision by individual providers of personal care under the consumer-directed attendant care option to agency-provided personal care services and shall retain the consumer choice option for those individuals able and desiring to self-direct services.

(7) The department shall require that persons with an intellectual disability receiving services under the medical assistance program receive a functional assessment utilizing the supports intensity scale tool. The department shall contract with an independent entity to perform the functional assessments. The department shall implement a tiered resource allocation methodology for service plans under the medical assistance home and community-based services waiver for persons with an intellectual disability.

(8) The department shall develop a new reimbursement methodology for medical assistance targeted case management that applies appropriate cost limits.

(9) The department shall implement an integrated health home approach under the medical assistance program for persons with chronic mental illness. The approach shall integrate the functions of medical assistance targeted case management.

(10) The department shall expand the categories of diabetic supplies for which a rebate may be received.

(11) The department shall limit initial authorizations for institutional-based care to 30 days for members following discharge from a hospital if the member previously lived in a community-based setting.

b. The department shall not implement the cost containment strategies to require a primary care referral for the provision of chiropractic services or to require prior authorization of the provision of any home health services for adults in excess of 100 visits per year.

c. The department may increase the amounts allocated for salaries, support, maintenance, and miscellaneous purposes associated with the medical assistance program, as necessary, to implement the cost containment strategies. The department shall report any such increase to the legislative services agency and the department of management.

d. If the savings to the medical assistance program exceed the cost for the fiscal year, the department may transfer any savings generated for the fiscal year due to medical assistance program cost containment efforts to the appropriation made in this division of this Act for medical contracts or general administration to defray the increased contract costs associated with implementing such efforts.

e. The department shall report the implementation of any cost containment strategies under this subsection to the individuals specified in this division of this Act for submission of reports on a quarterly basis.

20. Of the funds appropriated in this section, \$8,715,473 shall be used to implement reductions in the waiting lists of all medical assistance home and community-based services waivers.

21. a. Of the funds appropriated in this section, \$900,000 shall be used to implement the children's mental health home project proposed by the department of human services and reported to the general assembly's mental health and disability services study committee in December 2011. Of this amount, up to \$50,000 may be transferred by the department to the appropriation made in this division of this Act to the department for the same fiscal year for general administration to be used for associated administrative expenses and for not more than one full-time equivalent position, in addition to those authorized for the same fiscal year, to be assigned to implementing the project.

b. Of the funds appropriated in this section, up to \$400,000 may be transferred by the department to the appropriation made to the department in this division of this Act for the same fiscal year for general administration to support the redesign of mental health and disability services and the state balancing incentive payments program planning and implementation activities. The funds may be used for contracts or for personnel in addition to the amounts appropriated for and the positions authorized for general administration for the same fiscal year.

c. Of the funds appropriated in this section, up to \$3,000,000 may be transferred by the department to the appropriations made to the department in this division of this Act for the same fiscal year for general administration or medical contracts to be used to support the development and implementation of standardized assessment tools for persons with mental illness, an intellectual disability, a developmental disability, or a brain injury.

d. For the fiscal year beginning July 1, 2013, and ending June 30, 2014, the replacement generation tax revenues required to be deposited in the property tax relief

fund pursuant to section 437A.8, subsection 4, paragraph “d”, and section 437A.15, subsection 3, paragraph “f”, shall instead be credited to and supplement the appropriation made in this section and used for the allocations made in this subsection.

e. The moneys reimbursed and credited to the risk pool in the property tax relief fund pursuant to 2012 Iowa Acts, chapter 1128, section 6, subsection 5, as amended by 2012 Iowa Acts, chapter 1133, section 67, are appropriated to the department of human services for the fiscal year beginning July 1, 2013, and ending June 30, 2014, to be used to supplement the appropriation made in this section for the medical assistance program.

22. Of the funds appropriated in this section, \$250,000 shall be used for lodging expenses associated with care provided at the university of Iowa hospitals and clinics under chapter 249J for patients with cancer whose travel distance is 30 miles or more from the university of Iowa hospitals and clinics. The department of human services shall establish the maximum number of overnight stays and the maximum rate reimbursed for overnight lodging, which may be based on the state employee rate established by the department of administrative services. The funds allocated in this subsection shall not be used as nonfederal share matching funds. Any funds allocated in this subsection that remain unencumbered or unobligated on December 31, 2013, shall continue to be used in accordance with departmental specifications established in this subsection for lodging expenses associated with care provided at the university of Iowa hospitals and clinics for patients with cancer whose travel distance is 30 miles or more and whose income is at or below 200 percent of the federal poverty level as defined by the most recently revised poverty income guidelines published by the United States department of health and human services.

23. The department shall continue to administer the state balancing incentive payments program as specified in 2012 Iowa Acts, chapter 1133, section 14.

24. Of the funds appropriated in this section, \$300,000 shall be used for reimbursement of staff training as direct costs for home and community-based services providers beginning January 1, 2014, as provided under 2013 Iowa Acts, House File 198 or 2013 successor legislation, if enacted.

Sec. 13. MEDICAL CONTRACTS. There is appropriated from the general fund of the state to the department of human services for the fiscal year beginning July 1, 2013, and ending June 30, 2014, the following amount, or so much thereof as is necessary, to be used for the purpose designated:

For medical contracts:

..... \$ 12,291,569

1. The department of inspections and appeals shall provide all state matching funds for survey and certification activities performed by the department of inspections and appeals. The department of human services is solely responsible for distributing the federal matching funds for such activities.

2. Of the funds appropriated in this section, \$50,000 shall be used for continuation of home and community-based services waiver quality assurance programs, including the review and streamlining of processes and policies related to oversight and quality management to meet state and federal requirements.

3. Of the amount appropriated in this section, up to \$200,000 may be transferred to the appropriation for general administration in this division of this Act to be used for additional full-time equivalent positions in the development of key health initiatives such as cost containment, development and oversight of managed care programs, and development of health strategies targeted toward improved quality and reduced costs in the Medicaid program.

4. Of the funds appropriated in this section, \$64,398 shall be used for provision of the IowaCare program nurse helpline for the expansion population as provided in section

249J.6.

5. Of the funds appropriated in this section, \$80,000 shall be used for costs related to audits, performance evaluations, and studies required pursuant to chapter 249J.

6. Of the funds appropriated in this section, \$194,654 shall be used for administrative costs associated with chapter 249J.

7. Of the funds appropriated in this section, \$1,000,000 shall be used for planning and development, in cooperation with the department of public health, of a phased-in program to provide a dental home for children.

8. Of the funds appropriated in this section, \$270,000 shall be used for payment to the publicly owned acute care teaching hospital located in a county with a population of over 350,000 that is a participating provider pursuant to chapter 249J. Disbursements under this subsection shall be made monthly. The hospital shall submit a report following the close of the fiscal year regarding use of the funds allocated in this subsection to the persons specified in this Act to receive reports.

9. Of the funds appropriated in this section, \$75,000 shall be used for continued implementation of a uniform cost report.

10. Of the funds appropriated in this section, \$2,000,000 shall be used for the autism support program created in chapter 225D, as enacted in this Act, beginning January 1, 2014.

11. Of the funds appropriated in this section, \$99,790 shall be used for continued implementation of an electronic medical records system.

Sec. 14. STATE SUPPLEMENTARY ASSISTANCE.

1. There is appropriated from the general fund of the state to the department of human services for the fiscal year beginning July 1, 2013, and ending June 30, 2014, the following amount, or so much thereof as is necessary, to be used for the purpose designated:

For the state supplementary assistance program:

..... \$ 16,512,174

2. The department shall increase the personal needs allowance for residents of residential care facilities by the same percentage and at the same time as federal supplemental security income and federal social security benefits are increased due to a recognized increase in the cost of living. The department may adopt emergency rules to implement this subsection.

3. If during the fiscal year beginning July 1, 2013, the department projects that state supplementary assistance expenditures for a calendar year will not meet the federal pass-through requirement specified in Tit. XVI of the federal Social Security Act, section 1618, as codified in 42 U.S.C. § 1382g, the department may take actions including but not limited to increasing the personal needs allowance for residential care facility residents and making programmatic adjustments or upward adjustments of the residential care facility or in-home health-related care reimbursement rates prescribed in this division of this Act to ensure that federal requirements are met. In addition, the department may make other programmatic and rate adjustments necessary to remain within the amount appropriated in this section while ensuring compliance with federal requirements. The department may adopt emergency rules to implement the provisions of this subsection.

Sec. 15. CHILDREN'S HEALTH INSURANCE PROGRAM.

1. There is appropriated from the general fund of the state to the department of human services for the fiscal year beginning July 1, 2013, and ending June 30, 2014, the following amount, or so much thereof as is necessary, to be used for the purpose designated:

For maintenance of the healthy and well kids in Iowa (hawk-i) program pursuant to chapter 514I, including supplemental dental services, for receipt of federal financial

participation under Tit. XXI of the federal Social Security Act, which creates the children's health insurance program:

..... \$ 36,806,102

2. Of the funds appropriated in this section, \$141,450 is allocated for continuation of the contract for outreach with the department of public health.

Sec. 16. CHILD CARE ASSISTANCE. There is appropriated from the general fund of the state to the department of human services for the fiscal year beginning July 1, 2013, and ending June 30, 2014, the following amount, or so much thereof as is necessary, to be used for the purpose designated:

For child care programs:

..... \$ 62,709,794

1. Of the funds appropriated in this section, \$54,755,189 shall be used for state child care assistance in accordance with section 237A.13.

2. Nothing in this section shall be construed or is intended as or shall imply a grant of entitlement for services to persons who are eligible for assistance due to an income level consistent with the waiting list requirements of section 237A.13. Any state obligation to provide services pursuant to this section is limited to the extent of the funds appropriated in this section.

3. Of the funds appropriated in this section, \$432,453 is allocated for the statewide program for child care resource and referral services under section 237A.26. A list of the registered and licensed child care facilities operating in the area served by a child care resource and referral service shall be made available to the families receiving state child care assistance in that area.

4. Of the funds appropriated in this section, \$936,974 is allocated for child care quality improvement initiatives including but not limited to the voluntary quality rating system in accordance with section 237A.30.

5. Of the funds appropriated in this section, \$135,178 shall be used to conduct fingerprint-based national criminal history record checks of home-based child care providers pursuant to section 237A.5, subsection 2, through the United States department of justice, federal bureau of investigation.

6. Of the amount appropriated in this section, up to \$25,000 shall be used to implement a searchable internet-based application as part of the consumer information made available under section 237A.25. The application shall provide a listing of the child care providers in this state that have received a rating under the voluntary quality rating system implemented pursuant to section 237A.30 and information on whether a provider specializes in child care for infants, school-age children, children with special needs, or other populations or provides any other specialized services to support family needs.

7. Of the amount appropriated in this section, up to \$75,000 shall be used by the department to conduct an independent evaluation of Iowa's child care quality rating system. The evaluation shall address the system's strengths and weaknesses, and shall provide recommendations for change. The department shall submit a final report on or before December 16, 2013, to the governor and general assembly concerning the evaluation. The evaluation shall also include but is not limited to all of the following:

- a. An assessment of the validity of the system's key underlying concepts.
- b. An assessment of the techniques utilized and psychometric properties of the measures used in the system to assess quality.
- c. An analysis of the outputs quantified by the rating process.
- d. An analysis of the relationship between the ratings utilized and child outcomes realized.

8. Of the funds appropriated in this section, \$6,350,000 shall be credited to the early childhood programs grants account in the early childhood Iowa fund created in section

256L.11. The moneys shall be distributed for funding of community-based early childhood programs targeted to children from birth through five years of age developed by early childhood Iowa areas in accordance with approved community plans as provided in section 256L.8

9. The department may use any of the funds appropriated in this section as a match to obtain federal funds for use in expanding child care assistance and related programs. For the purpose of expenditures of state and federal child care funding, funds shall be considered obligated at the time expenditures are projected or are allocated to the department's service areas. Projections shall be based on current and projected caseload growth, current and projected provider rates, staffing requirements for eligibility determination and management of program requirements including data systems management, staffing requirements for administration of the program, contractual and grant obligations and any transfers to other state agencies, and obligations for decategorization or innovation projects.

10. A portion of the state match for the federal child care and development block grant shall be provided as necessary to meet federal matching funds requirements through the state general fund appropriation made for child development grants and other programs for at-risk children in section 279.51.

11. If a uniform reduction ordered by the governor under section 8.31 or other operation of law, transfer, or federal funding reduction reduces the appropriation made in this section for the fiscal year, the percentage reduction in the amount paid out to or on behalf of the families participating in the state child care assistance program shall be equal to or less than the percentage reduction made for any other purpose payable from the appropriation made in this section and the federal funding relating to it. The percentage reduction to the other allocations made in this section shall be the same as the uniform reduction ordered by the governor or the percentage change of the federal funding reduction, as applicable. If there is an unanticipated increase in federal funding provided for state child care assistance, the entire amount of the increase shall be used for state child care assistance payments. If the appropriations made for purposes of the state child care assistance program for the fiscal year are determined to be insufficient, it is the intent of the general assembly to appropriate sufficient funding for the fiscal year in order to avoid establishment of waiting list requirements.

12. Notwithstanding section 8.33, moneys advanced for purposes of the programs developed by early childhood Iowa areas, advanced for purposes of wraparound child care, or received from the federal appropriations made for the purposes of this section that remain unencumbered or unobligated at the close of the fiscal year shall not revert to any fund but shall remain available for expenditure for the purposes designated until the close of the succeeding fiscal year.

Sec. 17. JUVENILE INSTITUTIONS. There is appropriated from the general fund of the state to the department of human services for the fiscal year beginning July 1, 2013, and ending June 30, 2014, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

1. For operation of the Iowa juvenile home at Toledo and for salaries, support, maintenance, and miscellaneous purposes, and for not more than the following full-time equivalent positions:

..... \$ 8,859,355
..... FTEs 114.00

2. For operation of the state training school at Eldora and for salaries, support, maintenance, and miscellaneous purposes, and for not more than the following full-time equivalent positions:

..... \$ 11,256,969
..... FTEs 164.30

Of the funds appropriated in this subsection, \$91,150 shall be used for distribution to licensed classroom teachers at this and other institutions under the control of the department of human services based upon the average student yearly enrollment at each institution as determined by the department.

3. A portion of the moneys appropriated in this section shall be used by the state training school and by the Iowa juvenile home for grants for adolescent pregnancy prevention activities at the institutions in the fiscal year beginning July 1, 2013.

Sec. 18. CHILD AND FAMILY SERVICES.

1. There is appropriated from the general fund of the state to the department of human services for the fiscal year beginning July 1, 2013, and ending June 30, 2014, the following amount, or so much thereof as is necessary, to be used for the purpose designated:

For child and family services:

..... \$ 91,283,920

2. Up to \$5,200,000 of the amount of federal temporary assistance for needy families block grant funding appropriated in this division of this Act for child and family services shall be made available for purposes of juvenile delinquent graduated sanction services.

3. The department may transfer funds appropriated in this section as necessary to pay the nonfederal costs of services reimbursed under the medical assistance program, state child care assistance program, or the family investment program which are provided to children who would otherwise receive services paid under the appropriation in this section. The department may transfer funds appropriated in this section to the appropriations made in this division of this Act for general administration and for field operations for resources necessary to implement and operate the services funded in this section.

4. a. Of the funds appropriated in this section, up to \$32,242,236 is allocated as the statewide expenditure target under section 232.143 for group foster care maintenance and services. If the department projects that such expenditures for the fiscal year will be less than the target amount allocated in this lettered paragraph, the department may reallocate the excess to provide additional funding for shelter care or the child welfare emergency services addressed with the allocation for shelter care.

b. If at any time after September 30, 2013, annualization of a service area's current expenditures indicates a service area is at risk of exceeding its group foster care expenditure target under section 232.143 by more than 5 percent, the department and juvenile court services shall examine all group foster care placements in that service area in order to identify those which might be appropriate for termination. In addition, any aftercare services believed to be needed for the children whose placements may be terminated shall be identified. The department and juvenile court services shall initiate action to set dispositional review hearings for the placements identified. In such a dispositional review hearing, the juvenile court shall determine whether needed aftercare services are available and whether termination of the placement is in the best interest of the child and the community.

5. In accordance with the provisions of section 232.188, the department shall continue the child welfare and juvenile justice funding initiative during fiscal year 2013-2014. Of the funds appropriated in this section, \$1,717,753 is allocated specifically for expenditure for fiscal year 2013-2014 through the decategorization service funding pools and governance boards established pursuant to section 232.188.

6. A portion of the funds appropriated in this section may be used for emergency family assistance to provide other resources required for a family participating in a family preservation or reunification project or successor project to stay together or to be reunified.

7. Notwithstanding section 234.35 or any other provision of law to the contrary, state funding for shelter care and the child welfare emergency services contracting implemented to provide for or prevent the need for shelter care shall be limited to \$7,616,048.

8. Federal funds received by the state during the fiscal year beginning July 1, 2013, as the result of the expenditure of state funds appropriated during a previous state fiscal year for a service or activity funded under this section are appropriated to the department to be used as additional funding for services and purposes provided for under this section. Notwithstanding section 8.33, moneys received in accordance with this subsection that remain unencumbered or unobligated at the close of the fiscal year shall not revert to any fund but shall remain available for the purposes designated until the close of the succeeding fiscal year.

9. a. Of the funds appropriated in this section, up to \$3,290,000 is allocated for the payment of the expenses of court-ordered services provided to juveniles who are under the supervision of juvenile court services, which expenses are a charge upon the state pursuant to section 232.141, subsection 4. Of the amount allocated in this lettered paragraph, up to \$1,556,287 shall be made available to provide school-based supervision of children adjudicated under chapter 232, of which not more than \$15,000 may be used for the purpose of training. A portion of the cost of each school-based liaison officer shall be paid by the school district or other funding source as approved by the chief juvenile court officer.

b. Of the funds appropriated in this section, up to \$748,985 is allocated for the payment of the expenses of court-ordered services provided to children who are under the supervision of the department, which expenses are a charge upon the state pursuant to section 232.141, subsection 4.

c. Notwithstanding section 232.141 or any other provision of law to the contrary, the amounts allocated in this subsection shall be distributed to the judicial districts as determined by the state court administrator and to the department's service areas as determined by the administrator of the department's division of child and family services. The state court administrator and the division administrator shall make the determination of the distribution amounts on or before June 15, 2013.

d. Notwithstanding chapter 232 or any other provision of law to the contrary, a district or juvenile court shall not order any service which is a charge upon the state pursuant to section 232.141 if there are insufficient court-ordered services funds available in the district court or departmental service area distribution amounts to pay for the service. The chief juvenile court officer and the departmental service area manager shall encourage use of the funds allocated in this subsection such that there are sufficient funds to pay for all court-related services during the entire year. The chief juvenile court officers and departmental service area managers shall attempt to anticipate potential surpluses and shortfalls in the distribution amounts and shall cooperatively request the state court administrator or division administrator to transfer funds between the judicial districts' or departmental service areas' distribution amounts as prudent.

e. Notwithstanding any provision of law to the contrary, a district or juvenile court shall not order a county to pay for any service provided to a juvenile pursuant to an order entered under chapter 232 which is a charge upon the state under section 232.141, subsection 4.

f. Of the funds allocated in this subsection, not more than \$83,000 may be used by the judicial branch for administration of the requirements under this subsection.

g. Of the funds allocated in this subsection, \$17,000 shall be used by the department of human services to support the interstate commission for juveniles in accordance with the interstate compact for juveniles as provided in section 232.173.

10. Of the funds appropriated in this section, \$8,053,226 is allocated for juvenile delinquent graduated sanctions services. Any state funds saved as a result of efforts by juvenile court services to earn federal Tit. IV-E match for juvenile court services administration may be used for the juvenile delinquent graduated sanctions services.

11. Of the funds appropriated in this section, \$1,608,285 is transferred to the department of public health to be used for equalization and renewal of the grants under the child protection center grant program in accordance with section 135.118. The grant amounts shall be equalized so that each center receives a uniform amount of at least \$245,000.

12. If the department receives federal approval to implement a waiver under Tit. IV-E of the federal Social Security Act to enable providers to serve children who remain in the children’s families and communities, for purposes of eligibility under the medical assistance program through 25 years of age, children who participate in the waiver shall be considered to be placed in foster care.

13. Of the funds appropriated in this section, \$3,256,980 is allocated for the preparation for adult living program pursuant to section 234.46.

14. Of the funds appropriated in this section, \$520,150 shall be used for juvenile drug courts. The amount allocated in this subsection shall be distributed as follows:

 To the judicial branch for salaries to assist with the operation of juvenile drug court programs operated in the following jurisdictions:

- a. Marshall county:
..... \$ 62,708
- b. Woodbury county:
..... \$ 125,682
- c. Polk county:
..... \$ 195,892
- d. The third judicial district:
..... \$ 67,934
- e. The eighth judicial district:
..... \$ 67,934

15. Of the funds appropriated in this section, \$227,337 shall be used for the public purpose of continuing a grant to a nonprofit human services organization providing services to individuals and families in multiple locations in southwest Iowa and Nebraska for support of a project providing immediate, sensitive support and forensic interviews, medical exams, needs assessments, and referrals for victims of child abuse and their nonoffending family members.

16. Of the funds appropriated in this section, \$200,590 is allocated for the foster care youth council approach of providing a support network to children placed in foster care.

17. Of the funds appropriated in this section, \$202,000 is allocated for use pursuant to section 235A.1 for continuation of the initiative to address child sexual abuse implemented pursuant to 2007 Iowa Acts, chapter 218, section 18, subsection 21.

18. Of the funds appropriated in this section, \$630,240 is allocated for the community partnership for child protection sites.

19. Of the funds appropriated in this section, \$371,250 is allocated for the department’s minority youth and family projects under the redesign of the child welfare system.

20. Of the funds appropriated in this section, up to \$1,436,595 is allocated for funding of the community circle of care collaboration for children and youth in northeast Iowa. The department may determine the appropriate allocation of funding to ensure there is not duplication of services and that the needs of children and youth are met as they transition to an integrated health home.

21. Of the funds appropriated in this section, at least \$147,158 shall be used for the

child welfare training academy.

22. Of the funds appropriated in this section, \$25,000 shall be used for the public purpose of continuation of a grant to a child welfare services provider headquartered in a county with a population between 205,000 and 215,000 in the latest certified federal census that provides multiple services including but not limited to a psychiatric medical institution for children, shelter, residential treatment, after school programs, school-based programming, and an Asperger's syndrome program, to be used for support services for children with autism spectrum disorder and their families.

23. Of the funds appropriated in this section, \$25,000 shall be used for the public purpose of continuing a grant to a hospital-based provider headquartered in a county with a population between 90,000 and 95,000 in the latest certified federal census that provides multiple services including but not limited to diagnostic, therapeutic, and behavioral services to individuals with autism spectrum disorder across the lifespan. The grant recipient shall utilize the funds to continue the pilot project to determine the necessary support services for children with autism spectrum disorder and their families to be included in the children's disabilities services system. The grant recipient shall submit findings and recommendations based upon the results of the pilot project to the individuals specified in this division of this Act for submission of reports by December 31, 2013.

24. Of the funds appropriated in this section, \$327,947 shall be used for continuation of the central Iowa system of care program grant through June 30, 2014. The department may determine the appropriate allocation of funding to ensure there is not duplication of services and that the needs of children and youth are met as they transition to an integrated health home.

25. Of the funds appropriated in this section, \$160,000 shall be used for the public purpose of the continuation of a system of care grant implemented in Cerro Gordo and Linn counties. The department may determine the appropriate allocation of funding to ensure there is not duplication of services and that the needs of children and youth are met as they transition to an integrated health home.

26. Of the funds appropriated in this section, at least \$25,000 shall be used to continue and to expand the foster care respite pilot program in which postsecondary students in social work and other human services-related programs receive experience by assisting family foster care providers with respite and other support.

Sec. 19. ADOPTION SUBSIDY.

1. There is appropriated from the general fund of the state to the department of human services for the fiscal year beginning July 1, 2013, and ending June 30, 2014, the following amount, or so much thereof as is necessary, to be used for the purpose designated:

For adoption subsidy payments and services:

..... \$ 40,729,282

2. The department may transfer funds appropriated in this section to the appropriation made in this division of this Act for general administration for costs paid from the appropriation relating to adoption subsidy.

3. Federal funds received by the state during the fiscal year beginning July 1, 2013, as the result of the expenditure of state funds during a previous state fiscal year for a service or activity funded under this section are appropriated to the department to be used as additional funding for the services and activities funded under this section. Notwithstanding section 8.33, moneys received in accordance with this subsection that remain unencumbered or unobligated at the close of the fiscal year shall not revert to any fund but shall remain available for expenditure for the purposes designated until the close of the succeeding fiscal year.

Sec. 20. JUVENILE DETENTION HOME FUND. Moneys deposited in the juvenile

detention home fund created in section 232.142 during the fiscal year beginning July 1, 2013, and ending June 30, 2014, are appropriated to the department of human services for the fiscal year beginning July 1, 2013, and ending June 30, 2014, for distribution of an amount equal to a percentage of the costs of the establishment, improvement, operation, and maintenance of county or multicounty juvenile detention homes in the fiscal year beginning July 1, 2012. Moneys appropriated for distribution in accordance with this section shall be allocated among eligible detention homes, prorated on the basis of an eligible detention home's proportion of the costs of all eligible detention homes in the fiscal year beginning July 1, 2012. The percentage figure shall be determined by the department based on the amount available for distribution for the fund. Notwithstanding section 232.142, subsection 3, the financial aid payable by the state under that provision for the fiscal year beginning July 1, 2013, shall be limited to the amount appropriated for the purposes of this section.

Sec. 21. FAMILY SUPPORT SUBSIDY PROGRAM.

1. There is appropriated from the general fund of the state to the department of human services for the fiscal year beginning July 1, 2013, and ending June 30, 2014, the following amount, or so much thereof as is necessary, to be used for the purpose designated:

For the family support subsidy program subject to the enrollment restrictions in section 225C.37, subsection 3:

..... \$ 1,092,955

2. The department shall use at least \$483,500 of the moneys appropriated in this section for the family support center component of the comprehensive family support program under section 225C.47. Not more than \$25,000 of the amount allocated in this subsection shall be used for administrative costs.

3. If at any time during the fiscal year, the amount of funding available for the family support subsidy program is reduced from the amount initially used to establish the figure for the number of family members for whom a subsidy is to be provided at any one time during the fiscal year, notwithstanding section 225C.38, subsection 2, the department shall revise the figure as necessary to conform to the amount of funding available.

Sec. 22. CONNER DECREE. There is appropriated from the general fund of the state to the department of human services for the fiscal year beginning July 1, 2013, and ending June 30, 2014, the following amount, or so much thereof as is necessary, to be used for the purpose designated:

For building community capacity through the coordination and provision of training opportunities in accordance with the consent decree of Conner v. Branstad, No. 4-86-CV-30871(S.D. Iowa, July 14, 1994):

..... \$ 33,622

Sec. 23. MENTAL HEALTH INSTITUTES. There is appropriated from the general fund of the state to the department of human services for the fiscal year beginning July 1, 2013, and ending June 30, 2014, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

1. For the state mental health institute at Cherokee for salaries, support, maintenance, and miscellaneous purposes, and for not more than the following full-time equivalent positions:

..... \$ 5,954,464

..... FTEs 169.20

If recommended by the superintendent, the department may sell or transfer ownership of unused facilities at the state mental health institute to the city in which the institute is located.

2. For the state mental health institute at Clarinda for salaries, support,

maintenance, and miscellaneous purposes, and for not more than the following full-time equivalent positions:

..... \$ 6,751,868
..... FTEs 86.10

3. For the state mental health institute at Independence for salaries, support, maintenance, and miscellaneous purposes, and for not more than the following full-time equivalent positions:

..... \$ 10,318,778
..... FTEs 233.00

4. For the state mental health institute at Mount Pleasant for salaries, support, maintenance, and miscellaneous purposes, and for not more than the following full-time equivalent positions:

..... \$ 1,366,686
..... FTEs 97.92

Sec. 24. STATE RESOURCE CENTERS.

1. There is appropriated from the general fund of the state to the department of human services for the fiscal year beginning July 1, 2013, and ending June 30, 2014, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

a. For the state resource center at Glenwood for salaries, support, maintenance, and miscellaneous purposes:

..... \$ 20,274,472

b. For the state resource center at Woodward for salaries, support, maintenance, and miscellaneous purposes:

..... \$ 14,220,463

2. The department may continue to bill for state resource center services utilizing a scope of services approach used for private providers of ICFID services, in a manner which does not shift costs between the medical assistance program, counties, or other sources of funding for the state resource centers.

3. The state resource centers may expand the time-limited assessment and respite services during the fiscal year.

4. If the department's administration and the department of management concur with a finding by a state resource center's superintendent that projected revenues can reasonably be expected to pay the salary and support costs for a new employee position, or that such costs for adding a particular number of new positions for the fiscal year would be less than the overtime costs if new positions would not be added, the superintendent may add the new position or positions. If the vacant positions available to a resource center do not include the position classification desired to be filled, the state resource center's superintendent may reclassify any vacant position as necessary to fill the desired position. The superintendents of the state resource centers may, by mutual agreement, pool vacant positions and position classifications during the course of the fiscal year in order to assist one another in filling necessary positions.

5. If existing capacity limitations are reached in operating units, a waiting list is in effect for a service or a special need for which a payment source or other funding is available for the service or to address the special need, and facilities for the service or to address the special need can be provided within the available payment source or other funding, the superintendent of a state resource center may authorize opening not more than two units or other facilities and begin implementing the service or addressing the special need during fiscal year 2013-2014.

Sec. 25. SEXUALLY VIOLENT PREDATORS.

1. There is appropriated from the general fund of the state to the department of human services for the fiscal year beginning July 1, 2013, and ending June 30, 2014,

the following amount, or so much thereof as is necessary, to be used for the purpose designated:

For costs associated with the commitment and treatment of sexually violent predators in the unit located at the state mental health institute at Cherokee, including costs of legal services and other associated costs, including salaries, support, maintenance, and miscellaneous purposes, and for not more than the following full-time equivalent positions:

..... \$ 9,416,969
..... FTEs 124.50

2. Unless specifically prohibited by law, if the amount charged provides for recoupment of at least the entire amount of direct and indirect costs, the department of human services may contract with other states to provide care and treatment of persons placed by the other states at the unit for sexually violent predators at Cherokee. The moneys received under such a contract shall be considered to be repayment receipts and used for the purposes of the appropriation made in this section.

Sec. 26. FIELD OPERATIONS. There is appropriated from the general fund of the state to the department of human services for the fiscal year beginning July 1, 2013, and ending June 30, 2014, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For field operations, including salaries, support, maintenance, and miscellaneous purposes, and for not more than the following full-time equivalent positions:
..... \$ 66,522,388
..... FTEs 1,837.00

1. As a condition of this appropriation, the department shall make every possible effort to fill the entire number of positions authorized by this section and, unless specifically provided otherwise by an applicable collective bargaining agreement, the department is not subject to any approval requirement external to the department to fill a field operations vacancy within the number of full-time equivalent positions authorized by this section. The department shall report on the first of each month to the chairpersons and ranking members of the appropriations committees of the senate and house of representatives, and the persons designated by this Act for submission of reports concerning the status of filling the positions.

2. Priority in filling full-time equivalent positions shall be given to those positions related to child protection services and eligibility determination for low-income families.

Sec. 27. GENERAL ADMINISTRATION. There is appropriated from the general fund of the state to the department of human services for the fiscal year beginning July 1, 2013, and ending June 30, 2014, the following amount, or so much thereof as is necessary, to be used for the purpose designated:

For general administration, including salaries, support, maintenance, and miscellaneous purposes, and for not more than the following full-time equivalent positions:
..... \$ 16,304,771
..... FTEs 309.00

1. Of the funds appropriated in this section, \$63,543 is allocated for the prevention of disabilities policy council established in section 225B.3. Of the amount allocated in this subsection, \$25,000 shall be passed through to the council for the costs involved with holding a summit meeting of the multiple entities providing services to persons with disabilities. The focus of the summit meeting shall be to review existing disability prevention activities in order to identify cost effective public policy options for reaching the greatest number of children and adults in order to eliminate the risk of disabilities. The review shall also address options for health care services available to youth

transitioning to the adult system of health care. The council shall report to the individuals identified in this Act for submission of reports within 60 calendar days of completing the summit meeting concerning the review, policy options identified, and recommendations made.

2. The department shall report at least monthly to the legislative services agency concerning the department's operational and program expenditures.

3. Of the funds appropriated in this section, \$132,300 shall be used to continue the contract for the provision of a program to provide technical assistance, support, and consultation to providers of habilitation services and home and community-based services waiver services for adults with disabilities under the medical assistance program.

4. Of the funds appropriated in this section, \$50,000 is transferred to the Iowa finance authority to be used for administrative support of the council on homelessness established in section 16.100A and for the council to fulfill its duties in addressing and reducing homelessness in the state.

5. Of the funds appropriated in this section, \$250,000 is transferred to the department of inspections and appeals to be used to implement a new mental health advocate division in the department in accordance with 2013 Iowa Acts, Senate File 406, if enacted.

Sec. 28. VOLUNTEERS. There is appropriated from the general fund of the state to the department of human services for the fiscal year beginning July 1, 2013, and ending June 30, 2014, the following amount, or so much thereof as is necessary, to be used for the purpose designated:

For development and coordination of volunteer services:
..... \$ 84,660

Sec. 29. MEDICAL ASSISTANCE, STATE SUPPLEMENTARY ASSISTANCE, AND SOCIAL SERVICE PROVIDERS REIMBURSED UNDER THE DEPARTMENT OF HUMAN SERVICES.

1. a. (1) For the fiscal year beginning July 1, 2013, the total state funding amount for the nursing facility budget shall not exceed \$268,712,511.

(2) For the fiscal year beginning July 1, 2013, the department shall rebase case-mix nursing facility rates effective July 1, 2013. However, total nursing facility budget expenditures, including both case-mix and noncase-mix, shall not exceed the amount specified in subparagraph (1). When calculating case-mix per diem cost and the patient-day-weighted medians used in rate-setting for nursing facilities effective July 1, 2013, the inflation factor applied from the midpoint of the cost report period to the first day of the state fiscal year rate period shall be adjusted to maintain state funding within the amount specified in subparagraph (1).

(3) The department, in cooperation with nursing facility representatives, shall review projections for state funding expenditures for reimbursement of nursing facilities on a quarterly basis and the department shall determine if an adjustment to the medical assistance reimbursement rate is necessary in order to provide reimbursement within the state funding amount for the fiscal year. Notwithstanding 2001 Iowa Acts, chapter 192, section 4, subsection 2, paragraph "c", and subsection 3, paragraph "a", subparagraph (2), if the state funding expenditures for the nursing facility budget for the fiscal year are projected to exceed the amount specified in subparagraph (1), the department shall adjust the reimbursement for nursing facilities reimbursed under the case-mix reimbursement system to maintain expenditures of the nursing facility budget within the specified amount for the fiscal year.

(4) For the fiscal year beginning July 1, 2013, special population nursing facilities shall be reimbursed in accordance with the methodology in effect on June 30, 2013.

b. (1) For the fiscal year beginning July 1, 2013, the department shall establish the

pharmacy dispensing fee reimbursement at \$10.12 per prescription. Any subsequent actual dispensing fee shall be established within the range determined by a cost of dispensing survey performed by the department and required to be completed by all medical assistance program participating pharmacies every two years beginning in FY 2014-2015.

(2) The department shall utilize an average acquisition cost reimbursement methodology for pharmacy ingredient cost reimbursement of all drugs covered under the medical assistance program in accordance with 2012 Iowa Acts, chapter 1133, section 33.

c. (1) For the fiscal year beginning July 1, 2013, reimbursement rates for outpatient hospital services shall be increased 1 percent over the rates in effect on June 30, 2013, subject to Medicaid program upper payment limit rules.

(2) For the fiscal year beginning July 1, 2013, reimbursement rates for inpatient hospital services shall be increased by 1 percent over the rates in effect on June 30, 2013, subject to Medicaid program upper payment limit rules.

(3) For the fiscal year beginning July 1, 2013, the graduate medical education and disproportionate share hospital fund shall be increased by 1 percent over the amount in effect on June 30, 2013, except that the portion of the fund attributable to graduate medical education shall be reduced in an amount that reflects the elimination of graduate medical education payments made to out-of-state hospitals.

(4) In order to ensure the efficient use of limited state funds in procuring health care services for low-income Iowans, funds appropriated in this Act for hospital services shall not be used for activities which would be excluded from a determination of reasonable costs under the federal Medicare program pursuant to 42 U.S.C. § 1395X(v)(1)(N).

d. For the fiscal year beginning July 1, 2013, reimbursement rates for rural health clinics, hospices, and acute mental hospitals shall be increased in accordance with increases under the federal Medicare program or as supported by their Medicare audited costs.

e. For the fiscal year beginning July 1, 2013, independent laboratories shall be reimbursed using the same methodology in effect on June 30, 2013, and reimbursement for rehabilitation agencies shall be increased by 1 percent over the rates in effect on June 30, 2013.

f. (1) For the fiscal year beginning July 1, 2013, rates for home health services shall be reimbursed based on the Medicare low utilization payment amount (LUPA) methodology with state geographic wage adjustments. The Medicare LUPA per-visit rates in effect on July 1, 2013, shall be utilized as the basis for establishing the initial reimbursement schedule. The department shall update the rates every two years to reflect the most recent Medicare LUPA rates. For the fiscal year beginning July 1, 2013, the department shall adjust the reimbursement rates as calculated under this paragraph to reflect the most recent Medicare LUPA rates for home health services, not to exceed an additional \$2,765,655.

(2) For the fiscal year beginning July 1, 2013, rates for private duty nursing and personal care services under the early and periodic screening, diagnostic, and treatment program benefit shall be established based on an hourly interim rate subject to cost settlement up to a limit calculated by the department, and subject to approval by the centers for Medicare and Medicaid services of the United States department of health and human services.

g. For the fiscal year beginning July 1, 2013, federally qualified health centers shall receive cost-based reimbursement for 100 percent of the reasonable costs for the provision of services to recipients of medical assistance.

h. For the fiscal year beginning July 1, 2013, the reimbursement rates for dental

services shall be increased by 1 percent over the rates in effect on June 30, 2013.

i. (1) For the fiscal year beginning July 1, 2013, state-owned psychiatric medical institutions for children shall receive cost-based reimbursement for 100 percent of the actual and allowable costs for the provision of services to recipients of medical assistance.

(2) For the nonstate-owned psychiatric medical institutions for children, reimbursement rates shall be based on the reimbursement methodology developed by the department as required for federal compliance.

(3) As a condition of participation in the medical assistance program, enrolled providers shall accept the medical assistance reimbursement rate for any covered goods or services provided to recipients of medical assistance who are children under the custody of a psychiatric medical institution for children.

j. For the fiscal year beginning July 1, 2013, unless otherwise specified in this Act, all noninstitutional medical assistance provider reimbursement rates shall be increased by 1 percent over the rates in effect on June 30, 2013, except for area education agencies, local education agencies, infant and toddler services providers, home and community-based services providers including consumer-directed attendant care providers under a section 1915(c) or 1915(i) waiver, targeted case management providers, and those providers whose rates are required to be determined pursuant to section 249A.20.

k. Notwithstanding any provision to the contrary, for the fiscal year beginning July 1, 2013, the reimbursement rate for anesthesiologists shall be increased by 1 percent over the rate in effect on June 30, 2013.

l. Notwithstanding section 249A.20, for the fiscal year beginning July 1, 2013, the average reimbursement rate for health care providers eligible for use of the federal Medicare resource-based relative value scale reimbursement methodology under that section shall be increased by 1 percent over the rate in effect on June 30, 2013; however, this rate shall not exceed the maximum level authorized by the federal government.

m. For the fiscal year beginning July 1, 2013, the reimbursement rate for residential care facilities shall not be less than the minimum payment level as established by the federal government to meet the federally mandated maintenance of effort requirement. The flat reimbursement rate for facilities electing not to file annual cost reports shall not be less than the minimum payment level as established by the federal government to meet the federally mandated maintenance of effort requirement.

n. For the fiscal year beginning July 1, 2013, the reimbursement rates for inpatient mental health services provided at hospitals shall be increased by 1 percent over the rates in effect on June 30, 2013, subject to Medicaid program upper payment limit rules; community mental health centers and providers of mental health services to county residents pursuant to a waiver approved under section 225C.7, subsection 3, shall be reimbursed at 100 percent of the reasonable costs for the provision of services to recipients of medical assistance; and psychiatrists shall be reimbursed at the medical assistance program fee-for-service rate.

o. For the fiscal year beginning July 1, 2013, the reimbursement rate for providers of family planning services that are eligible to receive a 90 percent federal match shall be increased by 1 percent over the rates in effect on June 30, 2013.

p. For the fiscal year beginning July 1, 2013, the upper limits on reimbursement rates for providers of home and community-based services waiver services shall be the limits in effect on June 30, 2013, pursuant to 441 IAC 79.1(2) based on federal Medicare rates, federal veterans administration rates, or the dollar amount specified in the rule, increased by 3 percent.

q. For the fiscal year beginning July 1, 2013, the reimbursement rate for emergency

medical services providers shall be increased by 10 percent over the rates in effect on June 30, 2013.

2. For the fiscal year beginning July 1, 2013, the reimbursement rate for providers reimbursed under the in-home-related care program shall not be less than the minimum payment level as established by the federal government to meet the federally mandated maintenance of effort requirement.

3. Unless otherwise directed in this section, when the department's reimbursement methodology for any provider reimbursed in accordance with this section includes an inflation factor, this factor shall not exceed the amount by which the consumer price index for all urban consumers increased during the calendar year ending December 31, 2002.

4. a. For the fiscal year beginning July 1, 2013, notwithstanding section 234.38, the foster family basic daily maintenance rate and the maximum adoption subsidy rate for children ages 0 through 5 years shall be \$16.78, the rate for children ages 6 through 11 years shall be \$17.45, the rate for children ages 12 through 15 years shall be \$19.10, and the rate for children and young adults ages 16 and older shall be \$19.35. For youth ages 18 to 21 who have exited foster care, the maximum preparation for adult living program maintenance rate shall be \$602.70 per month. The maximum payment for adoption subsidy nonrecurring expenses shall be limited to \$500 and the disallowance of additional amounts for court costs and other related legal expenses implemented pursuant to 2010 Iowa Acts, chapter 1031, section 408 shall be continued.

b. (1) For the fiscal year beginning July 1, 2013, the reimbursement rates for child welfare services providers shall be increased by 5 percent over the rates in effect on June 30, 2013, and the maximum reimbursement rate for group foster care providers, including service and maintenance costs, shall be increased by 5 percent.

(2) For purposes of this lettered paragraph, "child welfare services providers" means the resource family recruitment and retention contractors, the family safety, risk, and permanency services (family-centered) contractors, the child welfare emergency services contractors, and supervised apartment living foster care providers.

c. For the fiscal year beginning July 1, 2013, the maximum reimbursement rates under the supervised apartment living program other than foster care-related, and for social services providers under contract, shall be increased by 5 percent over the rates in effect on June 30, 2013, or the provider's actual and allowable cost plus inflation for each service, whichever is less. However, if a new service or service provider is added after June 30, 2013, the initial reimbursement rate for the service or provider shall be based upon a weighted average of provider rates for similar services.

d. The group foster care reimbursement rates paid for placement of children out of state shall be calculated according to the same rate-setting principles as those used for in-state providers, unless the director of human services or the director's designee determines that appropriate care cannot be provided within the state. The payment of the daily rate shall be based on the number of days in the calendar month in which service is provided.

5. a. For the fiscal year beginning July 1, 2013, the reimbursement rate paid for shelter care and the child welfare emergency services implemented to provide or prevent the need for shelter care shall be established by contract.

b. For the fiscal year beginning July 1, 2013, the combined service and maintenance components of the reimbursement rate paid for shelter care services shall be based on the financial and statistical report submitted to the department. The maximum reimbursement rate shall be \$96.98 per day. The department shall reimburse a shelter care provider at the provider's actual and allowable unit cost, plus inflation, not to exceed the maximum reimbursement rate.

c. Notwithstanding section 232.141, subsection 8, for the fiscal year beginning July

1, 2013, the amount of the statewide average of the actual and allowable rates for reimbursement of juvenile shelter care homes that is utilized for the limitation on recovery of unpaid costs shall be increased by \$4.62 over the amount in effect for this purpose in the preceding fiscal year.

6. For the fiscal year beginning July 1, 2013, the department shall calculate reimbursement rates for intermediate care facilities for persons with intellectual disabilities at the 80th percentile. Beginning July 1, 2013, the rate calculation methodology shall utilize the consumer price index inflation factor applicable to the fiscal year beginning July 1, 2013.

7. For the fiscal year beginning July 1, 2013, for child care providers reimbursed under the state child care assistance program, the department shall set provider reimbursement rates based on the rate reimbursement survey completed in December 2004. Effective July 1, 2013, the child care provider reimbursement rates shall be increased by 4 percent over the rates in effect on June 30, 2013. The department shall set rates in a manner so as to provide incentives for a nonregistered provider to become registered by applying the increase only to registered and licensed providers.

8. Any increase specified in a provider's reimbursement rate in accordance with this section shall be used to increase compensation and costs of employment, including benefits, for nonadministrative staff.

9. The department may adopt emergency rules to implement this section.

Sec. 30. EMERGENCY RULES.

1. If specifically authorized by a provision of this division of this Act for the fiscal year beginning July 1, 2013, the department of human services or the mental health and disability services commission may adopt administrative rules under section 17A.4, subsection 3, and section 17A.5, subsection 2, paragraph "b", to implement the provisions and the rules shall become effective immediately upon filing or on a later effective date specified in the rules, unless the effective date is delayed by the administrative rules review committee. Any rules adopted in accordance with this section shall not take effect before the rules are reviewed by the administrative rules review committee. The delay authority provided to the administrative rules review committee under section 17A.4, subsection 7, and section 17A.8, subsection 9, shall be applicable to a delay imposed under this section, notwithstanding a provision in those sections making them inapplicable to section 17A.5, subsection 2, paragraph "b". Any rules adopted in accordance with the provisions of this section shall also be published as notice of intended action as provided in section 17A.4.

2. If during the fiscal year beginning July 1, 2013, the department of human services is adopting rules in accordance with this section or as otherwise directed or authorized by state law, and the rules will result in an expenditure increase beyond the amount anticipated in the budget process or if the expenditure was not addressed in the budget process for the fiscal year, the department shall notify the persons designated by this division of this Act for submission of reports, the chairpersons and ranking members of the committees on appropriations, and the department of management concerning the rules and the expenditure increase. The notification shall be provided at least 30 calendar days prior to the date notice of the rules is submitted to the administrative rules coordinator and the administrative code editor.

Sec. 31. REPORTS. Any reports or other information required to be compiled and submitted under this Act during the fiscal year beginning July 1, 2013, shall be submitted to the chairpersons and ranking members of the joint appropriations subcommittee on health and human services, the legislative services agency, and the legislative caucus staffs on or before the dates specified for submission of the reports or information.

DIVISION VI

HEALTH CARE ACCOUNTS AND FUNDS — FY 2013-2014

Sec. 32. PHARMACEUTICAL SETTLEMENT ACCOUNT. There is appropriated from the pharmaceutical settlement account created in section 249A.33 to the department of human services for the fiscal year beginning July 1, 2013, and ending June 30, 2014, the following amount, or so much thereof as is necessary, to be used for the purpose designated:

Notwithstanding any provision of law to the contrary, to supplement the appropriations made in this Act for medical contracts under the medical assistance program for the fiscal year beginning July 1, 2013, and ending June 30, 2014:

..... \$ 6,650,000

Sec. 33. APPROPRIATIONS FROM IOWACARE ACCOUNT.

1. There is appropriated from the IowaCare account created in section 249J.24 to the state board of regents for distribution to the university of Iowa hospitals and clinics for the fiscal year beginning July 1, 2013, and ending June 30, 2014, for the program period beginning July 1, 2013, and ending December 31, 2013, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For salaries, support, maintenance, equipment, and miscellaneous purposes, for the provision of medical and surgical treatment of indigent patients, for provision of services to members of the expansion population pursuant to chapter 249J, for medical education and contingent upon receipt of approval from the office of the governor of reimbursement for each abortion performed under chapter 249J:

..... \$ 13,642,292

a. (1) Funds appropriated in this subsection used for abortions shall be used in a manner consistent with options under federal Medicaid law and regulation. Funds appropriated in this subsection shall not be used for abortions, unless otherwise authorized under the appropriation in this Act for the medical assistance program.

(2) Iowans support reducing the number of abortions performed in our state. For an abortion covered under this subsection, except in the case of a medical emergency, as defined in section 135L.1, for any woman, the physician shall certify both of the following:

(a) That the woman has been given the opportunity to view an ultrasound image of the fetus as part of the standard of care before an abortion is performed.

(b) That the woman has been provided information regarding the options relative to a pregnancy, including continuing the pregnancy to term and retaining parental rights following the child's birth, continuing the pregnancy to term and placing the child for adoption, and terminating the pregnancy.

b. Notwithstanding any provision of law to the contrary, the amount appropriated in this subsection shall be distributed based on claims submitted, adjudicated, and paid by the Iowa Medicaid enterprise.

c. The university of Iowa hospitals and clinics shall certify public expenditures in an amount equal to provide the nonfederal share on total expenditures not to exceed \$10,000,000.

2. There is appropriated from the IowaCare account created in section 249J.24 to the state board of regents for distribution to the university of Iowa hospitals and clinics for the fiscal year beginning July 1, 2013, and ending June 30, 2014, for the program period beginning July 1, 2013, and ending December 31, 2013, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For salaries, support, maintenance, equipment, and miscellaneous purposes, for the provision of medical and surgical treatment of indigent patients, for provision of services to members of the expansion population pursuant to chapter 249J, and for medical education:

..... \$ 26,284,600

Notwithstanding any provision of law to the contrary, the amount appropriated in this subsection shall be distributed based on claims submitted, adjudicated, and paid by the Iowa Medicaid enterprise.

3. There is appropriated from the IowaCare account created in section 249J.24 to the state board of regents for distribution to university of Iowa physicians for the fiscal year beginning July 1, 2013, and ending June 30, 2014, for the program period beginning July 1, 2013, and ending December 31, 2013, the following amount, or so much thereof as is necessary to be used for the purposes designated:

For salaries, support, maintenance, equipment, and miscellaneous purposes for the provision of medical and surgical treatment of indigent patients, for provision of services to members of the expansion population pursuant to chapter 249J, and for medical education:

..... \$ 9,903,183

Notwithstanding any provision of law to the contrary, the amount appropriated in this subsection shall be distributed based on claims submitted, adjudicated, and paid by the Iowa Medicaid enterprise. Once the entire amount appropriated in this subsection has been distributed, claims shall continue to be submitted and adjudicated by the Iowa Medicaid enterprise; however, no payment shall be made based upon such claims.

4. There is appropriated from the IowaCare account created in section 249J.24 to the department of human services for the fiscal year beginning July 1, 2013, and ending June 30, 2014, for the program period beginning July 1, 2013, and ending December 31, 2013, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For distribution to a publicly owned acute care teaching hospital located in a county with a population over 350,000 for the provision of medical and surgical treatment of indigent patients, for provision of services to members of the expansion population pursuant to chapter 249J, and for medical education:

..... \$ 35,500,000

a. Notwithstanding any provision of law to the contrary, the amount appropriated in this subsection shall be distributed based on claims submitted, adjudicated, and paid by the Iowa Medicaid enterprise plus a monthly disproportionate share hospital payment. Any amount appropriated in this subsection in excess of \$32,500,000 shall be distributed only if the sum of the expansion population claims adjudicated and paid by the Iowa Medicaid enterprise plus the estimated disproportionate share hospital payments exceeds \$32,500,000. The amount paid in excess of \$32,500,000 shall not adjust the original monthly payment amount but shall be distributed monthly based on actual claims adjudicated and paid by the Iowa Medicaid enterprise plus the estimated disproportionate share hospital amount. Any amount appropriated in this subsection in excess of \$32,500,000 shall be allocated only if federal funds are available to match the amount allocated. Pursuant to paragraph "b", of the amount appropriated in this subsection, not more than \$2,000,000 shall be distributed for prescription drugs, podiatry services, optometric services, and durable medical equipment.

b. Notwithstanding any provision of law to the contrary, the hospital identified in this subsection shall be reimbursed for outpatient prescription drugs, podiatry services, optometric services, and durable medical equipment provided to members of the expansion population pursuant to all applicable medical assistance program rules, in an amount not to exceed \$2,000,000.

c. Notwithstanding the total amount of proceeds distributed pursuant to section 249J.24, subsection 4, paragraph "a", unnumbered paragraph 1, for the fiscal year beginning July 1, 2013, and ending June 30, 2014, the county treasurer of a county

with a population of over 350,000 in which a publicly owned acute care teaching hospital is located shall distribute the proceeds collected pursuant to section 347.7 between July 1, 2013, and December 31, 2013, in a total amount of \$19,000,000, which would otherwise be distributed to the county hospital, to the treasurer of state for deposit in the IowaCare account.

d. Notwithstanding the amount collected and distributed for deposit in the IowaCare account pursuant to section 249J.24, subsection 4, paragraph “a”, subparagraph (1), the first \$19,000,000 in proceeds collected pursuant to section 347.7 between July 1, 2013, and December 31, 2013, shall be distributed to the treasurer of state for deposit in the IowaCare account and collections during this time period in excess of \$19,000,000 shall be distributed to the acute care teaching hospital identified in this subsection. Of the collections in excess of the \$19,000,000 received by the acute care teaching hospital under this paragraph “d”, \$2,000,000 shall be distributed by the acute care teaching hospital to the treasurer of state for deposit in the IowaCare account in the month of January 2014, following the July 1 through December 31, 2013, period.

5. There is appropriated from the IowaCare account created in section 249J.24 to the department of human services for the fiscal year beginning July 1, 2013, and ending June 30, 2014, for the program period beginning July 1, 2013, and ending December 31, 2013, the following amount, or so much thereof as is necessary to be used for the purpose designated:

For payment to the regional provider network specified by the department pursuant to section 249J.7 for provision of covered services to members of the expansion population pursuant to chapter 249J:
 \$ 2,993,183

Notwithstanding any provision of law to the contrary, the amount appropriated in this subsection shall be distributed based on claims submitted, adjudicated, and paid by the Iowa Medicaid enterprise. Once the entire amount appropriated in this subsection has been distributed, claims shall continue to be submitted and adjudicated by the Iowa Medicaid enterprise; however, no payment shall be made based upon such claims.

6. There is appropriated from the IowaCare account created in section 249J.24 to the department of human services for the fiscal year beginning July 1, 2013, and ending June 30, 2014, for the program period beginning July 1, 2013, and ending December 31, 2013, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For a care coordination pool to pay the expansion population providers consisting of the university of Iowa hospitals and clinics, the publicly owned acute care teaching hospital as specified in section 249J.7, and current medical assistance program providers that are not expansion population network providers pursuant to section 249J.7, for services covered by the full benefit medical assistance program but not under the IowaCare program pursuant to section 249J.6, that are provided to expansion population members:
 \$ 1,500,000

a. Notwithstanding sections 249J.6 and 249J.7, the amount appropriated in this subsection is intended to provide payment for medically necessary services provided to expansion population members for continuation of care provided by the university of Iowa hospitals and clinics or the publicly owned acute care teaching hospital as specified in section 249J.7. Payment may only be made for services that are not otherwise covered under section 249J.6, and which are follow-up services to covered services provided by the hospitals specified in this paragraph “a”.

b. The funds appropriated in this subsection are intended to provide limited payment

for continuity of care services for an expansion population member, and are intended to cover the costs of services to expansion population members, regardless of the member’s county of residence or medical home assignment, if the care is related to specialty or hospital services provided by the hospitals specified in paragraph “a”.

c. The funds appropriated in this subsection are not intended to provide for expanded coverage under the IowaCare program, and shall not be used to cover emergency transportation services.

d. The department shall adopt administrative rules pursuant to chapter 17A to establish a prior authorization process and to identify covered services for reimbursement under this subsection.

7. There is appropriated from the IowaCare account created in section 249J.24 to the department of human services for the fiscal year beginning July 1, 2013, and ending June 30, 2014, for the program period beginning July 1, 2013, and ending December 31, 2013, the following amount, or so much thereof as is necessary, for the purposes designated:

For transfer to the medical contracts appropriation in this division of this Act to be used for administrative costs associated with chapter 249J including eligibility determinations:

..... \$ 371,552

8. For the fiscal year beginning July 1, 2013, and ending June 30, 2014, for the program period beginning July 1, 2013, and ending December 31, 2013, the state board of regents shall transfer \$637,789 to the IowaCare account created in section 249J.24, to provide the nonfederal share for distribution to university of Iowa physicians under the IowaCare program. The university of Iowa hospitals and clinics shall receive and retain 100 percent of the total increase in IowaCare program payments.

Sec. 34. APPROPRIATIONS FROM NONPARTICIPATING PROVIDER REIMBURSEMENT FUND — DEPARTMENT OF HUMAN SERVICES.

Notwithstanding any provision to the contrary, and subject to the availability of funds, there is appropriated from the nonparticipating provider reimbursement fund created in section 249J.24A to the department of human services for the fiscal year beginning July 1, 2013, and ending June 30, 2014, for the program period beginning July 1, 2013, and ending December 31, 2013, the following amount, or so much thereof as is necessary, for the purposes designated:

To reimburse nonparticipating providers in accordance with section 249J.24A:
..... \$ 1,000,000

Sec. 35. QUALITY ASSURANCE TRUST FUND — DEPARTMENT OF HUMAN SERVICES. Notwithstanding any provision to the contrary and subject to the availability of funds, there is appropriated from the quality assurance trust fund created in section 249L.4 to the department of human services for the fiscal year beginning July 1, 2013, and ending June 30, 2014, the following amounts, or so much thereof as is necessary, for the purposes designated:

To supplement the appropriation made in this Act from the general fund of the state to the department of human services for medical assistance for the same fiscal year:
..... \$ 28,788,917

Sec. 36. HOSPITAL HEALTH CARE ACCESS TRUST FUND — DEPARTMENT OF HUMAN SERVICES. Notwithstanding any provision to the contrary and subject to the availability of funds, there is appropriated from the hospital health care access trust fund created in section 249M.4 to the department of human services for the fiscal year beginning July 1, 2013, and ending June 30, 2014, the following amounts, or so much thereof as is necessary, for the purposes designated:

1. To supplement the appropriation made in this Act from the general fund of the state to the department of human services for medical assistance for the same fiscal

year:

..... \$ 34,288,000

2. For deposit in the nonparticipating provider reimbursement fund created in section 249J.24A to be used for the purposes of the fund:

..... \$ 412,000

Sec. 37. MEDICAL ASSISTANCE PROGRAM — NONREVERSION FOR FY 2013-2014. Notwithstanding section 8.33, if moneys appropriated for purposes of the medical assistance program for the fiscal year beginning July 1, 2013, and ending June 30, 2014, from the general fund of the state, the quality assurance trust fund and the hospital health care access trust fund, are in excess of actual expenditures for the medical assistance program and remain unencumbered or unobligated at the close of the fiscal year, the excess moneys shall not revert but shall remain available for expenditure for the purposes of the medical assistance program until the close of the succeeding fiscal year.

DIVISION VII
PRIOR YEAR APPROPRIATIONS
RESPIRE

Sec. 38. 2011 Iowa Acts, chapter 129, section 128, as amended by 2012 Iowa Acts, chapter 1133, section 22, subsection 26, is amended to read as follows:

26. Of the funds appropriated in this section, at least \$25,000 shall be used to continue and to expand the foster care respire pilot program in which postsecondary students in social work and other human services-related programs receive experience by assisting family foster care providers with respire and other support.

Notwithstanding section 8.33, moneys allocated in this subsection that remain unencumbered or unobligated at the close of the fiscal year shall not revert but shall remain available for expenditure for the purposes designated until the close of the succeeding fiscal year.

MEDICAL ASSISTANCE — GENERAL FUND

Sec. 39. 2011 Iowa Acts, chapter 129, section 122, unnumbered paragraph 2, is amended to read as follows:

For medical assistance program reimbursement and associated costs as specifically provided in the reimbursement methodologies in effect on June 30, 2012, except as otherwise expressly authorized by law, and consistent with options under federal law and regulations, and contingent upon receipt of approval from the office of the governor of reimbursement for each abortion performed under the program:

..... ~~\$914,993,421~~

975,993,421

Sec. 40. 2011 Iowa Acts, chapter 129, section 122, is amended by adding the following new subsection:

NEW SUBSECTION. 1A. Funds appropriated under this section shall not be used for abortions, unless otherwise authorized under this section.

MEDICAL ASSISTANCE — IOWACARE TRANSFER ALLOCATION

Sec. 41. 2011 Iowa Acts, chapter 129, section 122, subsection 13, as amended by 2012 Iowa Acts, chapter 1133, section 10, is amended to read as follows:

13. Of the funds appropriated in this section, up to ~~\$8,684,329~~ \$16,004,422 may be transferred to the IowaCare account created in section 249J.24.

ADOPTION SUBSIDY — GENERAL FUND

Sec. 42. 2011 Iowa Acts, chapter 129, section 129, as amended by 2012 Iowa Acts, chapter 1133, section 23, subsection 1, is amended to read as follows:

1. There is appropriated from the general fund of the state to the department of human services for the fiscal year beginning July 1, 2012, and ending June 30, 2013, the following amount, or so much thereof as is necessary, to be used for the purpose

designated:

For adoption subsidy payments and services:

..... \$ ~~36,788,576~~

37,743,429

NURSING FACILITY REIMBURSEMENT

Sec. 43. 2011 Iowa Acts, chapter 129, section 141, subsection 1, paragraph a, subparagraph (1), as amended by 2012 Iowa Acts, chapter 1133, section 32, is amended to read as follows:

(1) For the fiscal year beginning July 1, 2012, the total state funding amount for the nursing facility budget shall not exceed ~~\$237,226,901~~ \$239,226,901.

Sec. 44. 2012 Iowa Acts, chapter 1133, section 55, is amended to read as follows:

SEC. 55. REPLACEMENT GENERATION TAX REVENUES — LEVY RATES FOR FY 2011-2012 AND FY 2012-2013.

1. a. For the fiscal year beginning July 1, 2011, and ending June 30, 2012, and for the fiscal year beginning July 1, 2012, and ending June 30, 2013, the replacement generation tax revenues required to be deposited in the property tax relief fund pursuant to section 437A.8, subsection 4, paragraph “d”, and section 437A.15, subsection 3, paragraph “f”, shall instead be credited to the mental health and disability services redescimment fund created in this division of this Act.

b. If this section of this division of this Act is enacted after the department of management has reduced county certified budgets and revised rates of taxation pursuant to section 426B.2, subsection 3, paragraph “b”, to reflect anticipated replacement generation tax revenues, and the enactment date is during the period beginning May 1, 2012, and ending June 30, 2012, the reductions and revisions shall be rescinded and the department of management shall expeditiously report that fact to the county auditors.

2. Except as otherwise provided in subsection 1 for department of management reductions of certified budgets and revisions of tax rates and rescinding of those reductions and revisions, the budgets and tax rates certified for a county services fund under section 331.424A, for the fiscal year beginning July 1, 2012, shall remain in effect, notwithstanding section 426B.3, subsection 1, the property tax relief fund payment and other services fund financing changes made in this division of this Act, or other statutory amendments affecting county services funds for the fiscal year to the contrary.

Sec. 45. EFFECTIVE UPON ENACTMENT. This division of this Act, being deemed of immediate importance, takes effect upon enactment.

Sec. 46. RETROACTIVE APPLICABILITY. The following provision of this Act applies retroactively to July 1, 2011:

1. The section amending 2012 Iowa Acts, chapter 1133, section 55.

DIVISION VIII

CHILD WELFARE AND CHILD CARE

Sec. 47. Section 232.142, subsection 5, Code 2013, is amended to read as follows:

5. The director shall approve annually all such homes established and maintained under the provisions of this chapter. A home shall not be approved unless it complies with minimal rules and standards adopted by the director and has been inspected by the department of inspections and appeals. The statewide number of beds in the homes approved by the director shall not exceed two hundred sixty-two beds.

DIVISION IX

AGING

Sec. 48. Section 231.33, subsection 21, Code 2013, if enacted by 2013 Iowa Acts, Senate File 184, section 22, is amended to read as follows:

21. Comply with all applicable requirements of the Iowa public employees’

retirement system established pursuant to chapter 97B. Notwithstanding any provision to the contrary, an employee of an area agency on aging that was enrolled in an alternative qualified plan prior to July 1, 2012, may continue participation in that alternative qualified plan in lieu of mandatory participation in the Iowa public employees' retirement system.

Sec. 49. Section 231.42, subsection 7, paragraph a, Code 2013, is amended to read as follows:

a. An officer, owner, director, or employee of a long-term care facility, assisted living program, or elder group home who intentionally prevents, interferes with, or attempts to impede the work of the state or a local long-term care resident's advocate is subject to a penalty imposed by the director of not more than one thousand five hundred dollars for each violation. If the director imposes a penalty for a violation under this paragraph, no other state agency shall impose a penalty for the same interference violation. Any moneys collected pursuant to this subsection shall be deposited in the general fund of the state and are appropriated to the office of long-term care resident's advocate to be used for administration and the duties of the office.

Sec. 50. TASK FORCE ON ELDER ABUSE PREVENTION AND INTERVENTION.

1. The department on aging shall continue a task force on elder abuse prevention and intervention to continue the work of the elder abuse task force established pursuant to 2012 Iowa Acts, chapter 1056. The task force shall include representatives of the department on aging, the office of long-term care resident's advocate, the department of human services, the department of inspections and appeals, the department of public health, the office of the attorney general, the department of veterans affairs, the department of public safety, the insurance division of the department of commerce, a county attorney's office with experience in prosecuting elder abuse, the superintendent of banking, the courts, the elder law section of the Iowa state bar association, and other affected stakeholders. The task force shall form workgroups as necessary to address the specific recommendations.

2. The task force shall review the report of the elder abuse task force submitted in December 2012, develop an implementation plan for the recommendations, and make any additional recommendations as necessary. The implementation plan and additional recommendations shall address all of the following:

a. The design of the comprehensive approach to elder abuse prevention and intervention in the state utilizing the prevention of elder abuse program pursuant to section 231.56A and the office of substitute decision maker pursuant to chapter 231E. The design shall also address all of the following:

(1) Harmonization of the approach design with the existing dependent adult abuse system pursuant to chapter 235B, including but not limited to standardized training, collaboration between the elder abuse approach and the department of human services when a report of dependent adult abuse involves an older individual, and the membership of multidisciplinary teams.

(2) Incorporation of the approach design into other existing and developing components of the system including the area agencies on aging, the mental health and disability services regions, local public health departments, the local offices of the department on human services, the courts, and other appropriate entities, to most effectively and efficiently address the needs of older individuals.

b. The definition of elder abuse to be used in the approach to elder abuse. The task force shall address continued use of the definition of "elder abuse" as specified under the federal Older Americans Act and utilized by the prevention of elder abuse program under section 231.56A, or shall provide a specific alternative definition.

c. The designation of a single point of contact to report elder abuse. The task force shall specifically address utilizing the aging and disability resource center network as

the single point of contact.

d. The means of addressing financial exploitation of older individuals, including those relating to powers of attorney and conservatorships as described in the 2012 task force report.

e. Promotion of public awareness of elder abuse and the services and support available to older individuals at risk of or experiencing elder abuse.

f. Any specific changes in statute and rules necessary to achieve the recommendations of the task force.

3. The task force shall submit a progress report to the elder abuse prevention and intervention legislative interim committee established pursuant to this Act for review, by October 31, 2013, and shall submit a final report of its recommendations and proposed legislation following approval by the legislative interim committee to the governor and the general assembly no later than December 31, 2013.

Sec. 51. LEGISLATIVE INTERIM COMMITTEE. The legislative council is requested to establish a legislative interim committee on elder abuse prevention and intervention for the 2013 legislative interim to monitor the progress of, and provide direction to, the task force on elder abuse prevention and intervention created in this Act. The legislative committee shall review the progress report and approve the final report of the task force and shall submit the committee's recommendations and a final report to the general assembly following completion of the committee's work.

Sec. 52. PILOT PROJECT — GUARDIANSHIP AND CONSERVATORSHIP MONITORING. The department on aging shall collaborate with the national health law and policy resource center at the university of Iowa college of law to establish a three-year pilot project to train, recruit, and oversee volunteers to assist the courts in monitoring guardianships and conservatorships and to provide assistance to guardians and conservators. The pilot project shall be implemented initially in the sixth judicial district. The pilot project shall be utilized to establish a basis for an ongoing guardianship and conservatorship monitoring and assistance program administered through the department on aging. The department on aging shall submit an annual report to the individuals identified in this Act for submission of reports. The annual report shall include the objectives and results for the pilot project year, how the funds allocated were utilized in meeting the pilot project's objectives, the number of individuals served, the types of services provided, any other sources of funding utilized or identified as available for the pilot project, and the continuing needs of the pilot project.

Sec. 53. EFFECTIVE UPON ENACTMENT. The section of this division of this Act establishing a task force on elder abuse prevention, being deemed of immediate importance, takes effect upon enactment.

Sec. 54. EFFECTIVE UPON ENACTMENT. The section of this division of this Act amending section 231.33, subsection 21, as enacted by 2013 Iowa Acts, Senate File 184, being deemed of immediate importance, takes effect upon enactment.

Sec. 55. RETROACTIVE APPLICABILITY. The section of this division of this Act amending section 231.33, subsection 21, as enacted by 2013 Iowa Acts, Senate File 184, applies retroactively to July 1, 2012.

DIVISION X EMS TASK FORCE

Sec. 56. EMERGENCY MEDICAL SERVICES TASK FORCE AND REPORT.

1. The department of public health shall establish a task force to ensure the future availability of quality emergency medical services for the state.

2. The members of the task force shall be appointed by the director of the department of public health, or the director's designee, as follows:

a. A manager of a rural volunteer emergency medical transport service.

- b. A manager of a rural paid emergency medical transport service.
- c. A manager of an urban emergency medical transport service.
- d. A manager of a nontransport emergency medical service.
- e. A representative of a fire department-based emergency medical service.
- f. A representative of a hospital-based emergency medical service.
- g. A representative of a private, for-profit emergency medical transport service.
- h. A representative of a not-for-profit emergency medical transport service.
- i. A representative of the Iowa emergency medical services association board of directors.
- j. A representative of an emergency medical services training agency.
- k. An urban emergency department physician.
- l. A rural emergency department physician.
- m. A representative of the Iowa emergency nurses association.
- n. A representative of the Iowa alliance in home care.
- o. A representative of an emergency medical service air ambulance.
- p. A representative of the Iowa hospital association.
- q. A representative of the private insurance industry.
- r. A representative of the Iowa Medicaid enterprise division of the department of human services.
- s. A representative of city government.
- t. A representative of county government.
- u. A representative of the nursing facility industry.
- v. A representative of the Iowa behavioral health association.
- w. A consumer of emergency medical services.
- x. An advanced registered nurse practitioner.

3. The task force shall discuss the current state of emergency medical services in Iowa and make recommendations for enhancement of Iowa’s emergency medical services system. The recommendations shall address issues facing volunteer and paid rural emergency medical services, cost projections including administration costs for all recommendations, the Medicaid reimbursement fee schedule for ambulance services, and the nature and scope of any recommended changes in regulations governing emergency medical services.

4. The task force shall, by December 15, 2013, submit a final report of its findings and recommendations to the governor, the general assembly, the department of public health, and the emergency medical services advisory council. The emergency medical services advisory council shall review the report and make recommendations related to implementation of the report’s recommendations to the director of the department of public health.

DIVISION XI
HOSPITAL PROVIDER TAX

Sec. 57. Section 249M.5, Code 2013, is amended to read as follows:

249M.5 Future repeal.

This chapter is repealed June 30, 2013 ~~2016~~.

Sec. 58. EFFECTIVE UPON ENACTMENT. The section of this division of this Act relating to the future repeal of the hospital health care access assessment program chapter, being deemed of immediate importance, takes effect upon enactment.

DIVISION XII
ILL AND HANDICAPPED WAIVER NAME CHANGE

Sec. 59. Section 423.3, subsection 18, paragraph f, subparagraph (1), Code 2013, is amended to read as follows:

(1) ~~Ill and handicapped~~ Health and disability waiver service providers, described in 441 IAC 77.30.

DIVISION XIII
FAMILY PLANNING WAIVER

Sec. 60. 2010 Iowa Acts, chapter 1192, section 11, subsection 24, paragraph a, subparagraph (1), subparagraph division (a), is amended to read as follows:

(a) Are uninsured or have health insurance coverage ~~that does not include coverage for benefits provided under the Iowa family planning network~~ subject to the medical assistance program being the payer of last resort.

Sec. 61. EFFECTIVE UPON ENACTMENT. This division of this Act, being deemed of immediate importance, takes effect upon enactment.

DIVISION XIV
MISCELLANEOUS HEALTH CARE AMENDMENTS

Sec. 62. Section 249A.2, subsection 1, Code 2013, is amended by striking the subsection.

Sec. 63. Section 249A.2, subsections 4 and 7, Code 2013, are amended to read as follows:

4. *“Discretionary medical assistance”* means mandatory medical assistance or ~~additional optional~~ medical assistance provided to medically needy individuals whose income and resources are in excess of eligibility limitations but are insufficient to meet all of the costs of necessary medical care and services, provided that if the assistance includes services in institutions for mental diseases or intermediate care facilities for persons with an intellectual disability, or both, for any group of such individuals, the assistance also includes for all covered groups of such individuals at least the care and services enumerated in Tit. XIX of the federal Social Security Act, section 1905(a), paragraphs (1) through (5), and (17), as codified in 42 U.S.C. § 1396d(a), pars. (1) through (5), and (17), or any seven of the care and services enumerated in Tit. XIX of the federal Social Security Act, section 1905(a), paragraphs (1) through (7) ~~and (9) through (18)~~ (24), as codified in 42 U.S.C. § 1396d(a), ~~pars. paragraphs~~ (1) through (7), ~~and (9) through (18)~~ (24).

7. *“Medical assistance”* or *“Medicaid”* means payment of all or part of the costs of the care and services ~~required to be provided by~~ made in accordance with Tit. XIX of the federal Social Security Act, ~~section 1905(a), paragraphs (1) through (5), and (17), as codified in 42 U.S.C. § 1396d(a), pars. (1) through (5), and (17) and authorized pursuant to this chapter.~~

Sec. 64. Section 249A.2, Code 2013, is amended by adding the following new subsections:

NEW SUBSECTION. 6A. *“Mandatory medical assistance”* means payment of all or part of the costs of the care and services required to be provided by Tit. XIX of the federal Social Security Act, section 1905(a), paragraphs (1) through (5), (17), (21), and (28), as codified in 42 U.S.C. § 1396d(a), paragraphs (1) through (5), (17), (21), and (28).

NEW SUBSECTION. 7A. *“Medical assistance program”* or *“Medicaid program”* means the program established under this chapter to provide medical assistance.

NEW SUBSECTION. 8A. *“Optional medical assistance”* means payment of all or part of the costs of any or all of the care and services authorized to be provided by Tit. XIX of the federal Social Security Act, section 1905(a), paragraphs (6) through (16), (18) through (20), (22) through (27), and (29), as codified in 42 U.S.C. § 1396d(a), paragraphs (6) through (16), and (18) through (20), (22) through (27), and (29).

Sec. 65. Section 249A.3, subsection 1, unnumbered paragraph 1, Code 2013, is amended to read as follows:

Medical Mandatory medical assistance shall be provided to, or on behalf of, any individual or family residing in the state of Iowa, including those residents who are temporarily absent from the state, who:

Sec. 66. Section 249A.3, subsection 1, paragraph 1, subparagraph (2), Code 2013, is

amended to read as follows:

(2) ~~Additionally, effective July 1, 2009, medical assistance shall be provided to~~ Is a pregnant woman or infant whose family income is at or below three hundred percent of the federal poverty level, as defined by the most recently revised poverty income guidelines published by the United States department of health and human services, if otherwise eligible.

Sec. 67. Section 249A.3, subsection 2, paragraph a, unnumbered paragraph 1, Code 2013, is amended to read as follows:

Medical Mandatory medical assistance may also, within the limits of available funds and in accordance with section 249A.4, subsection 1, be provided to, or on behalf of, other individuals and families who are not excluded under subsection 5 of this section and whose incomes and resources are insufficient to meet the cost of necessary medical care and services in accordance with the following order of priorities:

Sec. 68. Section 249A.3, subsection 2, paragraph a, subparagraph (1), subparagraph division (a), Code 2013, is amended to read as follows:

(a) As allowed under 42 U.S.C. § 1396a(a)(10)(A)(ii)(XIII), individuals with disabilities, who are less than sixty-five years of age, who are members of families whose income is less than two hundred fifty percent of the most recently revised official poverty guidelines published by the United States department of health and human services for the family, who have earned income and who are eligible for mandatory medical assistance or ~~additional optional~~ medical assistance under this section if earnings are disregarded. As allowed by 42 U.S.C. § 1396a(r)(2), unearned income shall also be disregarded in determining whether an individual is eligible for assistance under this subparagraph. For the purposes of determining the amount of an individual's resources under this subparagraph and as allowed by 42 U.S.C. § 1396a(r)(2), a maximum of ten thousand dollars of available resources shall be disregarded, and any additional resources held in a retirement account, in a medical savings account, or in any other account approved under rules adopted by the department shall also be disregarded.

Sec. 69. Section 249A.3, subsection 2, paragraph a, subparagraph (3), Code 2013, is amended to read as follows:

(3) Individuals who are receiving care in a hospital or in a basic nursing home, intermediate nursing home, skilled nursing home or extended care facility, as defined by section 135C.1, and who meet all eligibility requirements for federal supplemental security income except that their income exceeds the allowable maximum ~~therefor~~ for such eligibility, but whose income is not in excess of the maximum established ~~by subsection 4~~ for eligibility for discretionary medical assistance and is insufficient to meet the full cost of their care in the hospital or health care facility on the basis of standards established by the department.

Sec. 70. Section 249A.3, subsection 2, paragraph b, Code 2013, is amended to read as follows:

b. Notwithstanding the provisions of this subsection establishing priorities for individuals and families to receive mandatory medical assistance, the department may determine within the priorities listed in this subsection which persons shall receive mandatory medical assistance based on income levels established by the department, subject to the limitations provided in subsection 4.

Sec. 71. Section 249A.3, subsection 3, Code 2013, is amended to read as follows:

3. ~~Additional Optional~~ medical assistance may, within the limits of available funds and in accordance with section 249A.4, subsection 1, be provided to, or on behalf of, either of the following groups of individuals and families:

- a. Only those individuals and families described in subsection 1 ~~of this section; or,~~
- b. Those individuals and families described in both subsections 1 and 2.

Sec. 72. Section 249A.4, subsection 9, unnumbered paragraph 1, Code 2013, is amended to read as follows:

Adopt rules pursuant to chapter 17A in determining the method and level of reimbursement for all medical and health services ~~referred to in section 249A.2, subsection 1 or 7~~

to be provided under the medical assistance program, after considering all of the following:

Sec. 73. Section 249B.1, subsection 6, Code 2013, is amended to read as follows:

6. “Medical assistance” means “mandatory medical assistance”, “~~additional~~ optional medical assistance”, “discretionary medical assistance” or “medicare cost sharing” as defined in section 249A.2 which is provided to an individual pursuant to chapter 249A and Tit. XIX of the federal Social Security Act.

Sec. 74. Section 249F.1, subsection 1, Code 2013, is amended to read as follows:

1. “Medical assistance” means “mandatory medical assistance”, “~~additional~~ optional medical assistance”, “discretionary medical assistance”, or “Medicare cost sharing” as each is defined in section 249A.2 which is provided to an individual pursuant to chapter 249A and Tit. XIX of the federal Social Security Act.

Sec. 75. Section 509.1, subsection 7, Code 2013, is amended to read as follows:

7. A policy issued to the department of human services, which shall be deemed the policyholder, to insure eligible persons for medical assistance, or for both mandatory medical assistance and ~~additional~~ optional medical assistance, as defined by chapter 249A as hereafter amended.

Sec. 76. Section 514.1, subsection 2, Code 2013, is amended to read as follows:

2. For the purposes of this chapter, “*subscriber*” means an individual who enters into a contract for health care services with a corporation subject to this chapter and includes a person eligible for mandatory medical assistance or ~~additional~~ optional medical assistance as defined under chapter 249A, with respect to whom the department of human services has entered into a contract with a firm operating under this chapter. For purposes of this chapter, “*provider*” means a person as defined in section 4.1, subsection 20, which is licensed or authorized in this state to furnish health care services. “*Health care*” means that care necessary for the purpose of preventing, alleviating, curing, or healing human physical or mental illness, injury, or disability.

DIVISION XV

MEDICAID BREAST AND CERVICAL CANCER

Sec. 77. Section 249A.3, subsection 2, paragraph a, subparagraph (2), Code 2013, is amended to read as follows:

(2) (a) As provided under the federal Breast and Cervical Cancer Prevention and Treatment Act of 2000, Pub. L. No. 106-354, ~~women~~ individuals who meet all of the following criteria:

(i) Are not described in 42 U.S.C. § 1396a(a)(10)(A)(i).

(ii) Have not attained age sixty-five.

(iii) Have been screened for breast and cervical cancer under the United States centers for disease control and prevention breast and cervical cancer early detection program established under 42 U.S.C. § 300k et seq., in accordance with the requirements of 42 U.S.C. § 300n, and need treatment for breast or cervical cancer. ~~A woman~~ An individual is considered screened for breast and cervical cancer under this subparagraph subdivision if the ~~woman~~ individual is screened by any provider or entity, and the state grantee of the United States centers for disease control and prevention funds under Tit. XV of the federal Public Health Services Act has elected to include screening activities by that provider or entity as screening activities pursuant to Tit. XV of the federal Public Health Services Act. This screening includes ~~but is not limited to~~ breast or cervical cancer screenings or related diagnostic services provided or

~~funded by family planning or centers, community health centers and breast cancer screenings funded by the Susan G. Komen foundation which, or nonprofit organizations, and the screenings or services~~ are provided to women individuals who meet the eligibility requirements established by the state grantee of the United States centers for disease control and prevention funds under Tit. XV of the federal Public Health Services Act.

(iv) Are not otherwise covered under creditable coverage as defined in 42 U.S.C. § 300gg(c).

(b) ~~A woman~~ An individual who meets the criteria of this subparagraph (2) shall be presumptively eligible for medical assistance.

Sec. 78. **MEDICAID STATE PLAN AMENDMENT.** The department of human services shall submit a medical assistance state plan amendment to the centers for Medicare and Medicaid services of the United States department of health and human services to provide for applicability of the federal Breast and Cervical Cancer Prevention and Treatment Act of 2000, Pub. L. No. 106-354, to both men and women. The department shall implement applicability of the program to both men and women upon receipt of federal approval.

DIVISION XVI HEALTH AND LONG-TERM CARE

Sec. 79. Section 135.164, subsection 1, paragraph d, Code 2013, is amended by striking the paragraph.

Sec. 80. Section 135.164, subsection 4, Code 2013, is amended by striking the subsection.

Sec. 81. **COST PROJECTION REPORT — STRATEGIC PLAN.** The department of public health shall develop cost projections for implementing the strategic plan for health care delivery infrastructure and health care workforce resources as specified in section 135.164, and shall submit a report of such cost projections and any recommendations to the individuals identified in this Act for submission of reports by December 15, 2013.

DIVISION XVII AUTISM SUPPORT PROGRAM

Sec. 82. **NEW SECTION. 225D.1 Definitions.**

As used in this chapter unless the context otherwise requires:

1. *“Applied behavioral analysis”* means the design, implementation, and evaluation of environmental modifications, using behavioral stimuli and consequences, to produce socially significant improvement in human behavior or to prevent loss of attained skill or function, including the use of direct observation, measurement, and functional analysis of the relations between environment and behavior.
2. *“Autism”* means autism spectrum disorders as defined in section 514C.28.
3. *“Autism service provider”* means a person providing applied behavioral analysis, who meets all of the following criteria:
 - a. Is certified as a behavior analyst by the behavior analyst certification board or is a health professional licensed under chapter 147.
 - b. Is approved as a member of the provider network by the department.
4. *“Autism support fund”* or *“fund”* means the autism support fund created in section 225D.2.
5. *“Clinically relevant”* means medically necessary and resulting in the development, maintenance, or restoration, to the maximum extent practicable, of the functioning of an individual.
6. *“Department”* means the department of human services.
7. *“Diagnostic assessment of autism”* means medically necessary assessment, evaluations, or tests performed by a licensed child psychiatrist, developmental

pediatrician, or clinical psychologist.

8. *“Eligible individual”* means a child less than nine years of age who has been diagnosed with autism based on a diagnostic assessment of autism, is not otherwise eligible for coverage for applied behavioral analysis treatment under the medical assistance program, section 514C.28, or private insurance coverage, and whose household income does not exceed four hundred percent of the federal poverty level.

9. *“Federal poverty level”* means the most recently revised poverty income guidelines published by the United States department of health and human services.

10. *“Household income”* means household income as determined using the modified adjusted gross income methodology pursuant to section 2002 of the federal Patient Protection and Affordable Care Act, Pub. L. No. 111-148.

11. *“Medical assistance”* or *“Medicaid”* means assistance provided under the medical assistance program pursuant to chapter 249A.

12. *“Regional autism assistance program”* means the regional autism assistance program created in section 256.35.

13. *“Treatment plan”* means a plan for the treatment of autism developed by a licensed physician or licensed psychologist pursuant to a comprehensive evaluation or reevaluation performed in consultation with the patient and the patient’s representative.

Sec. 83. NEW SECTION. 225D.2 Autism support program — fund.

1. The department shall implement an autism support program beginning January 1, 2014, to provide payment for the provision of applied behavioral analysis treatment for eligible individuals. The department shall adopt rules, including standards and guidelines pursuant to chapter 17A to implement and administer the program. In adopting the rules, standards, and guidelines for the program, the department shall consult with and incorporate the recommendations of an expert panel convened by the regional autism assistance program to provide expert opinion on clinically relevant practices and guidance on program implementation and administration. The expert panel shall consist of families of individuals with autism; educational, medical, and human services specialists, professionals, and providers; and others with interest in or expertise related to autism. The program shall be implemented and administered in a manner so that payment for services is available throughout the state, including in rural and under-resourced areas.

2. At a minimum, the rules, standards, and guidelines for the program shall address all of the following:

a. A maximum annual benefit amount for an eligible individual of thirty-six thousand dollars.

b. A maximum of twenty-four months of applied behavioral analysis treatment.

c. Notwithstanding the age limitation for an eligible individual, a provision that if an eligible individual reaches nine years of age prior to completion of the maximum applied behavioral analysis treatment period specified in paragraph “b”, the individual may complete such treatment in accordance with the individual’s treatment plan, not to exceed the maximum treatment period.

d. A graduated schedule for cost-sharing by an eligible individual based on a percentage of the total benefit amount expended for the eligible individual, annually. Cost-sharing shall be applicable to eligible individuals with household incomes at or above two hundred percent of the federal poverty level in incrementally increased amounts up to a maximum of ten percent. The rules shall provide a financial hardship exemption from payment of the cost-sharing based on criteria established by rule of the department.

e. Application, approval, compliance, and appeal processes for eligible individuals as necessary to operate and manage the program.

f. Enrollment, renewal, and reimbursement of claims provisions for autism service providers participating in the program.

g. A requirement of family engagement and participation as part of the eligible individual's treatment plan.

h. A requirement that the autism service provider coordinate interventions with the school in which the eligible individual is enrolled.

i. A requirement that the administrator of the program utilize the regional autism assistance program to coordinate interventions between eligible individuals and their families receiving support through the autism support program with appropriate medical, educational, and treatment providers, including integrated health homes. The regional autism assistance program shall provide for family navigation and coordination and integration of services through the statewide system of regional child health specialty clinics, utilizing the community child health team model. As necessitated by the availability of resources in the community where services are delivered, telehealth may be used in delivering and coordinating interventions with appropriate providers. To the extent available and accessible to an eligible individual, the eligible individual shall be enrolled in an integrated health home that is an approved provider enrolled in the medical assistance program. Health home services that are covered services under the medical assistance program shall be reimbursed under the autism support program at rates consistent with those established under the medical assistance program.

j. Requirements related to review of treatment plans, which may require review once every six months, subject to utilization review requirements established by rule. A more or less frequent review may be agreed upon by the eligible individual and the licensed physician or licensed psychologist developing the treatment plan.

k. Recognition of the results of a diagnostic assessment of autism as valid for a period of not less than twelve months, unless a licensed physician or licensed psychologist determines that a more frequent assessment is necessary.

3. Moneys in the autism support fund created under subsection 5 shall be expended only for eligible individuals who are not eligible for coverage for applied behavioral analysis treatment under the medical assistance program, section 514C.28, or private insurance. Payment for applied behavioral analysis treatment through the fund shall be limited to only applied behavioral analysis treatment that is clinically relevant and only to the extent approved under the guidelines established by rule of the department.

4. This section shall not be construed as granting an entitlement for any program, service, or other support for eligible individuals. Any state obligation to provide a program, service, or other support pursuant to this section is limited to the extent of the funds appropriated for the purposes of the program. The department may establish a waiting list or terminate participation of eligible individuals if the department determines that moneys in the autism support fund are insufficient to cover future claims for reimbursement beyond ninety days.

5. *a.* An autism support fund is created in the state treasury under the authority of the department. Moneys appropriated to and all other moneys specified for deposit in the fund shall be deposited in the fund and used for the purposes of the program.

b. The fund shall be separate from the general fund of the state and shall not be considered part of the general fund of the state. The moneys in the fund shall not be considered revenue of the state, but rather shall be funds of the autism support program. The moneys deposited in the fund are not subject to section 8.33 and shall not be transferred, used, obligated, appropriated, or otherwise encumbered, except to provide for the purposes of this section. Notwithstanding section 12C.7, subsection 2, interest or earnings on moneys deposited in the fund shall be credited to the fund.

c. The department shall adopt rules pursuant to chapter 17A to administer the fund

and reimbursements made from the fund.

d. Moneys in the fund are appropriated to the department and shall be used by the department for the purposes of the autism support program. The department shall be the administrator of the fund for auditing purposes.

e. The department shall submit an annual report to the governor and the general assembly no later than January 1 of each year that includes but is not limited to all of the following:

(1) The total number of applications received under the program for the immediately preceding fiscal year.

(2) The number of applications approved and the total amount of funding expended for reimbursements under the program in the immediately preceding fiscal year.

(3) The cost of administering the program in the immediately preceding fiscal year.

(4) The number of eligible individuals on a waiting list, if any, and the amount of funding necessary to reduce the existing waiting list.

(5) Recommendations for any changes to the program.

Sec. 84. IMPLEMENTATION.

1. The department of human services shall implement the autism support program beginning January 1, 2014, subject to available funding.

2. Notwithstanding section 8.47 or any other provision of law to the contrary, the department may utilize a sole-source contract and utilize the managed care entity under contract with the department to manage behavioral health services under the medical assistance program to administer the program. Total administrative costs of the program shall not exceed ten percent of the funds expended through the program, annually.

Sec. 85. EFFECTIVE UPON ENACTMENT. This division of this Act, being deemed of immediate importance, takes effect upon enactment.

DIVISION XVIII

DEPARTMENT OF HUMAN SERVICES — CHILD, ADULT, AND FAMILY SERVICES

Sec. 86. Section 225C.38, subsection 1, paragraph c, Code 2013, is amended to read as follows:

c. Except as provided in section 225C.41, a family support subsidy for a fiscal year shall be in an amount determined by the department ~~in consultation with the comprehensive family support council created in section 225C.48.~~ The parent or legal guardian receiving a family support subsidy may elect to receive a payment amount which is less than the amount determined in accordance with this paragraph.

Sec. 87. Section 225C.42, subsection 1, Code 2013, is amended to read as follows:

1. The department shall conduct an annual evaluation of the family support subsidy program ~~in conjunction with the comprehensive family support council~~ and shall submit the evaluation report with recommendations to the governor and general assembly. The report shall be submitted on or before October 30 and provide an evaluation of the latest completed fiscal year.

Sec. 88. Section 225C.47, subsection 5, unnumbered paragraph 1, Code 2013, is amended to read as follows:

The department shall design the program ~~in consultation with the comprehensive family support council created in section 225C.48.~~ The department shall adopt rules to implement the program which provide for all of the following:

Sec. 89. Section 225C.49, subsection 4, Code 2013, is amended to read as follows:

4. The department shall designate one individual whose sole duties are to provide central coordination of the programs under sections 225C.36 and 225C.47 and ~~to work with the comprehensive family support council~~ to oversee development and implementation of the programs.

Sec. 90. Section 239B.5, Code 2013, is amended by adding the following new subsection:

NEW SUBSECTION. 4. *a.* The department shall implement policies and procedures as necessary to comply with provisions of the federal Middle Class Tax Relief and Job Creation Act of 2012, Pub. L. No. 112-96, to prevent assistance provided under this chapter from being used in any electronic benefit transfer transaction in any liquor store; any casino, gambling casino, or gaming establishment; or any retail establishment which provides adult-oriented entertainment in which performers disrobe or perform in an unclothed state for entertainment. For purposes of this paragraph, the definitions found in the federal Middle Class Tax Relief and Job Creation Act and related rules and statutes apply.

b. Unless otherwise precluded by federal law or regulation, policies and procedures implemented under this subsection shall at a minimum impose the prohibition described in paragraph “*a*” as a condition for continued eligibility for assistance under this chapter.

c. The department may implement additional measures as may be necessary to comply with federal regulations in implementing paragraph “*a*”.

d. The department shall adopt rules as necessary to implement this subsection.

Sec. 91. Section 239B.14, subsection 1, Code 2013, is amended to read as follows:

1. *a.* An individual who obtains, or attempts to obtain, or aids or abets an individual to obtain, by means of a willfully false statement or representation, by knowingly failing to disclose a material fact, or by impersonation, or any fraudulent device, any assistance or other benefits under this chapter to which the individual is not entitled, commits a fraudulent practice.

b. An individual who accesses benefits provided under this chapter in violation of any prohibition imposed by the department pursuant to section 239B.5, subsection 4, commits a fraudulent practice.

Sec. 92. Section 249A.3, subsection 1, Code 2013, is amended by adding the following new paragraph:

NEW PARAGRAPH. *v.* Beginning January 1, 2014, is an individual who meets all of the following requirements:

(1) Is under twenty-six years of age.

(2) Was in foster care under the responsibility of the state on the date of attaining eighteen years of age or such higher age to which foster care is provided.

(3) Was enrolled in the medical assistance program under this chapter while in such foster care.

Sec. 93. Section 249A.3, subsection 2, paragraph a, subparagraph (9), Code 2013, is amended by striking the subparagraph.

Sec. 94. Section 249J.26, subsection 2, Code 2013, is amended to read as follows:

2. This chapter is repealed ~~October~~ December 31, 2013.

Sec. 95. Section 514I.4, subsection 5, paragraph a, Code 2013, is amended by striking the paragraph.

Sec. 96. Section 514I.5, subsection 7, paragraph f, Code 2013, is amended to read as follows:

f. Review, in consultation with the department, and take necessary steps to improve interaction between the program and other public and private programs which provide services to the population of eligible children. ~~The board, in consultation with the department, shall also develop and implement a plan to improve the medical assistance program in coordination with the hawk-i program, including but not limited to a provision to coordinate eligibility between the medical assistance program and the hawk-i program, and to provide for common processes and procedures under both programs to reduce duplication and bureaucracy.~~

Sec. 97. Section 514I.5, subsection 8, paragraphs b and f, Code 2013, are amended by striking the paragraphs.

Sec. 98. Section 514I.7, subsection 2, paragraphs a and g, Code 2013, are amended to read as follows:

a. ~~Determine individual eligibility for program enrollment based upon review of completed applications and supporting documentation as prescribed by federal law and regulation, using policies and procedures adopted by rule of the department pursuant to chapter 17A.~~ The administrative contractor shall not enroll a child who has group health coverage, unless expressly authorized by such rules.

g. ~~Create and Utilize the department's eligibility system to maintain eligibility files that are compatible with the data system of the department with pertinent eligibility determination and ongoing enrollment information including, but not limited to,~~ data regarding beneficiaries, enrollment dates, disenrollments, and annual financial redeterminations.

Sec. 99. Section 514I.7, subsection 2, paragraphs c, d, e, f, and k, Code 2013, are amended by striking the paragraphs.

Sec. 100. Section 514I.8, subsection 1, Code 2013, is amended to read as follows:

1. a. Effective July 1, 1998, and notwithstanding any medical assistance program eligibility criteria to the contrary, medical assistance shall be provided to, or on behalf of, an eligible child under the age of nineteen whose family income does not exceed one hundred thirty-three percent of the federal poverty level, as defined by the most recently revised poverty income guidelines published by the United States department of health and human services.

b. Additionally, effective Effective July 1, 2000, and notwithstanding any medical assistance program eligibility criteria to the contrary, medical assistance shall be provided to, or on behalf of, an eligible infant whose family income does not exceed two hundred percent of the federal poverty level, as defined by the most recently revised poverty income guidelines published by the United States department of health and human services.

c. Effective July 1, 2009, and notwithstanding any medical assistance program eligibility criteria to the contrary, medical assistance shall be provided to, or on behalf of, a pregnant woman or an eligible child who is an infant and whose family income is at or below three hundred percent of the federal poverty level, as defined by the most recently revised poverty income guidelines published by the United States department of health and human services.

Sec. 101. Section 514I.8, subsection 2, paragraph c, Code 2013, is amended to read as follows:

c. Is a member of a family whose income does not exceed three hundred percent of the federal poverty level, as defined in 42 U.S.C. § 9902(2), including any revision required by such section, and in accordance with the federal Children's Health Insurance Program Reauthorization Act of 2009, Pub. L. No. 111-3. The modified adjusted gross income methodology prescribed in section 2101 of the federal Patient Protection and Affordable Care Act, Pub. L. No. 111-148, to determine family income under this paragraph.

Sec. 102. Section 514I.8, subsections 3 and 4, Code 2013, are amended to read as follows:

3. In accordance with the rules adopted by the board, a child may be determined to be presumptively eligible for the program pending a final eligibility determination. Following final determination of eligibility ~~by the administrative contractor,~~ a child shall be eligible for a twelve-month period. At the end of the twelve-month period, ~~the administrative contractor shall conduct~~ a review of the circumstances of the eligible child's family shall be conducted to establish eligibility and cost sharing for the

subsequent twelve-month period.

4. Once an eligible child is enrolled in a plan, the ~~eligible child shall remain enrolled in the plan unless a determination is made, according to criteria established by the board, that the eligible child should be allowed to enroll in another qualified child health plan or should be disenrolled. An enrollee may request to change plans within ninety days of initial enrollment for any reason and at any time for cause, as defined in 42 C.F.R. § 438.56(d)(2). Otherwise, an enrollee may change plan enrollment once a year on the enrollee's anniversary date.~~

Sec. 103. Section 514I.8, subsections 5 and 6, Code 2013, are amended by striking the subsections.

Sec. 104. Section 514I.9, Code 2013, is amended to read as follows:

514I.9 Program benefits.

1. ~~Until June 30, 1999, the benefits provided under the program shall be those benefits established by rule of the board and in compliance with Tit. XXI of the federal Social Security Act.~~

2. ~~On or before June 30, 1999, the hawk-i board shall adopt rules to amend the benefits package based upon review of the results of the initial benefits package used.~~

3. ~~Subsequent to June 30, 1999, the~~ The hawk-i board shall review the benefits package annually and shall determine additions to or deletions from the benefits package offered. The hawk-i board shall submit the recommendations to the general assembly for any amendment to the benefits package.

4. 2. Benefits, in addition to those required by rule, may be provided to eligible children by a participating insurer if the benefits are provided at no additional cost to the state.

Sec. 105. REPEAL. Section 225C.48, Code 2013, is repealed.

Sec. 106. EFFECTIVE DATE. The following provision or provisions of this division of this Act take effect December 31, 2013:

1. The section of this Act amending section 249A.3, subsection 2, paragraph "a", subparagraph (9).

DIVISION XIX

OPTIONS — PERSONS WITH AGGRESSIVE OR PSYCHIATRIC BEHAVIORS

Sec. 107. **FACILITY FOR PERSONS WITH AGGRESSIVE OR PSYCHIATRIC BEHAVIORS — COMMITTEE — REPORT.**

1. The department of inspections and appeals, in conjunction with the department of human services, shall establish and facilitate a committee of stakeholders to examine options for designating a facility to provide care for persons in this state who are sexually aggressive, combative, or have unmet psychiatric needs.

2. The membership of the committee shall include but is not limited to the following:

a. Representatives of the departments of inspections and appeals, human services, corrections, and public health, the department on aging, the state public defender, the office of the citizens' aide, the office of the state long-term care resident's advocate, and the judicial branch.

b. Consumers of services provided by long-term care facilities and family members of consumers.

c. Representatives from leadingage Iowa, the Iowa health care association, and the Iowa association of community providers.

d. Direct care workers employed by long-term care facilities.

e. Representatives from Iowa legal aid.

f. Representatives from AARP Iowa.

g. Representatives from the Iowa civil liberties union.

h. Other stakeholders as the department of inspections and appeals and the department of human services deem appropriate.

3. The committee shall discuss whether a long-term care facility, as defined in section 142D.2, should have the ability to refuse admission to, or discharge, residents who are sexually aggressive, combative, or have unmet psychiatric needs. The committee shall consider options for establishment of a facility to provide care for persons who are sexually aggressive, combative, or have unmet psychiatric needs. The committee shall identify the characteristics of residents for such a facility, options for creating a new facility to house such residents, options for the expansion of an existing facility to house such residents, options for using any alternative facilities for such residents, the workforce and training necessary for the workforce in such facility, options to qualify a facility for Medicaid reimbursement, cost projections for any recommendations, and other information deemed relevant by the department of inspections and appeals.

4. The committee shall provide a report detailing its findings and recommendations to the governor and the general assembly by December 15, 2013.

DIVISION XX

SPORTS INJURY PREVENTION

Sec. 108. MUNICIPAL YOUTH SPORTS INJURY PREVENTION STUDY AND REPORT.

1. A municipal youth sports injury prevention study is established to make recommendations regarding how cities can most effectively prevent concussions and other sports-related injuries in children participating in municipal youth sports programs. The national center for sports safety is requested to administer the study in coordination with the department of public health and interested parties representing cities, municipal youth sports programs, parents, coaches, trainers, and other stakeholders. The study shall include recommendations for safety equipment for participants and training for employees and volunteers to be required by cities as part of municipal youth sports programs.

2. The national center for sports safety is requested to submit a report on its findings and recommendations to the general assembly by December 15, 2013.

DIVISION XXI

SUICIDE PREVENTION

Sec. 109. SUICIDE PREVENTION. The department of education shall work with the departments of human services and public health in developing recommendations for required training of persons who hold a license, certificate, authorization, or statement of recognition issued by the board of educational examiners and who provide services to students. The recommendations shall address training of such persons on suicide prevention and trauma-informed care. In developing the recommendations, the department shall consult with stakeholders, including but not limited to mental health professionals, school administrators, school nurses, and guidance counselors. For purposes of this section, “trauma-informed care” means services that are based on an understanding of the vulnerabilities and triggers of individuals who have experienced trauma, recognize the role trauma has played in the lives of those individuals, recognize the presence of trauma symptoms and their onset, are supportive of trauma recovery, and avoid further traumatization. The department shall submit a report to the governor and general assembly providing findings and recommendations on or before December 15, 2013.

DIVISION XXII

IOWACARE — ACCOUNT FOR HEALTH CARE TRANSFORMATION

Sec. 110. Section 249J.8, subsection 1, paragraph k, Code 2013, is amended to read as follows:

k. Premiums collected under this subsection shall be deposited in the ~~premiums subaccount of the IowaCare account for health care transformation~~ created pursuant to

section ~~249J.23~~ 249J.24.

Sec. 111. Section 249J.23, subsection 1, Code 2013, is amended to read as follows:

1. An account for health care transformation is created in the state treasury under the authority of the department. Moneys received from sources including but not limited to appropriations from the general fund of the state, grants, and contributions shall be deposited in the account. ~~The account shall include a separate premiums subaccount. Revenue generated through payment of premiums by expansion population members as required pursuant to section 249J.8 shall be deposited in the separate premiums subaccount within the account.~~

Sec. 112. Section 249J.24, subsection 1, Code 2013, is amended to read as follows:

1. An IowaCare account is created in the state treasury under the authority of the department of human services. Moneys appropriated from the general fund of the state to the account, moneys received as federal financial participation funds under the expansion population provisions of this chapter and credited to the account, moneys received for disproportionate share hospitals and credited to the account, moneys received for graduate medical education and credited to the account, proceeds distributed from the county treasurer as specified in subsection 4, revenue generated through payment of premiums pursuant to section 249J.8, and moneys from any other source credited to the account shall be deposited in the account. Moneys deposited in or credited to the account shall be used only as provided in appropriations or distributions from the account for the purposes specified in the appropriation or distribution. Moneys in the account shall be appropriated to the university of Iowa hospitals and clinics and to a publicly owned acute care teaching hospital located in a county with a population over three hundred fifty thousand for the purposes provided in the federal law making the funds available or as specified in the state appropriation and shall be distributed as determined by the department.

DIVISION XXIII

IOWACARE REPEAL — CONFORMING CHANGES

Sec. 113. Section 8A.504, subsection 1, paragraph c, subparagraph (1), Code 2013, is amended to read as follows:

(1) Any debt, which is assigned to the department of human services, or which is owed to the department of human services for unpaid premiums under section 249A.3, subsection 2, paragraph “a”, subparagraph (1), ~~or section 249J.8, subsection 1~~, or which the child support recovery unit is otherwise attempting to collect, or which the foster care recovery unit of the department of human services is attempting to collect on behalf of a child receiving foster care provided by the department of human services.

Sec. 114. Section 21.5, subsection 1, paragraph 1, Code 2013, is amended to read as follows:

1. To discuss patient care quality and process improvement initiatives in a meeting of a public hospital or to discuss marketing and pricing strategies or similar proprietary information in a meeting of a public hospital, where public disclosure of such information would harm such a hospital’s competitive position when no public purpose would be served by public disclosure. The minutes and the audio recording of a closed session under this paragraph shall be available for public inspection when the public disclosure would no longer harm the hospital’s competitive position. For purposes of this paragraph, “*public hospital*” means ~~the same as defined in section 249J.3 a~~ hospital licensed pursuant to chapter 135B and governed pursuant to chapter 145A, 226, 347, 347A, or 392. This paragraph does not apply to the information required to be disclosed pursuant to section 347.13, subsection 11, or to any discussions relating to terms or conditions of employment, including but not limited to compensation of an officer or employee or group of officers or employees.

Sec. 115. Section 97B.52A, subsection 1, paragraph c, subparagraph (2),

subparagraph division (b), Code 2013, is amended to read as follows:

(b) For a member whose first month of entitlement is July 2004 or later, but before July 2014, covered employment does not include employment as a licensed health care professional by a public hospital as defined in section 249J.3, with the exception of public hospitals governed pursuant to chapter 226. For the purposes of this subparagraph, "public hospital" means a hospital licensed pursuant to chapter 135B and governed pursuant to chapter 145A, 347, 347A, or 392.

Sec. 116. Section 135.152, subsection 5, paragraphs a and c, Code 2013, are amended to read as follows:

a. The department, in collaboration with the department of human services and the Iowa state association of counties, shall adopt rules pursuant to chapter 17A to establish minimum standards for eligibility for obstetrical and newborn care, including physician examinations, medical testing, ambulance services, and inpatient transportation services under the program. The minimum standards shall provide that the individual is not otherwise eligible for assistance under the medical assistance program or for assistance under the medically needy program without a spend-down requirement pursuant to chapter 249A, ~~or for expansion population benefits pursuant to chapter 249J.~~ If the individual is eligible for assistance pursuant to chapter 249A ~~or 249J~~, or if the individual is eligible for maternal and child health care services covered by a maternal and child health program, the obstetrical and newborn indigent patient care program shall not provide the assistance, care, or covered services provided under the other program.

c. The department in cooperation with the department of human services, shall develop a standardized application form for the program and shall coordinate the determination of eligibility for the medical assistance and medically needy programs under chapter 249A, ~~the medical assistance expansion under chapter 249J~~, and the obstetrical and newborn indigent patient care program.

Sec. 117. Section 135.153, subsection 1, unnumbered paragraph 1, Code 2013, is amended to read as follows:

The department shall establish an Iowa collaborative safety net provider network that includes community health centers, rural health clinics, free clinics, maternal and child health centers, ~~the expansion population provider network as described in chapter 249J~~, local boards of health that provide direct services, Iowa family planning network agencies, child health specialty clinics, and other safety net providers. The network shall be a continuation of the network established pursuant to 2005 Iowa Acts, ch. 175, section 2, subsection 12. The network shall include all of the following:

Sec. 118. Section 135.153, subsection 1, paragraphs a and c, Code 2013, are amended to read as follows:

a. An Iowa safety net provider advisory group consisting of representatives of community health centers, rural health clinics, free clinics, maternal and child health centers, ~~the expansion population provider network as described in chapter 249J~~, local boards of health that provide direct services, Iowa family planning network agencies, child health specialty clinics, other safety net providers, patients, and other interested parties.

c. A database of all community health centers, rural health clinics, free clinics, maternal and child health centers, ~~the expansion population provider network as described in chapter 249J~~, local boards of health that provide direct services, Iowa family planning network agencies, child health specialty clinics, and other safety net providers. The data collected shall include the demographics and needs of the vulnerable populations served, current provider capacity, and the resources and needs of the participating safety net providers.

Sec. 119. Section 135.153, subsection 2, Code 2013, is amended to read as follows:

2. The network shall form a governing group which includes two individuals each representing community health centers, rural health clinics, free clinics, maternal and child health centers, ~~the expansion population provider network as described in chapter 249J,~~ local boards of health that provide direct services, the state board of health, Iowa family planning network agencies, child health specialty clinics, and other safety net providers.

Sec. 120. Section 135.154, subsection 15, Code 2013, is amended to read as follows:

15. ~~“Iowa Medicaid enterprise” means the Iowa Medicaid enterprise as defined in section 249J.3~~ centralized medical assistance program infrastructure, based on a business enterprise model, and designed to foster collaboration among all program stakeholders by focusing on quality, integrity, and consistency.

Sec. 121. Section 135.157, Code 2013, is amended by adding the following new subsection:

NEW SUBSECTION. 1A. *“Dental home”* means a network of individualized care based on risk assessment, which includes oral health education, dental screenings, preventive services, diagnostic services, treatment services, and emergency services.

Sec. 122. Section 217.34, Code 2013, is amended to read as follows:

217.34 Debt setoff.

The investigations division of the department of inspections and appeals and the department of human services shall provide assistance to set off against a person’s or provider’s income tax refund or rebate any debt which has accrued through written contract, nonpayment of premiums pursuant to section 249A.3, subsection 2, paragraph “a”, subparagraph (1), ~~or section 249J.8, subsection 1,~~ subrogation, departmental recoupment procedures, or court judgment and which is in the form of a liquidated sum due and owing the department of human services. The department of inspections and appeals, with approval of the department of human services, shall adopt rules under chapter 17A necessary to assist the department of administrative services in the implementation of the setoff under section 8A.504 in regard to money owed to the state for public assistance overpayments or nonpayment of premiums as specified in this section. The department of human services shall adopt rules under chapter 17A necessary to assist the department of administrative services in the implementation of the setoff under section 8A.504, in regard to collections by the child support recovery unit and the foster care recovery unit.

Sec. 123. Section 249K.2, subsection 3, Code 2013, is amended to read as follows:

3. ~~“Iowa Medicaid enterprise” means Iowa Medicaid enterprise as defined in section 249J.3~~ 135.154.

Sec. 124. Section 249M.4, subsection 2, Code 2013, is amended to read as follows:

2. Moneys in the trust fund shall be used, subject to their appropriation by the general assembly, by the department to reimburse participating hospitals the medical assistance program upper payment limit for inpatient and outpatient hospital services as calculated in this section. Following payment of such upper payment limit to participating hospitals, any remaining funds in the trust fund on an annual basis may be used for any of the following purposes:

- a. To support medical assistance program utilization shortfalls.
- b. To maintain the state’s capacity to provide access to and delivery of services for vulnerable Iowans.
- ~~c. To support payments to nonparticipating hospitals under the IowaCare program pursuant to chapter 249J.~~
- d. c. To fund the health care workforce support initiative created pursuant to section 135.175.
- e. d. To support access to health care services for uninsured Iowans.
- f. e. To support Iowa hospital programs and services which expand access to health

care services for Iowans.

Sec. 125. Section 263.18, subsection 4, Code 2013, is amended to read as follows:

4. The physicians and surgeons on the staff of the university of Iowa hospitals and clinics who care for patients provided for in this section may charge for the medical services provided under such rules, regulations, and plans approved by the state board of regents. ~~However, a physician or surgeon who provides treatment or care for an expansion population member pursuant to chapter 249J shall only receive compensation for the treatment or care provided in accordance with section 249J.7.~~

Sec. 126. Section 476B.1, subsection 4, paragraph d, subparagraph (2), Code 2013, is amended to read as follows:

(2) For applications filed on or after July 1, 2009, by a private college or university, community college, institution under the control of the state board of regents, public or accredited nonpublic elementary and secondary school, or public hospital ~~as defined in section 249J.3~~, for the applicant's own use of qualified electricity, consists of wind turbines with a combined nameplate capacity of three-fourths of a megawatt or greater. For the purposes of this subparagraph, "public hospital" means a hospital licensed pursuant to chapter 135B and governed pursuant to chapter 145A, 226, 347, 347A, or 392.

Sec. 127. EFFECTIVE DATE. This division of this Act takes effect January 1, 2014.

DIVISION XXIV TELEPHARMACY

Sec. 128. 2011 Iowa Acts, chapter 63, section 36, subsections 2 and 4, are amended to read as follows:

2. The board of pharmacy shall adopt rules and procedures pursuant to chapter 17A for application for and approval of such projects. The rules may include exceptions to any existing rules under the purview of the board of pharmacy as necessary for completion of the project, limited to the duration of the project. The initial duration of any project approved by the board of pharmacy shall not exceed eighteen months and, However, the board of pharmacy may approve an extension or renewal of a project in accordance with rules adopted by the board of pharmacy. Any project approved shall comply with the rules and procedures adopted for such projects.

4. The board of pharmacy shall submit ~~a report~~ reports to the chairpersons and ranking members of the joint appropriations subcommittee on health and human services regarding all of the following:

- a. The approval or denial of any projects.
- b. By December 15, 2013, any changes in law or rules necessary to implement telepharmacy throughout the state.

DIVISION XXV MEDICAID COST CONTAINMENT

Sec. 129. 2011 Iowa Acts, chapter 129, section 122, subsection 26, as enacted by 2012 Iowa Acts, chapter 1133, section 12, is amended by striking the subsection.

DIVISION XXVI

CIGARETTE AND TOBACCO TAX PROCEEDS — HEALTH CARE TRUST FUND

Sec. 130. Section 453A.35, Code 2013, is amended to read as follows:

453A.35 Tax and fees Proceeds paid to general fund — standing appropriation to health care trust fund.

1. a. With the exception of revenues credited to the health care trust fund pursuant to paragraph "b", the proceeds derived from the sale of stamps and the payment of taxes, fees, and penalties provided for under this chapter, and the permit fees received from all permits issued by the department, shall be credited to the general fund of the state.

b. ~~Of the~~ The revenues generated from the tax on cigarettes pursuant to section

453A.6, subsection 1, and from the tax on tobacco products as specified in section 453A.43, subsections 1, 2, 3, and 4, ~~the first one hundred six million sixteen thousand four hundred dollars~~ shall be credited to the health care trust fund created in section 453A.35A.

2. All permit fees provided for in this chapter and collected by cities in the issuance of permits granted by the cities shall be paid to the treasurer of the city where the permit is effective, or to another city officer as designated by the council, and credited to the general fund of the city. Permit fees so collected by counties shall be paid to the county treasurer.

DIVISION XXVII

DEPARTMENT ON AGING — FY 2014-2015

Sec. 131. DEPARTMENT ON AGING. There is appropriated from the general fund of the state to the department on aging for the fiscal year beginning July 1, 2014, and ending June 30, 2015, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For aging programs for the department on aging and area agencies on aging to provide citizens of Iowa who are 60 years of age and older with case management for frail elders, Iowa’s aging and disabilities resource center, and other services which may include but are not limited to adult day services, respite care, chore services, information and assistance, and material aid, for information and options counseling for persons with disabilities who are 18 years of age or older, and for salaries, support, administration, maintenance, and miscellaneous purposes, and for not more than the following full-time equivalent positions:

.....	\$ 5,300,190
..... FTEs	28.00

1. Funds appropriated in this section may be used to supplement federal funds under federal regulations. To receive funds appropriated in this section, a local area agency on aging shall match the funds with moneys from other sources according to rules adopted by the department. Funds appropriated in this section may be used for elderly services not specifically enumerated in this section only if approved by an area agency on aging for provision of the service within the area.

2. Of the funds appropriated in this section, \$139,973 is transferred to the economic development authority for the Iowa commission on volunteer services to be used for the retired and senior volunteer program.

3. a. The department on aging shall establish and enforce procedures relating to expenditure of state and federal funds by area agencies on aging that require compliance with both state and federal laws, rules, and regulations, including but not limited to all of the following:

(1) Requiring that expenditures are incurred only for goods or services received or performed prior to the end of the fiscal period designated for use of the funds.

(2) Prohibiting prepayment for goods or services not received or performed prior to the end of the fiscal period designated for use of the funds.

(3) Prohibiting the prepayment for goods or services not defined specifically by good or service, time period, or recipient.

(4) Prohibiting the establishment of accounts from which future goods or services which are not defined specifically by good or service, time period, or recipient, may be purchased.

b. The procedures shall provide that if any funds are expended in a manner that is not in compliance with the procedures and applicable federal and state laws, rules, and regulations, and are subsequently subject to repayment, the area agency on aging expending such funds in contravention of such procedures, laws, rules and regulations, not the state, shall be liable for such repayment.

4. Of the funds appropriated in this section, \$125,000 shall be used to fund services to meet the unmet needs of older individuals as identified in the annual compilation of unmet service units by the area agencies on aging.

5. Of the funds appropriated in this section, \$300,000 shall be used to fund home and community-based services through the area agencies on aging that enable older individuals to avoid more costly utilization of residential or institutional services and remain in their own homes.

6. Of the funds appropriated in this subsection, \$10,000 shall be used for implementation of a guardianship and conservatorship monitoring and assistance pilot project as specified in this Act.

DIVISION XXVIII

OFFICE OF LONG-TERM CARE RESIDENT'S ADVOCATE — FY 2014-2015

Sec. 132. OFFICE OF LONG-TERM CARE RESIDENT'S ADVOCATE. There is appropriated from the general fund of the state to the office of long-term care resident's advocate for the fiscal year beginning July 1, 2014, and ending June 30, 2015, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For salaries, support, administration, maintenance, and miscellaneous purposes, and for not more than the following full-time equivalent positions:

..... \$ 510,854

..... FTEs 13.00

1. Of the funds appropriated in this section, \$100,000 shall be used to continue to provide two additional local long-term care resident's advocates to continue moving toward the national recommendation of one full-time equivalent paid staff ombudsman per 2,000 long-term care beds in the state.

2. Of the funds appropriated in this section, \$105,000 shall be used to provide two local long-term care resident's advocates to administer the certified volunteer long-term care resident's advocates program pursuant to section 231.45, including operational certification and training costs.

DIVISION XXIX

DEPARTMENT OF PUBLIC HEALTH — FY 2014-2015

Sec. 133. DEPARTMENT OF PUBLIC HEALTH. There is appropriated from the general fund of the state to the department of public health for the fiscal year beginning July 1, 2014, and ending June 30, 2015, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

1. ADDICTIVE DISORDERS

For reducing the prevalence of use of tobacco, alcohol, and other drugs, and treating individuals affected by addictive behaviors, including gambling, and for not more than the following full-time equivalent positions:

..... \$ 13,581,845

..... FTEs 13.00

a. (1) Of the funds appropriated in this subsection, \$2,574,181 shall be used for the tobacco use prevention and control initiative, including efforts at the state and local levels, as provided in chapter 142A. The commission on tobacco use prevention and control established pursuant to section 142A.3 shall advise the director of public health in prioritizing funding needs and the allocation of moneys appropriated for the programs and activities of the initiative under this subparagraph (1) and shall make recommendations to the director in the development of budget requests relating to the initiative.

(2) Of the funds allocated in this paragraph "a", \$37,500 shall be used to develop a social media structure to engage youth and prevent youth initiation of tobacco use. Of the amount allocated in this subparagraph (2), \$12,500 shall be used for a youth

summit.

(3) Of the funds allocated in this paragraph “a”, \$100,000 shall be used to increase the efficacy of local tobacco control efforts by community partnerships, including through professional development, regional trainings and round table planning efforts, and a training opportunity involving all community partnerships.

(4) Of the funds allocated in this paragraph “a”, \$600,000 shall be used to promote smoking cessation and to reduce the number of tobacco users in the state by offering nicotine replacement therapy to uninsured and underinsured Iowans.

(5) (a) Of the funds allocated in this paragraph “a”, \$226,534 is transferred to the alcoholic beverages division of the department of commerce for enforcement of tobacco laws, regulations, and ordinances and to engage in tobacco control activities approved by the division of tobacco use prevention and control as specified in the memorandum of understanding entered into between the divisions.

(b) For the fiscal year beginning July 1, 2014, and ending June 30, 2015, the terms of the memorandum of understanding, entered into between the division of tobacco use prevention and control of the department of public health and the alcoholic beverages division of the department of commerce, governing compliance checks conducted to ensure licensed retail tobacco outlet conformity with tobacco laws, regulations, and ordinances relating to persons under eighteen years of age, shall restrict the number of such checks to one check per retail outlet, and one additional check for any retail outlet found to be in violation during the first check.

b. Of the funds appropriated in this subsection, \$11,007,665 shall be used for problem gambling and substance-related disorder prevention, treatment, and recovery services, including a 24-hour helpline, public information resources, professional training, and program evaluation.

(1) Of the funds allocated in this paragraph “b”, \$9,451,858 shall be used for substance-related disorder prevention and treatment.

(a) Of the funds allocated in this subparagraph (1), \$449,650 shall be used for the public purpose of a grant program to provide substance-related disorder prevention programming for children.

(i) Of the funds allocated in this subparagraph division (a), \$213,770 shall be used for grant funding for organizations that provide programming for children by utilizing mentors. Programs approved for such grants shall be certified or will be certified within six months of receiving the grant award by the Iowa commission on volunteer services as utilizing the standards for effective practice for mentoring programs.

(ii) Of the funds allocated in this subparagraph division (a), \$213,420 shall be used for grant funding for organizations that provide programming that includes youth development and leadership. The programs shall also be recognized as being programs that are scientifically based with evidence of their effectiveness in reducing substance-related disorders in children.

(iii) The department of public health shall utilize a request for proposals process to implement the grant program.

(iv) All grant recipients shall participate in a program evaluation as a requirement for receiving grant funds.

(v) Of the funds allocated in this subparagraph division (a), up to \$22,461 may be used to administer substance-related disorder prevention grants and for program evaluations.

(b) Of the funds allocated in this subparagraph (1), \$136,302 shall be used for culturally competent substance-related disorder treatment pilot projects.

(i) The department shall utilize the amount allocated in this subparagraph division (b) for at least three pilot projects to provide culturally competent substance-related disorder treatment in various areas of the state. Each pilot project shall target a

particular ethnic minority population. The populations targeted shall include but are not limited to African American, Asian, and Latino.

(ii) The pilot project requirements shall provide for documentation or other means to ensure access to the cultural competence approach used by a pilot project so that such approach can be replicated and improved upon in successor programs.

(2) Of the funds allocated in this paragraph “b”, up to \$1,555,807 may be used for problem gambling prevention, treatment, and recovery services.

(a) Of the funds allocated in this subparagraph (2), \$1,286,881 shall be used for problem gambling prevention and treatment.

(b) Of the funds allocated in this subparagraph (2), up to \$218,926 may be used for a 24-hour helpline, public information resources, professional training, and program evaluation.

(c) Of the funds allocated in this subparagraph (2), up to \$50,000 may be used for the licensing of problem gambling treatment programs.

(3) It is the intent of the general assembly that from the moneys allocated in this paragraph “b”, persons with a dual diagnosis of substance-related disorder and gambling addiction shall be given priority in treatment services.

c. Notwithstanding any provision of law to the contrary, to standardize the availability, delivery, cost of delivery, and accountability of problem gambling and substance-related disorder treatment services statewide, the department shall continue implementation of a process to create a system for delivery of treatment services in accordance with the requirements specified in 2008 Iowa Acts, chapter 1187, section 3, subsection 4. To ensure the system provides a continuum of treatment services that best meets the needs of Iowans, the problem gambling and substance-related disorder treatment services in any area may be provided either by a single agency or by separate agencies submitting a joint proposal.

(1) The system for delivery of substance-related disorder and problem gambling treatment shall include problem gambling prevention.

(2) The system for delivery of substance-related disorder and problem gambling treatment shall include substance-related disorder prevention by July 1, 2015.

(3) Of the funds allocated in paragraph “b”, the department may use up to \$50,000 for administrative costs to continue developing and implementing the process in accordance with this paragraph “c”.

d. The requirement of section 123.53, subsection 5, is met by the appropriations and allocations made in this Act for purposes of substance-related disorder treatment and addictive disorders for the fiscal year beginning July 1, 2014.

e. The department of public health shall work with all other departments that fund substance-related disorder prevention and treatment services and all such departments shall, to the extent necessary, collectively meet the state maintenance of effort requirements for expenditures for substance-related disorder services as required under the federal substance-related disorder prevention and treatment block grant.

2. HEALTHY CHILDREN AND FAMILIES

For promoting the optimum health status for children, adolescents from birth through 21 years of age, and families, and for not more than the following full-time equivalent positions:

..... \$ 1,826,780
..... FTEs 14.00

a. Of the funds appropriated in this subsection, not more than \$367,421 shall be used for the healthy opportunities for parents to experience success (HOPES)-healthy families Iowa (HFI) program established pursuant to section 135.106. The funding shall be distributed to renew the grants that were provided to the grantees that operated the program during the fiscal year ending June 30, 2014.

b. In order to implement the legislative intent stated in sections 135.106 and 256I.9, that priority for home visitation program funding be given to programs using evidence-based or promising models for home visitation, it is the intent of the general assembly to phase in the funding priority in accordance with 2012 Iowa Acts, chapter 1133, section 2, subsection 2, paragraph 0b.

c. Of the funds appropriated in this subsection, \$663,944 shall be used to continue the department's initiative to provide for adequate developmental surveillance and screening during a child's first five years statewide. The funds shall be used first to fully fund the current sites to ensure that the sites are fully operational, with the remaining funds to be used for expansion to additional sites. The full implementation and expansion shall include enhancing the scope of the program through collaboration with the child health specialty clinics to promote healthy child development through early identification and response to both biomedical and social determinants of healthy development; by developing child health metrics to inform practice, document long-term health impacts and savings, and provide for continuous improvement through training, education, and evaluation; and by providing for practitioner consultation particularly for children with behavioral conditions and needs. The department of public health shall also collaborate with the Iowa Medicaid enterprise and the child health specialty clinics to integrate the activities of the first five initiative into the establishment of patient-centered medical homes, community utilities, accountable care organizations, and other integrated care models developed to improve health quality and population health while reducing health care costs. To the maximum extent possible, funding allocated in this paragraph shall be utilized as matching funds for medical assistance program reimbursement.

d. Of the funds appropriated in this subsection, \$15,799 shall be distributed to a statewide dental carrier to provide funds to continue the donated dental services program patterned after the projects developed by the lifeline network to provide dental services to indigent elderly and disabled individuals.

e. Of the funds appropriated in this subsection, \$55,998 shall be used for childhood obesity prevention.

f. Of the funds appropriated in this subsection, \$81,384 shall be used to provide audiological services and hearing aids for children. The department may enter into a contract to administer this paragraph.

g. Of the funds appropriated in this subsection, \$12,500 is transferred to the university of Iowa college of dentistry for provision of primary dental services to children. State funds shall be matched on a dollar-for-dollar basis. The university of Iowa college of dentistry shall coordinate efforts with the department of public health, bureau of oral and health delivery systems, to provide dental care to underserved populations throughout the state.

h. Of the funds appropriated in this subsection, \$25,000 shall be used to address youth suicide prevention.

3. CHRONIC CONDITIONS

For serving individuals identified as having chronic conditions or special health care needs, and for not more than the following full-time equivalent positions:

..... \$ 2,540,346
 FTEs 6.00

a. Of the funds appropriated in this subsection, \$79,966 shall be used for grants to individual patients who have phenylketonuria (PKU) to assist with the costs of necessary special foods.

b. Of the funds appropriated in this subsection, \$445,822 shall be used for the brain injury services program pursuant to section 135.22B, including for continuation of the contracts for resource facilitator services in accordance with section 135.22B,

subsection 9, and to enhance brain injury training and recruitment of service providers on a statewide basis. Of the amount allocated in this paragraph, \$47,500 shall be used to fund one full-time equivalent position to serve as the state brain injury service program manager.

c. Of the funds appropriated in this subsection, \$273,991 shall be used as additional funding to leverage federal funding through the federal Ryan White Care Act, Tit. II, AIDS drug assistance program supplemental drug treatment grants.

d. Of the funds appropriated in this subsection, \$49,912 shall be used for the public purpose of continuing to contract with an existing national-affiliated organization to provide education, client-centered programs, and client and family support for people living with epilepsy and their families.

e. Of the funds appropriated in this subsection, \$392,557 shall be used for child health specialty clinics.

f. Of the funds appropriated in this subsection, \$200,000 shall be used by the regional autism assistance program established pursuant to section 256.35, and administered by the child health specialty clinic located at the university of Iowa hospitals and clinics. The funds shall be used to enhance interagency collaboration and coordination of educational, medical, and other human services for persons with autism, their families, and providers of services, including delivering regionalized services of care coordination, family navigation, and integration of services through the statewide system of regional child health specialty clinics and fulfilling other requirements as specified in chapter 225D, creating the autism support program, as enacted in this Act. The university of Iowa shall not receive funds allocated under this paragraph for indirect costs associated with the regional autism assistance program.

g. Of the funds appropriated in this subsection, \$285,497 shall be used for the comprehensive cancer control program to reduce the burden of cancer in Iowa through prevention, early detection, effective treatment, and ensuring quality of life. Of the funds allocated in this lettered paragraph, \$75,000 shall be used to support a melanoma research symposium, a melanoma biorepository and registry, basic and translational melanoma research, and clinical trials.

h. Of the funds appropriated in this subsection, \$63,225 shall be used for cervical and colon cancer screening, and \$250,000 shall be used to enhance the capacity of the cervical cancer screening program to include provision of recommended prevention and early detection measures to a broader range of low-income women.

i. Of the funds appropriated in this subsection, \$263,348 shall be used for the center for congenital and inherited disorders.

j. Of the funds appropriated in this subsection, \$64,706 shall be used for the prescription drug donation repository program created in chapter 135M.

k. Of the funds appropriated in this subsection, \$107,632 shall be used for the costs of the medical home system advisory council established pursuant to section 135.159 including incorporation of the development and implementation of the prevention and chronic care management state initiative.

4. COMMUNITY CAPACITY

For strengthening the health care delivery system at the local level, and for not more than the following full-time equivalent positions:

.....	\$ 4,281,309
..... FTEs	18.25

a. Of the funds appropriated in this subsection, \$49,707 is allocated for continuation of the child vision screening program implemented through the university of Iowa hospitals and clinics in collaboration with early childhood Iowa areas. The program shall submit a report to the individuals identified in this Act for submission of reports regarding the use of funds allocated under this paragraph "a". The report shall include

the objectives and results for the program year including the target population and how the funds allocated assisted the program in meeting the objectives; the number, age, and location within the state of individuals served; the type of services provided to the individuals served; the distribution of funds based on service provided; and the continuing needs of the program.

b. Of the funds appropriated in this subsection, \$55,328 is allocated for continuation of an initiative implemented at the university of Iowa and \$49,952 is allocated for continuation of an initiative at the state mental health institute at Cherokee to expand and improve the workforce engaged in mental health treatment and services. The initiatives shall receive input from the university of Iowa, the department of human services, the department of public health, and the mental health and disability services commission to address the focus of the initiatives.

c. Of the funds appropriated in this subsection, \$582,314 shall be used for essential public health services that promote healthy aging throughout the lifespan, contracted through a formula for local boards of health, to enhance health promotion and disease prevention services.

d. Of the funds appropriated in this section, \$49,643 shall be deposited in the governmental public health system fund created in section 135A.8 to be used for the purposes of the fund.

e. Of the funds appropriated in this subsection, \$52,724 shall be used to continue to address the shortage of mental health professionals in the state.

f. Of the funds appropriated in this subsection, \$25,000 shall be used for a grant to a statewide association of psychologists that is affiliated with the American psychological association to be used for continuation of a program to rotate intern psychologists in placements in urban and rural mental health professional shortage areas, as defined in section 135.180.

g. Of the funds appropriated in this subsection, the following amounts shall be allocated to the Iowa collaborative safety net provider network established pursuant to section 135.153 to be used for the purposes designated. The following amounts allocated under this lettered paragraph shall be distributed to the specified provider and shall not be reduced for administrative or other costs prior to distribution:

(1) For distribution to the Iowa primary care association for statewide coordination of the Iowa collaborative safety net provider network:

..... \$ 72,893

(2) For distribution to the Iowa primary care association to be used to continue a training program for sexual assault response team (SART) members, including representatives of law enforcement, victim advocates, prosecutors, and certified medical personnel:

..... \$ 25,000

(3) For distribution to federally qualified health centers for necessary infrastructure, statewide coordination, provider recruitment, service delivery, and provision of assistance to patients in securing a medical home inclusive of oral health care:

..... \$ 37,500

(4) For distribution to the local boards of health that provide direct services for pilot programs in three counties to assist patients in securing a medical home inclusive of oral health care:

..... \$ 38,577

(5) For distribution to maternal and child health centers for pilot programs in three service areas to assist patients in securing a medical home inclusive of oral health care:

..... \$ 47,563

(6) For distribution to free clinics for necessary infrastructure, statewide coordination, provider recruitment, service delivery, and provision of assistance to

patients in securing a medical home inclusive of oral health care:

..... \$ 174,161

(7) For distribution to rural health clinics for necessary infrastructure, statewide coordination, provider recruitment, service delivery, and provision of assistance to patients in securing a medical home inclusive of oral health care:

..... \$ 70,772

(8) For continuation of the safety net provider patient access to a specialty health care initiative as described in 2007 Iowa Acts, chapter 218, section 109:

..... \$ 189,237

(9) For continuation of the pharmaceutical infrastructure for safety net providers as described in 2007 Iowa Acts, chapter 218, section 108:

..... \$ 206,708

The Iowa collaborative safety net provider network may continue to distribute funds allocated pursuant to this lettered paragraph through existing contracts or renewal of existing contracts.

The Iowa collaborative safety net provider network may continue to distribute funds allocated pursuant to this lettered paragraph through existing contracts or renewal of existing contracts.

h. Of the funds appropriated in this subsection, \$87,950 shall be used for continuation of the work of the direct care worker advisory council established pursuant to 2008 Iowa Acts, chapter 1188, section 69, in implementing the recommendations in the final report submitted by the advisory council to the governor and the general assembly in March 2012.

i. (1) Of the funds appropriated in this subsection, \$89,438 shall be used for allocation to an independent statewide direct care worker organization under continuation of the contract in effect during the fiscal year ending June 30, 2013, with terms determined by the director of public health relating to education, outreach, leadership development, mentoring, and other initiatives intended to enhance the recruitment and retention of direct care workers in health care and long-term care settings.

(2) Of the funds appropriated in this subsection, \$37,500 shall be used to provide scholarships or other forms of subsidization for direct care worker educational conferences, training, or outreach activities.

j. Of the funds appropriated in this subsection, the department may use up to \$29,088 for up to one full-time equivalent position to administer the volunteer health care provider program pursuant to section 135.24.

k. Of the funds appropriated in this subsection, \$24,854 shall be used for a matching dental education loan repayment program to be allocated to a dental nonprofit health service corporation to develop the criteria and implement the loan repayment program.

l. Of the funds appropriated in this subsection, \$52,912 is transferred to the college student aid commission for deposit in the rural Iowa primary care trust fund created in section 261.113 to be used for the purposes of the fund.

m. Of the funds appropriated in this subsection, \$75,000 shall be used for the purposes of the Iowa donor registry as specified in section 142C.18.

n. Of the funds appropriated in this subsection, \$50,000 shall be used for continuation of a grant to a nationally affiliated volunteer eye organization that has an established program for children and adults and that is solely dedicated to preserving sight and preventing blindness through education, nationally certified vision screening and training, and community and patient service programs. The organization shall submit a report to the individuals identified in this Act for submission of reports regarding the use of funds allocated under this paragraph "n". The report shall include the objectives and results for the program year including the target population and

how the funds allocated assisted the program in meeting the objectives; the number, age, and location within the state of individuals served; the type of services provided to the individuals served; the distribution of funds based on services provided; and the continuing needs of the program.

o. Of the funds appropriated in this subsection, \$12,500 shall be used for the establishment of a wellness council under the direction of the director of public health to increase support for wellness activities in the state.

p. Of the funds appropriated in this section, \$579,075 is allocated to the Iowa collaborative safety net provider network established pursuant to section 135.153 to be used for the development and implementation of a statewide regionally based network to provide an integrated approach to health care delivery through care coordination that supports primary care providers and links patients with community resources necessary to empower patients in addressing biomedical and social determinants of health to improve health outcomes. The Iowa collaborative safety net provider network shall work in conjunction with the department of human services to align the integrated network with the health care delivery system model developed under the state innovation models initiative grant. The Iowa collaborative safety net provider network shall submit a progress report to the individuals designated in this Act for submission of reports by December 31, 2014, including progress in developing and implementing the network, how the funds were distributed and used in developing and implementing the network, and the remaining needs in developing and implementing the network.

q. Of the funds appropriated in this subsection, \$1,000,000 shall be deposited in the medical residency training account created in section 135.175, subsection 5, paragraph a, and is appropriated from the account to the department of public health to be used for the purposes of the medical residency training state matching grants program as specified in section 135.176.

r. Of the funds appropriated in this section, \$25,000 shall be distributed to a statewide nonprofit organization to be used for the public purpose of supporting a partnership between medical providers and parents through community health centers to promote reading and encourage literacy skills so children enter school prepared for success in reading.

5. HEALTHY AGING

To provide public health services that reduce risks and invest in promoting and protecting good health over the course of a lifetime with a priority given to older Iowans and vulnerable populations:

..... \$ 3,648,571

6. ENVIRONMENTAL HAZARDS

For reducing the public's exposure to hazards in the environment, primarily chemical hazards, and for not more than the following full-time equivalent positions:

..... \$ 401,935

..... FTEs 4.00

Of the funds appropriated in this subsection, \$268,875 shall be used for childhood lead poisoning provisions.

7. INFECTIOUS DISEASES

For reducing the incidence and prevalence of communicable diseases, and for not more than the following full-time equivalent positions:

..... \$ 667,578

..... FTEs 4.00

8. PUBLIC PROTECTION

For protecting the health and safety of the public through establishing standards and enforcing regulations, and for not more than the following full-time equivalent

positions:

..... \$ 1,639,386
 FTEs 131.00

a. Of the funds appropriated in this subsection, not more than \$227,350 shall be credited to the emergency medical services fund created in section 135.25. Moneys in the emergency medical services fund are appropriated to the department to be used for the purposes of the fund.

b. Of the funds appropriated in this subsection, \$101,516 shall be used for sexual violence prevention programming through a statewide organization representing programs serving victims of sexual violence through the department’s sexual violence prevention program. The amount allocated in this lettered paragraph shall not be used to supplant funding administered for other sexual violence prevention or victims assistance programs.

c. Of the funds appropriated in this subsection, \$299,376 shall be used for the state poison control center.

9. RESOURCE MANAGEMENT

For establishing and sustaining the overall ability of the department to deliver services to the public, and for not more than the following full-time equivalent positions:

..... \$ 402,027
 FTEs 5.00

The university of Iowa hospitals and clinics under the control of the state board of regents shall not receive indirect costs from the funds appropriated in this section. The university of Iowa hospitals and clinics billings to the department shall be on at least a quarterly basis.

DIVISION XXX

DEPARTMENT OF VETERANS AFFAIRS — FY 2014-2015

Sec. 134. DEPARTMENT OF VETERANS AFFAIRS. There is appropriated from the general fund of the state to the department of veterans affairs for the fiscal year beginning July 1, 2014, and ending June 30, 2015, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

1. DEPARTMENT OF VETERANS AFFAIRS ADMINISTRATION

For salaries, support, maintenance, and miscellaneous purposes, and for not more than the following full-time equivalent positions:

..... \$ 546,754
 FTEs 13.00

2. IOWA VETERANS HOME

For salaries, support, maintenance, and miscellaneous purposes:

..... \$ 3,762,857

a. The Iowa veterans home billings involving the department of human services shall be submitted to the department on at least a monthly basis.

b. If there is a change in the employer of employees providing services at the Iowa veterans home under a collective bargaining agreement, such employees and the agreement shall be continued by the successor employer as though there had not been a change in employer.

c. Within available resources and in conformance with associated state and federal program eligibility requirements, the Iowa veterans home may implement measures to provide financial assistance to or on behalf of veterans or their spouses who are participating in the community reentry program.

d. The Iowa veterans home expenditure report shall be submitted monthly to the legislative services agency.

3. HOME OWNERSHIP ASSISTANCE PROGRAM

For transfer to the Iowa finance authority for the continuation of the home ownership assistance program for persons who are or were eligible members of the armed forces of the United States, pursuant to section 16.54:

..... \$ 800,000

Sec. 135. LIMITATION OF COUNTY COMMISSIONS OF VETERAN AFFAIRS FUND STANDING APPROPRIATIONS. Notwithstanding the standing appropriation in the following designated section for the fiscal year beginning July 1, 2014, and ending June 30, 2015, the amounts appropriated from the general fund of the state pursuant to that section for the following designated purposes shall not exceed the following amount:

For the county commissions of veteran affairs fund under section 35A.16:

..... \$ 495,000

DIVISION XXXI

DEPARTMENT OF HUMAN SERVICES — FY 2014-2015

Sec. 136. TEMPORARY ASSISTANCE FOR NEEDY FAMILIES BLOCK GRANT. There is appropriated from the fund created in section 8.41 to the department of human services for the fiscal year beginning July 1, 2014, and ending June 30, 2015, from moneys received under the federal temporary assistance for needy families (TANF) block grant pursuant to the federal Personal Responsibility and Work Opportunity Reconciliation Act of 1996, Pub. L. No. 104-193, and successor legislation, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

1. To be credited to the family investment program account and used for assistance under the family investment program under chapter 239B:

..... \$ 9,058,474

2. To be credited to the family investment program account and used for the job opportunities and basic skills (JOBS) program and implementing family investment agreements in accordance with chapter 239B:

..... \$ 5,933,220

3. To be used for the family development and self-sufficiency grant program in accordance with section 216A.107:

..... \$ 1,449,490

Notwithstanding section 8.33, moneys appropriated in this subsection that remain unencumbered or unobligated at the close of the fiscal year shall not revert but shall remain available for expenditure for the purposes designated until the close of the succeeding fiscal year. However, unless such moneys are encumbered or obligated on or before September 30, 2015, the moneys shall revert.

4. For field operations:

..... \$ 15,648,116

5. For general administration:

..... \$ 1,872,000

6. For state child care assistance:

..... \$ 12,866,344

The funds appropriated in this subsection are transferred to the child care and development block grant appropriation made by the Eighty-fifth General Assembly, 2013 Session, for the federal fiscal year beginning October 1, 2014, and ending September 30, 2015. Of this amount, \$100,000 shall be used for provision of educational opportunities to registered child care home providers in order to improve services and programs offered by this category of providers and to increase the number of providers. The department may contract with institutions of higher education or child care resource and referral centers to provide the educational opportunities. Allowable administrative costs under the contracts shall not exceed 5 percent. The

application for a grant shall not exceed two pages in length.

7. For distribution to counties and regions through the property tax relief fund for mental health and disability services as provided in an appropriation made for this purpose:

..... \$ 2,447,026

8. For child and family services:

..... \$ 16,042,215

9. For child abuse prevention grants:

..... \$ 62,500

10. For pregnancy prevention grants on the condition that family planning services are funded:

..... \$ 965,034

Pregnancy prevention grants shall be awarded to programs in existence on or before July 1, 2014, if the programs have demonstrated positive outcomes. Grants shall be awarded to pregnancy prevention programs which are developed after July 1, 2014, if the programs are based on existing models that have demonstrated positive outcomes. Grants shall comply with the requirements provided in 1997 Iowa Acts, chapter 208, section 14, subsections 1 and 2, including the requirement that grant programs must emphasize sexual abstinence. Priority in the awarding of grants shall be given to programs that serve areas of the state which demonstrate the highest percentage of unplanned pregnancies of females of childbearing age within the geographic area to be served by the grant.

11. For technology needs and other resources necessary to meet federal welfare reform reporting, tracking, and case management requirements:

..... \$ 518,593

The department shall transfer TANF block grant funding appropriated and allocated in this subsection to the child care and development block grant appropriation in accordance with federal law as necessary to comply with the provisions of this subsection.

12. For the family investment program share of the costs to continue to develop and maintain a new, integrated eligibility determination system:

..... \$ 2,525,226

13. a. Notwithstanding any provision to the contrary, including but not limited to requirements in section 8.41 or provisions in 2013 or 2014 Iowa Acts regarding the receipt and appropriation of federal block grants, federal funds from the temporary assistance for needy families block grant received by the state not otherwise appropriated in this section and remaining available for the fiscal year beginning July 1, 2014, are appropriated to the department of human services to the extent as may be necessary to be used in the following priority order: the family investment program, for state child care assistance program payments for individuals enrolled in the family investment program who are employed, and for the family investment program share of costs to develop and maintain a new, integrated eligibility determination system. The federal funds appropriated in this paragraph "a" shall be expended only after all other funds appropriated in subsection 1 for the assistance under the family investment program, in subsection 6 for child care assistance, or in subsection 12 for the family investment program share of the costs to continue to develop and maintain a new, integrated eligibility determination system, as applicable, have been expended.

b. The department shall, on a quarterly basis, advise the legislative services agency and department of management of the amount of funds appropriated in this subsection that was expended in the prior quarter.

14. Of the amounts appropriated in this section, \$6,481,004 for the fiscal year beginning July 1, 2014, is transferred to the appropriation of the federal social services

block grant made to the department of human services for that fiscal year.

15. For continuation of the program providing categorical eligibility for the food assistance program as specified for the program in the section of this division relating to the family investment program account:

..... \$ 12,500

16. The department may transfer funds allocated in this section to the appropriations made in this division of this Act for the same fiscal year for general administration and field operations for resources necessary to implement and operate the services referred to in this section and those funded in the appropriation made in this division of this Act for the same fiscal year for the family investment program from the general fund of the state.

Sec. 137. FAMILY INVESTMENT PROGRAM ACCOUNT.

1. Moneys credited to the family investment program (FIP) account for the fiscal year beginning July 1, 2014, and ending June 30, 2015, shall be used to provide assistance in accordance with chapter 239B.

2. The department may use a portion of the moneys credited to the FIP account under this section as necessary for salaries, support, maintenance, and miscellaneous purposes.

3. The department may transfer funds allocated in this section to the appropriations made in this division of this Act for the same fiscal year for general administration and field operations for resources necessary to implement and operate the services referred to in this section and those funded in the appropriation made in this division of this Act for the same fiscal year for the family investment program from the general fund of the state.

4. Moneys appropriated in this division of this Act and credited to the FIP account for the fiscal year beginning July 1, 2014, and ending June 30, 2015, are allocated as follows:

a. To be retained by the department of human services to be used for coordinating with the department of human rights to more effectively serve participants in FIP and other shared clients and to meet federal reporting requirements under the federal temporary assistance for needy families block grant:

..... \$ 10,000

b. To the department of human rights for staffing, administration, and implementation of the family development and self-sufficiency grant program in accordance with section 216A.107:

..... \$ 3,021,417

(1) Of the funds allocated for the family development and self-sufficiency grant program in this lettered paragraph, not more than 5 percent of the funds shall be used for the administration of the grant program.

(2) The department of human rights may continue to implement the family development and self-sufficiency grant program statewide during fiscal year 2014-2015.

c. For the diversion subaccount of the FIP account:

..... \$ 849,200

A portion of the moneys allocated for the subaccount may be used for field operations, salaries, data management system development, and implementation costs and support deemed necessary by the director of human services in order to administer the FIP diversion program. To the extent moneys allocated in this lettered paragraph are not deemed by the department to be necessary to support diversion activities, such moneys may be used for other efforts intended to increase engagement by family investment program participants in work, education, or training activities.

d. For the food assistance employment and training program:

..... \$ 33,294

(1) The department shall apply the federal supplemental nutrition assistance program (SNAP) employment and training state plan in order to maximize to the fullest extent permitted by federal law the use of the 50 percent federal reimbursement provisions for the claiming of allowable federal reimbursement funds from the United States department of agriculture pursuant to the federal SNAP employment and training program for providing education, employment, and training services for eligible food assistance program participants, including but not limited to related dependent care and transportation expenses.

(2) The department shall continue the categorical federal food assistance program eligibility at 160 percent of the federal poverty level and continue to eliminate the asset test from eligibility requirements, consistent with federal food assistance program requirements. The department shall include as many food assistance households as is allowed by federal law. The eligibility provisions shall conform to all federal requirements including requirements addressing individuals who are incarcerated or otherwise ineligible.

e. For the JOBS program:

..... \$ 9,845,408

5. Of the child support collections assigned under FIP, an amount equal to the federal share of support collections shall be credited to the child support recovery appropriation made in this division of this Act. Of the remainder of the assigned child support collections received by the child support recovery unit, a portion shall be credited to the FIP account, a portion may be used to increase recoveries, and a portion may be used to sustain cash flow in the child support payments account. If as a consequence of the appropriations and allocations made in this section the resulting amounts are insufficient to sustain cash assistance payments and meet federal maintenance of effort requirements, the department shall seek supplemental funding. If child support collections assigned under FIP are greater than estimated or are otherwise determined not to be required for maintenance of effort, the state share of either amount may be transferred to or retained in the child support payment account.

6. The department may adopt emergency rules for the family investment, JOBS, food assistance, and medical assistance programs if necessary to comply with federal requirements.

Sec. 138. FAMILY INVESTMENT PROGRAM GENERAL FUND. There is appropriated from the general fund of the state to the department of human services for the fiscal year beginning July 1, 2014, and ending June 30, 2015, the following amount, or so much thereof as is necessary, to be used for the purpose designated:

To be credited to the family investment program (FIP) account and used for family investment program assistance under chapter 239B:

..... \$ 24,218,607

1. Of the funds appropriated in this section, \$3,912,189 is allocated for the JOBS program.

2. Of the funds appropriated in this section, \$1,581,927 is allocated for the family development and self-sufficiency grant program.

3. Notwithstanding section 8.39, for the fiscal year beginning July 1, 2014, if necessary to meet federal maintenance of effort requirements or to transfer federal temporary assistance for needy families block grant funding to be used for purposes of the federal social services block grant or to meet cash flow needs resulting from delays in receiving federal funding or to implement, in accordance with this division of this Act, activities currently funded with juvenile court services, county, or community moneys and state moneys used in combination with such moneys, the department of human services may transfer funds within or between any of the appropriations made

in this division of this Act and appropriations in law for the federal social services block grant to the department for the following purposes, provided that the combined amount of state and federal temporary assistance for needy families block grant funding for each appropriation remains the same before and after the transfer:

- a. For the family investment program.
- b. For child care assistance.
- c. For child and family services.
- d. For field operations.
- e. For general administration.
- f. For distribution to counties or regions for services to persons with mental illness or an intellectual disability.

This subsection shall not be construed to prohibit the use of existing state transfer authority for other purposes. The department shall report any transfers made pursuant to this subsection to the legislative services agency.

4. Of the funds appropriated in this section, \$97,839 shall be used for continuation of a grant to an Iowa-based nonprofit organization with a history of providing tax preparation assistance to low-income Iowans in order to expand the usage of the earned income tax credit. The purpose of the grant is to supply this assistance to underserved areas of the state.

5. Of the funds appropriated in this section, \$20,000 shall be used for the continuation of an unfunded pilot project, as defined in 441 IAC 100.1, relating to parental obligations, in which the child support recovery unit participates, to support the efforts of a nonprofit organization committed to strengthening the community through youth development, healthy living, and social responsibility in a county with a population over 350,000. The funds allocated in this subsection shall be used by the recipient organization to develop a larger community effort, through public and private partnerships, to support a broad-based fatherhood initiative that promotes payment of child support obligations, improved family relationships, and full-time employment.

6. The department may transfer funds appropriated in this section to the appropriations made in this division of this Act for general administration and field operations as necessary to administer this section and the overall family investment program.

Sec. 139. CHILD SUPPORT RECOVERY. There is appropriated from the general fund of the state to the department of human services for the fiscal year beginning July 1, 2014, and ending June 30, 2015, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For child support recovery, including salaries, support, maintenance, and miscellaneous purposes, and for not more than the following full-time equivalent positions:

..... \$ 7,086,885
 FTEs 464.00

1. The department shall expend up to \$12,165, including federal financial participation, for the fiscal year beginning July 1, 2014, for a child support public awareness campaign. The department and the office of the attorney general shall cooperate in continuation of the campaign. The public awareness campaign shall emphasize, through a variety of media activities, the importance of maximum involvement of both parents in the lives of their children as well as the importance of payment of child support obligations.

2. Federal access and visitation grant moneys shall be issued directly to private not-for-profit agencies that provide services designed to increase compliance with the child access provisions of court orders, including but not limited to neutral visitation sites and mediation services.

3. The appropriation made to the department for child support recovery may be used throughout the fiscal year in the manner necessary for purposes of cash flow management, and for cash flow management purposes the department may temporarily draw more than the amount appropriated, provided the amount appropriated is not exceeded at the close of the fiscal year.

4. With the exception of the funding amount specified, the requirements established under 2001 Iowa Acts, chapter 191, section 3, subsection 5, paragraph “c”, subparagraph (3), shall be applicable to parental obligation pilot projects for the fiscal year beginning July 1, 2014, and ending June 30, 2015. Notwithstanding 441 IAC 100.8, providing for termination of rules relating to the pilot projects, the rules shall remain in effect until June 30, 2015.

Sec. 140. HEALTH CARE TRUST FUND — MEDICAL ASSISTANCE — FY 2013-2014. Any funds remaining in the health care trust fund created in section 453A.35A for the fiscal year beginning July 1, 2014, and ending June 30, 2015, are appropriated to the department of human services to supplement the medical assistance program appropriations made in this division of this Act, for medical assistance reimbursement and associated costs, including program administration and costs associated with program implementation.

Sec. 141. MEDICAID FRAUD FUND — MEDICAL ASSISTANCE — FY 2014-2015. Any funds remaining in the Medicaid fraud fund created in section 249A.7 for the fiscal year beginning July 1, 2014, and ending June 30, 2015, are appropriated to the department of human services to supplement the medical assistance appropriations made in this division of this Act, for medical assistance reimbursement and associated costs, including program administration and costs associated with program implementation.

Sec. 142. MEDICAL ASSISTANCE. There is appropriated from the general fund of the state to the department of human services for the fiscal year beginning July 1, 2014, and ending June 30, 2015, the following amount, or so much thereof as is necessary, to be used for the purpose designated:

For medical assistance program reimbursement and associated costs as specifically provided in the reimbursement methodologies in effect on June 30, 2014, except as otherwise expressly authorized by law, consistent with options under federal law and regulations, and contingent upon receipt of approval from the office of the governor of reimbursement for each abortion performed under the program:

..... \$ 1,143,810,311

1. a. Iowans support reducing the number of abortions performed in our state. For an abortion covered under the program, except in the case of a medical emergency, as defined in section 135L.1, for any woman, the physician shall certify both of the following:

(1) That the woman has been given the opportunity to view an ultrasound image of the fetus as part of the standard of care before an abortion is performed.

(2) That the woman has been provided information regarding the options relative to a pregnancy, including continuing the pregnancy to term and retaining parental rights following the child’s birth, continuing the pregnancy to term and placing the child for adoption, and terminating the pregnancy.

b. Funds appropriated under this section shall not be used for abortions, unless otherwise authorized under this section.

c. The provisions of this section relating to abortions shall also apply to the Iowa health and wellness plan created pursuant to chapter 249N, as enacted in this Act.

2. The department shall utilize not more than \$60,000 of the funds appropriated in this section to continue the AIDS/HIV health insurance premium payment program as established in 1992 Iowa Acts, Second Extraordinary Session, chapter 1001, section

409, subsection 6. Of the funds allocated in this subsection, not more than \$5,000 may be expended for administrative purposes.

3. Of the funds appropriated in this Act to the department of public health for addictive disorders, \$950,000 for the fiscal year beginning July 1, 2014, is transferred to the department of human services for an integrated substance-related disorder managed care system. The department shall not assume management of the substance-related disorder system in place of the managed care contractor unless such a change in approach is specifically authorized in law. The departments of human services and public health shall work together to maintain the level of mental health and substance-related disorder treatment services provided by the managed care contractor through the Iowa plan for behavioral health. Each department shall take the steps necessary to continue the federal waivers as necessary to maintain the level of services.

4. a. The department shall aggressively pursue options for providing medical assistance or other assistance to individuals with special needs who become ineligible to continue receiving services under the early and periodic screening, diagnostic, and treatment program under the medical assistance program due to becoming 21 years of age who have been approved for additional assistance through the department's exception to policy provisions, but who have health care needs in excess of the funding available through the exception to policy provisions.

b. Of the funds appropriated in this section, \$100,000 shall be used for participation in one or more pilot projects operated by a private provider to allow the individual or individuals to receive service in the community in accordance with principles established in *Olmstead v. L.C.*, 527 U.S. 581 (1999), for the purpose of providing medical assistance or other assistance to individuals with special needs who become ineligible to continue receiving services under the early and periodic screening, diagnostic, and treatment program under the medical assistance program due to becoming 21 years of age who have been approved for additional assistance through the department's exception to policy provisions, but who have health care needs in excess of the funding available through the exception to the policy provisions.

5. Of the funds appropriated in this section, up to \$3,050,082 may be transferred to the field operations or general administration appropriations in this division of this Act for operational costs associated with Part D of the federal Medicare Prescription Drug Improvement and Modernization Act of 2003, Pub. L. No. 108-173.

6. Of the funds appropriated in this section, up to \$442,100 may be transferred to the appropriation in this division of this Act for medical contracts to be used for clinical assessment services and prior authorization of services.

7. A portion of the funds appropriated in this section may be transferred to the appropriations in this division of this Act for general administration, medical contracts, the children's health insurance program, or field operations to be used for the state match cost to comply with the payment error rate measurement (PERM) program for both the medical assistance and children's health insurance programs as developed by the centers for Medicare and Medicaid services of the United States department of health and human services to comply with the federal Improper Payments Information Act of 2002, Pub. L. No. 107-300.

8. It is the intent of the general assembly that the department continue to implement the recommendations of the assuring better child health and development initiative II (ABCDII) clinical panel to the Iowa early and periodic screening, diagnostic, and treatment services healthy mental development collaborative board regarding changes to billing procedures, codes, and eligible service providers.

9. Of the funds appropriated in this section, a sufficient amount is allocated to supplement the incomes of residents of nursing facilities, intermediate care facilities for persons with mental illness, and intermediate care facilities for persons with an

intellectual disability, with incomes of less than \$50 in the amount necessary for the residents to receive a personal needs allowance of \$50 per month pursuant to section 249A.30A.

10. Of the funds appropriated in this section, the following amounts are transferred to the appropriations made in this division of this Act for the state mental health institutes:

- a. Cherokee mental health institute \$ 9,098,425
- b. Clarinda mental health institute \$ 1,977,305
- c. Independence mental health institute \$ 9,045,894
- d. Mount Pleasant mental health institute\$ 5,752,587

11. a. Of the funds appropriated in this section, \$7,969,074 is allocated for the state match for a disproportionate share hospital payment of \$19,133,430 to hospitals that meet both of the conditions specified in subparagraphs (1) and (2). In addition, the hospitals that meet the conditions specified shall either certify public expenditures or transfer to the medical assistance program an amount equal to provide the nonfederal share for a disproportionate share hospital payment of \$7,500,000. The hospitals that meet the conditions specified shall receive and retain 100 percent of the total disproportionate share hospital payment of \$26,633,430.

(1) The hospital qualifies for disproportionate share and graduate medical education payments.

(2) The hospital is an Iowa state-owned hospital with more than 500 beds and eight or more distinct residency specialty or subspecialty programs recognized by the American college of graduate medical education.

b. Distribution of the disproportionate share payments shall be made on a monthly basis. The total amount of disproportionate share payments including graduate medical education, enhanced disproportionate share, and Iowa state-owned teaching hospital payments shall not exceed the amount of the state’s allotment under Pub. L. No. 102-234. In addition, the total amount of all disproportionate share payments shall not exceed the hospital-specific disproportionate share limits under Pub. L. No. 103-66.

12. The university of Iowa hospitals and clinics shall either certify public expenditures or transfer to the appropriations made in this division of this Act for medical assistance an amount equal to provide the nonfederal share for increased medical assistance payments for inpatient and outpatient hospital services of \$9,900,000. The university of Iowa hospitals and clinics shall receive and retain 100 percent of the total increase in medical assistance payments.

13. One hundred percent of the nonfederal share of payments to area education agencies that are medical assistance providers for medical assistance-covered services provided to medical assistance-covered children, shall be made from the appropriation made in this section.

14. Any new or renewed contract entered into by the department with a third party to administer behavioral health services under the medical assistance program shall provide that any interest earned on payments from the state during the state fiscal year shall be remitted to the department and treated as recoveries to offset the costs of the medical assistance program.

15. The department shall continue to implement the provisions in 2007 Iowa Acts, chapter 218, section 124 and section 126, as amended by 2008 Iowa Acts, chapter 1188, section 55, relating to eligibility for certain persons with disabilities under the medical assistance program in accordance with the federal Family Opportunity Act.

16. A portion of the funds appropriated in this section may be transferred to the appropriation in this division of this Act for medical contracts to be used for administrative activities associated with the money follows the person demonstration project.

17. Of the funds appropriated in this section, \$349,011 shall be used for the administration of the health insurance premium payment program, including salaries, support, maintenance, and miscellaneous purposes.

18. a. The department shall continue to implement the cost containment strategies for the medical assistance program in the fiscal year beginning July 1, 2014, that were recommended by the governor for the fiscal year beginning July 1, 2013, as specified in this Act and may adopt emergency rules for such implementation.

b. The department may increase the amounts allocated for salaries, support, maintenance, and miscellaneous purposes associated with the medical assistance program, as necessary, to implement the cost containment strategies. The department shall report any such increase to the legislative services agency and the department of management.

c. If the savings to the medical assistance program exceed the cost for the fiscal year beginning July 1, 2014, the department may transfer any savings generated for the fiscal year due to medical assistance program cost containment efforts to the appropriation made in this division of this Act for medical contracts or general administration to defray the increased contract costs associated with implementing such efforts.

d. The department shall report the implementation of any cost containment strategies under this subsection to the individuals specified in this division of this Act for submission of reports on a quarterly basis.

19. a. Of the funds appropriated in this section, \$900,000 shall be used to continue implementation of the children's mental health home project proposed by the department of human services and reported to the general assembly's mental health and disability services study committee in December 2011. Of this amount, up to \$50,000 may be transferred by the department to the appropriation made in this division of this Act to the department for the same fiscal year for general administration to be used for associated administrative expenses and for not more than one full-time equivalent position, in addition to those authorized for the same fiscal year, to be assigned to implementing the project.

b. Of the funds appropriated in this section, up to \$400,000 may be transferred by the department to the appropriation made to the department in this division of this Act for the same fiscal year for general administration to continue to support the redesign of mental health and disability services and the state balancing incentive payments program planning and implementation activities. The funds may be used for contracts or for personnel in addition to the amounts appropriated for and the positions authorized for general administration for the same fiscal year.

c. Of the funds appropriated in this section, up to \$3,000,000 may be transferred by the department to the appropriations made to the department in this division of this Act for the same fiscal year for general administration or medical contracts to be used to continue to support the development and implementation of standardized assessment tools for persons with mental illness, an intellectual disability, a developmental disability, or a brain injury.

d. For the fiscal year beginning July 1, 2014, and ending June 30, 2015, the replacement generation tax revenues required to be deposited in the property tax relief fund pursuant to section 437A.8, subsection 4, paragraph "d", and section 437A.15, subsection 3, paragraph "f", shall instead be credited to and supplement the appropriation made in this section and used for the allocations made in this subsection.

20. The department shall continue to administer the state balancing incentive payments program as specified in 2012 Iowa Acts, chapter 1133, section 14.

21. Of the funds appropriated in this section, \$250,000 shall be used for lodging expenses associated with care provided at the university of Iowa hospitals and clinics

for patients with cancer whose travel distance is 30 miles or more and whose income is at or below 200 percent of the federal poverty level as defined by the most recently revised poverty income guidelines published by the United States department of health and human services. The department of human services shall establish the maximum number of overnight stays and the maximum rate reimbursed for overnight lodging, which may be based on the state employee rate established by the department of administrative services. The funds allocated in this subsection shall not be used as nonfederal share matching funds.

Sec. 143. MEDICAL CONTRACTS. There is appropriated from the general fund of the state to the department of human services for the fiscal year beginning July 1, 2013, and ending June 30, 2014, the following amount, or so much thereof as is necessary, to be used for the purpose designated:

For medical contracts:

..... \$ 6,145,785

- 1. The department of inspections and appeals shall provide all state matching funds for survey and certification activities performed by the department of inspections and appeals. The department of human services is solely responsible for distributing the federal matching funds for such activities.
- 2. Of the funds appropriated in this section, \$25,000 shall be used for continuation of home and community-based services waiver quality assurance programs, including the review and streamlining of processes and policies related to oversight and quality management to meet state and federal requirements.
- 3. Of the amount appropriated in this section, up to \$100,000 may be transferred to the appropriation for general administration in this division of this Act to be used for additional full-time equivalent positions in the development of key health initiatives such as cost containment, development and oversight of managed care programs, and development of health strategies targeted toward improved quality and reduced costs in the Medicaid program.
- 4. Of the funds appropriated in this section, \$500,000 shall be used for planning and development, in cooperation with the department of public health, of a phased-in program to provide a dental home for children.
- 5. Of the funds appropriated in this section, \$37,500 shall be used for continued implementation of a uniform cost report.
- 6. Of the funds appropriated in this section, \$1,000,000 shall be used for the autism support program created in chapter 225D, as enacted in this Act.
- 7. Of the funds appropriated in this section, \$49,895 shall be used for continued implementation of an electronic medical records system.

Sec. 144. STATE SUPPLEMENTARY ASSISTANCE.

1. There is appropriated from the general fund of the state to the department of human services for the fiscal year beginning July 1, 2014, and ending June 30, 2015, the following amount, or so much thereof as is necessary, to be used for the purpose designated:

For the state supplementary assistance program:

..... \$ 8,256,087

- 2. The department shall increase the personal needs allowance for residents of residential care facilities by the same percentage and at the same time as federal supplemental security income and federal social security benefits are increased due to a recognized increase in the cost of living. The department may adopt emergency rules to implement this subsection.
- 3. If during the fiscal year beginning July 1, 2014, the department projects that state supplementary assistance expenditures for a calendar year will not meet the federal pass-through requirement specified in Tit. XVI of the federal Social Security Act,

section 1618, as codified in 42 U.S.C. § 1382g, the department may take actions including but not limited to increasing the personal needs allowance for residential care facility residents and making programmatic adjustments or upward adjustments of the residential care facility or in-home health-related care reimbursement rates prescribed in this division of this Act to ensure that federal requirements are met. In addition, the department may make other programmatic and rate adjustments necessary to remain within the amount appropriated in this section while ensuring compliance with federal requirements. The department may adopt emergency rules to implement the provisions of this subsection.

Sec. 145. CHILDREN'S HEALTH INSURANCE PROGRAM.

1. There is appropriated from the general fund of the state to the department of human services for the fiscal year beginning July 1, 2014, and ending June 30, 2015, the following amount, or so much thereof as is necessary, to be used for the purpose designated:

For maintenance of the healthy and well kids in Iowa (hawk-i) program pursuant to chapter 514I, including supplemental dental services, for receipt of federal financial participation under Tit. XXI of the federal Social Security Act, which creates the children's health insurance program:

..... \$ 18,403,051

2. Of the funds appropriated in this section, \$70,725 is allocated for continuation of the contract for outreach with the department of public health.

Sec. 146. CHILD CARE ASSISTANCE. There is appropriated from the general fund of the state to the department of human services for the fiscal year beginning July 1, 2014, and ending June 30, 2015, the following amount, or so much thereof as is necessary, to be used for the purpose designated:

For child care programs:

..... \$ 31,354,897

1. Of the funds appropriated in this section, \$27,377,595 shall be used for state child care assistance in accordance with section 237A.13.

2. Nothing in this section shall be construed or is intended as or shall imply a grant of entitlement for services to persons who are eligible for assistance due to an income level consistent with the waiting list requirements of section 237A.13. Any state obligation to provide services pursuant to this section is limited to the extent of the funds appropriated in this section.

3. Of the funds appropriated in this section, \$216,227 is allocated for the statewide program for child care resource and referral services under section 237A.26. A list of the registered and licensed child care facilities operating in the area served by a child care resource and referral service shall be made available to the families receiving state child care assistance in that area.

4. Of the funds appropriated in this section, \$468,487 is allocated for child care quality improvement initiatives including but not limited to the voluntary quality rating system in accordance with section 237A.30.

5. Of the funds appropriated in this section, \$67,589 shall be used to conduct fingerprint-based national criminal history record checks of home-based child care providers pursuant to section 237A.5, subsection 2, through the United States department of justice, federal bureau of investigation.

6. Of the amount appropriated in this section, up to \$12,500 shall be used to continue to implement a searchable internet-based application as part of the consumer information made available under section 237A.25. The application shall provide a listing of the child care providers in this state that have received a rating under the voluntary quality rating system implemented pursuant to section 237A.30 and information on whether a provider specializes in child care for infants, school-age

children, children with special needs, or other populations or provides any other specialized services to support family needs.

7. Of the funds appropriated in this section, \$3,175,000 shall be credited to the early childhood programs grants account in the early childhood Iowa fund created in section 256I.11. The moneys shall be distributed for funding of community-based early childhood programs targeted to children from birth through five years of age developed by early childhood Iowa areas in accordance with approved community plans as provided in section 256I.8.

8. The department may use any of the funds appropriated in this section as a match to obtain federal funds for use in expanding child care assistance and related programs. For the purpose of expenditures of state and federal child care funding, funds shall be considered obligated at the time expenditures are projected or are allocated to the department’s service areas. Projections shall be based on current and projected caseload growth, current and projected provider rates, staffing requirements for eligibility determination and management of program requirements including data systems management, staffing requirements for administration of the program, contractual and grant obligations and any transfers to other state agencies, and obligations for decategorization or innovation projects.

9. A portion of the state match for the federal child care and development block grant shall be provided as necessary to meet federal matching funds requirements through the state general fund appropriation made for child development grants and other programs for at-risk children in section 279.51.

10. If a uniform reduction ordered by the governor under section 8.31 or other operation of law, transfer, or federal funding reduction reduces the appropriation made in this section for the fiscal year, the percentage reduction in the amount paid out to or on behalf of the families participating in the state child care assistance program shall be equal to or less than the percentage reduction made for any other purpose payable from the appropriation made in this section and the federal funding relating to it. The percentage reduction to the other allocations made in this section shall be the same as the uniform reduction ordered by the governor or the percentage change of the federal funding reduction, as applicable. If there is an unanticipated increase in federal funding provided for state child care assistance, the entire amount of the increase shall be used for state child care assistance payments. If the appropriations made for purposes of the state child care assistance program for the fiscal year are determined to be insufficient, it is the intent of the general assembly to appropriate sufficient funding for the fiscal year in order to avoid establishment of waiting list requirements.

11. Notwithstanding section 8.33, moneys advanced for purposes of the programs developed by early childhood Iowa areas, advanced for purposes of wraparound child care, or received from the federal appropriations made for the purposes of this section that remain unencumbered or unobligated at the close of the fiscal year shall not revert to any fund but shall remain available for expenditure for the purposes designated until the close of the succeeding fiscal year.

Sec. 147. JUVENILE INSTITUTIONS. There is appropriated from the general fund of the state to the department of human services for the fiscal year beginning July 1, 2014, and ending June 30, 2015, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

1. For operation of the Iowa juvenile home at Toledo and for salaries, support, maintenance, and miscellaneous purposes, and for not more than the following full-time equivalent positions:

..... \$ 4,429,678
..... FTEs 114.00

2. For operation of the state training school at Eldora and for salaries, support,

maintenance, and miscellaneous purposes, and for not more than the following full-time equivalent positions:

..... \$ 5,628,485
 FTEs 164.30

Of the funds appropriated in this subsection, \$45,575 shall be used for distribution to licensed classroom teachers at this and other institutions under the control of the department of human services based upon the average student yearly enrollment at each institution as determined by the department.

3. A portion of the moneys appropriated in this section shall be used by the state training school and by the Iowa juvenile home for grants for adolescent pregnancy prevention activities at the institutions in the fiscal year beginning July 1, 2014.

Sec. 148. CHILD AND FAMILY SERVICES.

1. There is appropriated from the general fund of the state to the department of human services for the fiscal year beginning July 1, 2014, and ending June 30, 2015, the following amount, or so much thereof as is necessary, to be used for the purpose designated:

For child and family services:

..... \$ 45,641,960

2. Up to \$2,600,000 of the amount of federal temporary assistance for needy families block grant funding appropriated in this division of this Act for child and family services shall be made available for purposes of juvenile delinquent graduated sanction services.

3. The department may transfer funds appropriated in this section as necessary to pay the nonfederal costs of services reimbursed under the medical assistance program, state child care assistance program, or the family investment program which are provided to children who would otherwise receive services paid under the appropriation in this section. The department may transfer funds appropriated in this section to the appropriations made in this division of this Act for general administration and for field operations for resources necessary to implement and operate the services funded in this section.

4. a. Of the funds appropriated in this section, up to \$16,121,163 is allocated as the statewide expenditure target under section 232.143 for group foster care maintenance and services. If the department projects that such expenditures for the fiscal year will be less than the target amount allocated in this lettered paragraph, the department may reallocate the excess to provide additional funding for shelter care or the child welfare emergency services addressed with the allocation for shelter care.

b. If at any time after September 30, 2014, annualization of a service area's current expenditures indicates a service area is at risk of exceeding its group foster care expenditure target under section 232.143 by more than 5 percent, the department and juvenile court services shall examine all group foster care placements in that service area in order to identify those which might be appropriate for termination. In addition, any aftercare services believed to be needed for the children whose placements may be terminated shall be identified. The department and juvenile court services shall initiate action to set dispositional review hearings for the placements identified. In such a dispositional review hearing, the juvenile court shall determine whether needed aftercare services are available and whether termination of the placement is in the best interest of the child and the community.

5. In accordance with the provisions of section 232.188, the department shall continue the child welfare and juvenile justice funding initiative during fiscal year 2014-2015. Of the funds appropriated in this section, \$858,877 is allocated specifically for expenditure for fiscal year 2014-2015 through the decategorization service funding pools and governance boards established pursuant to section 232.188.

6. A portion of the funds appropriated in this section may be used for emergency family assistance to provide other resources required for a family participating in a family preservation or reunification project or successor project to stay together or to be reunified.

7. Notwithstanding section 234.35 or any other provision of law to the contrary, state funding for shelter care and the child welfare emergency services contracting implemented to provide for or prevent the need for shelter care shall be limited to \$3,808,024.

8. Federal funds received by the state during the fiscal year beginning July 1, 2014, as the result of the expenditure of state funds appropriated during a previous state fiscal year for a service or activity funded under this section are appropriated to the department to be used as additional funding for services and purposes provided for under this section. Notwithstanding section 8.33, moneys received in accordance with this subsection that remain unencumbered or unobligated at the close of the fiscal year shall not revert to any fund but shall remain available for the purposes designated until the close of the succeeding fiscal year.

9. a. Of the funds appropriated in this section, up to \$1,645,000 is allocated for the payment of the expenses of court-ordered services provided to juveniles who are under the supervision of juvenile court services, which expenses are a charge upon the state pursuant to section 232.141, subsection 4. Of the amount allocated in this lettered paragraph, up to \$778,144 shall be made available to provide school-based supervision of children adjudicated under chapter 232, of which not more than \$7,500 may be used for the purpose of training. A portion of the cost of each school-based liaison officer shall be paid by the school district or other funding source as approved by the chief juvenile court officer.

b. Of the funds appropriated in this section, up to \$374,493 is allocated for the payment of the expenses of court-ordered services provided to children who are under the supervision of the department, which expenses are a charge upon the state pursuant to section 232.141, subsection 4.

c. Notwithstanding section 232.141 or any other provision of law to the contrary, the amounts allocated in this subsection shall be distributed to the judicial districts as determined by the state court administrator and to the department's service areas as determined by the administrator of the department's division of child and family services. The state court administrator and the division administrator shall make the determination of the distribution amounts on or before June 15, 2014.

d. Notwithstanding chapter 232 or any other provision of law to the contrary, a district or juvenile court shall not order any service which is a charge upon the state pursuant to section 232.141 if there are insufficient court-ordered services funds available in the district court or departmental service area distribution amounts to pay for the service. The chief juvenile court officer and the departmental service area manager shall encourage use of the funds allocated in this subsection such that there are sufficient funds to pay for all court-related services during the entire year. The chief juvenile court officers and departmental service area managers shall attempt to anticipate potential surpluses and shortfalls in the distribution amounts and shall cooperatively request the state court administrator or division administrator to transfer funds between the judicial districts' or departmental service areas' distribution amounts as prudent.

e. Notwithstanding any provision of law to the contrary, a district or juvenile court shall not order a county to pay for any service provided to a juvenile pursuant to an order entered under chapter 232 which is a charge upon the state under section 232.141, subsection 4.

f. Of the funds allocated in this subsection, not more than \$41,500 may be used by

the judicial branch for administration of the requirements under this subsection.

g. Of the funds allocated in this subsection, \$8,500 shall be used by the department of human services to support the interstate commission for juveniles in accordance with the interstate compact for juveniles as provided in section 232.173.

10. Of the funds appropriated in this section, \$4,026,613 is allocated for juvenile delinquent graduated sanctions services. Any state funds saved as a result of efforts by juvenile court services to earn federal Tit. IV-E match for juvenile court services administration may be used for the juvenile delinquent graduated sanctions services.

11. Of the funds appropriated in this section, \$804,143 is transferred to the department of public health to be used for the child protection center grant program in accordance with section 135.118. The grant amounts under the program shall be equalized so that each center receives a uniform amount of at least \$122,500.

12. If the department receives federal approval to implement a waiver under Tit. IV-E of the federal Social Security Act to enable providers to serve children who remain in the children's families and communities, for purposes of eligibility under the medical assistance program through 25 years of age, children who participate in the waiver shall be considered to be placed in foster care.

13. Of the funds appropriated in this section, \$1,628,490 is allocated for the preparation for adult living program pursuant to section 234.46.

14. Of the funds appropriated in this section, \$260,075 shall be used for juvenile drug courts. The amount allocated in this subsection shall be distributed as follows:

To the judicial branch for salaries to assist with the operation of juvenile drug court programs operated in the following jurisdictions:

a. Marshall county:	..... \$	31,354
b. Woodbury county:	..... \$	62,841
c. Polk county:	..... \$	97,946
d. The third judicial district:	..... \$	33,967
e. The eighth judicial district:	..... \$	33,967

15. Of the funds appropriated in this section, \$113,669 shall be used for the public purpose of continuing a grant to a nonprofit human services organization providing services to individuals and families in multiple locations in southwest Iowa and Nebraska for support of a project providing immediate, sensitive support and forensic interviews, medical exams, needs assessments, and referrals for victims of child abuse and their nonoffending family members.

16. Of the funds appropriated in this section, \$100,295 is allocated for the foster care youth council approach of providing a support network to children placed in foster care.

17. Of the funds appropriated in this section, \$101,000 is allocated for use pursuant to section 235A.1 for continuation of the initiative to address child sexual abuse implemented pursuant to 2007 Iowa Acts, chapter 218, section 18, subsection 21.

18. Of the funds appropriated in this section, \$315,120 is allocated for the community partnership for child protection sites.

19. Of the funds appropriated in this section, \$185,625 is allocated for the department's minority youth and family projects under the redesign of the child welfare system.

20. Of the funds appropriated in this section, \$718,298 is allocated for funding of the community circle of care collaboration for children and youth in northeast Iowa.

21. Of the funds appropriated in this section, at least \$73,579 shall be used for the

child welfare training academy.

22. Of the funds appropriated in this section, \$12,500 shall be used for the public purpose of continuation of a grant to a child welfare services provider headquartered in a county with a population between 205,000 and 215,000 in the latest certified federal census that provides multiple services including but not limited to a psychiatric medical institution for children, shelter, residential treatment, after school programs, school-based programming, and an Asperger's syndrome program, to be used for support services for children with autism spectrum disorder and their families.

23. Of the funds appropriated in this section, \$12,500 shall be used for the public purpose of continuing a grant to a hospital-based provider headquartered in a county with a population between 90,000 and 95,000 in the latest certified federal census that provides multiple services including but not limited to diagnostic, therapeutic, and behavioral services to individuals with autism spectrum disorder across the lifespan. The grant recipient shall utilize the funds to continue the pilot project to determine the necessary support services for children with autism spectrum disorder and their families to be included in the children's disabilities services system. The grant recipient shall submit findings and recommendations based upon the results of the pilot project to the individuals specified in this division of this Act for submission of reports by December 31, 2014.

24. Of the funds appropriated in this section, \$163,974 shall be used for continuation of the central Iowa system of care program grant through June 30, 2015.

25. Of the funds appropriated in this section, \$80,000 shall be used for the public purpose of the continuation of a system of care grant implemented in Cerro Gordo and Linn counties.

26. Of the funds appropriated in this section, at least \$12,500 shall be used to continue and to expand the foster care respite pilot program in which postsecondary students in social work and other human services-related programs receive experience by assisting family foster care providers with respite and other support.

Sec. 149. ADOPTION SUBSIDY.

1. There is appropriated from the general fund of the state to the department of human services for the fiscal year beginning July 1, 2014, and ending June 30, 2015, the following amount, or so much thereof as is necessary, to be used for the purpose designated:

For adoption subsidy payments and services:

..... \$ 20,364,641

2. The department may transfer funds appropriated in this section to the appropriation made in this division of this Act for general administration for costs paid from the appropriation relating to adoption subsidy.

3. Federal funds received by the state during the fiscal year beginning July 1, 2014, as the result of the expenditure of state funds during a previous state fiscal year for a service or activity funded under this section are appropriated to the department to be used as additional funding for the services and activities funded under this section. Notwithstanding section 8.33, moneys received in accordance with this subsection that remain unencumbered or unobligated at the close of the fiscal year shall not revert to any fund but shall remain available for expenditure for the purposes designated until the close of the succeeding fiscal year.

Sec. 150. JUVENILE DETENTION HOME FUND. Moneys deposited in the juvenile detention home fund created in section 232.142 during the fiscal year beginning July 1, 2014, and ending June 30, 2015, are appropriated to the department of human services for the fiscal year beginning July 1, 2014, and ending June 30, 2015, for distribution of an amount equal to a percentage of the costs of the establishment, improvement, operation, and maintenance of county or multicounty juvenile detention homes in the

fiscal year beginning July 1, 2013. Moneys appropriated for distribution in accordance with this section shall be allocated among eligible detention homes, prorated on the basis of an eligible detention home's proportion of the costs of all eligible detention homes in the fiscal year beginning July 1, 2013. The percentage figure shall be determined by the department based on the amount available for distribution for the fund. Notwithstanding section 232.142, subsection 3, the financial aid payable by the state under that provision for the fiscal year beginning July 1, 2014, shall be limited to the amount appropriated for the purposes of this section.

Sec. 151. FAMILY SUPPORT SUBSIDY PROGRAM.

1. There is appropriated from the general fund of the state to the department of human services for the fiscal year beginning July 1, 2014, and ending June 30, 2015, the following amount, or so much thereof as is necessary, to be used for the purpose designated:

For the family support subsidy program subject to the enrollment restrictions in section 225C.37, subsection 3:

..... \$ 546,478

2. The department shall use at least \$241,750 of the moneys appropriated in this section for the family support center component of the comprehensive family support program under section 225C.47. Not more than \$12,500 of the amount allocated in this subsection shall be used for administrative costs.

3. If at any time during the fiscal year, the amount of funding available for the family support subsidy program is reduced from the amount initially used to establish the figure for the number of family members for whom a subsidy is to be provided at any one time during the fiscal year, notwithstanding section 225C.38, subsection 2, the department shall revise the figure as necessary to conform to the amount of funding available.

Sec. 152. CONNER DECREE. There is appropriated from the general fund of the state to the department of human services for the fiscal year beginning July 1, 2014, and ending June 30, 2015, the following amount, or so much thereof as is necessary, to be used for the purpose designated:

For building community capacity through the coordination and provision of training opportunities in accordance with the consent decree of Conner v. Branstad, No. 4-86-CV-30871(S.D. Iowa, July 14, 1994):

..... \$ 16,811

Sec. 153. MENTAL HEALTH INSTITUTES. There is appropriated from the general fund of the state to the department of human services for the fiscal year beginning July 1, 2014, and ending June 30, 2015, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

1. For the state mental health institute at Cherokee for salaries, support, maintenance, and miscellaneous purposes, and for not more than the following full-time equivalent positions:

..... \$ 2,977,232

..... FTEs 169.20

2. For the state mental health institute at Clarinda for salaries, support, maintenance, and miscellaneous purposes, and for not more than the following full-time equivalent positions:

..... \$ 3,375,934

..... FTEs 86.10

3. For the state mental health institute at Independence for salaries, support, maintenance, and miscellaneous purposes, and for not more than the following full-time equivalent positions:

..... \$ 5,159,389

..... FTEs 233.00

4. For the state mental health institute at Mount Pleasant for salaries, support, maintenance, and miscellaneous purposes, and for not more than the following full-time equivalent positions:

..... \$ 683,343

..... FTEs 97.92

Sec. 154. STATE RESOURCE CENTERS.

1. There is appropriated from the general fund of the state to the department of human services for the fiscal year beginning July 1, 2014, and ending June 30, 2015, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

a. For the state resource center at Glenwood for salaries, support, maintenance, and miscellaneous purposes:

..... \$ 10,137,236

b. For the state resource center at Woodward for salaries, support, maintenance, and miscellaneous purposes:

..... \$ 7,110,232

2. The department may continue to bill for state resource center services utilizing a scope of services approach used for private providers of ICFID services, in a manner which does not shift costs between the medical assistance program, counties, or other sources of funding for the state resource centers.

3. The state resource centers may expand the time-limited assessment and respite services during the fiscal year.

4. If the department's administration and the department of management concur with a finding by a state resource center's superintendent that projected revenues can reasonably be expected to pay the salary and support costs for a new employee position, or that such costs for adding a particular number of new positions for the fiscal year would be less than the overtime costs if new positions would not be added, the superintendent may add the new position or positions. If the vacant positions available to a resource center do not include the position classification desired to be filled, the state resource center's superintendent may reclassify any vacant position as necessary to fill the desired position. The superintendents of the state resource centers may, by mutual agreement, pool vacant positions and position classifications during the course of the fiscal year in order to assist one another in filling necessary positions.

5. If existing capacity limitations are reached in operating units, a waiting list is in effect for a service or a special need for which a payment source or other funding is available for the service or to address the special need, and facilities for the service or to address the special need can be provided within the available payment source or other funding, the superintendent of a state resource center may authorize opening not more than two units or other facilities and begin implementing the service or addressing the special need during fiscal year 2014-2015.

Sec. 155. SEXUALLY VIOLENT PREDATORS.

1. There is appropriated from the general fund of the state to the department of human services for the fiscal year beginning July 1, 2014, and ending June 30, 2015, the following amount, or so much thereof as is necessary, to be used for the purpose designated:

For costs associated with the commitment and treatment of sexually violent predators in the unit located at the state mental health institute at Cherokee, including costs of legal services and other associated costs, including salaries, support, maintenance, and miscellaneous purposes, and for not more than the following full-time equivalent positions:

..... \$ 4,708,485

..... FTEs 124.50

2. Unless specifically prohibited by law, if the amount charged provides for recoupment of at least the entire amount of direct and indirect costs, the department of human services may contract with other states to provide care and treatment of persons placed by the other states at the unit for sexually violent predators at Cherokee. The moneys received under such a contract shall be considered to be repayment receipts and used for the purposes of the appropriation made in this section.

Sec. 156. FIELD OPERATIONS. There is appropriated from the general fund of the state to the department of human services for the fiscal year beginning July 1, 2014, and ending June 30, 2015, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For field operations, including salaries, support, maintenance, and miscellaneous purposes, and for not more than the following full-time equivalent positions:

..... \$ 33,261,194
..... FTEs 1,837.00

1. As a condition of this appropriation, the department shall make every possible effort to fill the entire number of positions authorized by this section and, unless specifically provided otherwise by an applicable collective bargaining agreement, the department is not subject to any approval requirement external to the department to fill a field operations vacancy within the number of full-time equivalent positions authorized by this section. The department shall report on the first of each month to the chairpersons and ranking members of the appropriations committees of the senate and house of representatives, and the persons designated by this Act for submission of reports concerning the status of filling the positions.

2. Priority in filling full-time equivalent positions shall be given to those positions related to child protection services and eligibility determination for low-income families.

Sec. 157. GENERAL ADMINISTRATION. There is appropriated from the general fund of the state to the department of human services for the fiscal year beginning July 1, 2014, and ending June 30, 2015, the following amount, or so much thereof as is necessary, to be used for the purpose designated:

For general administration, including salaries, support, maintenance, and miscellaneous purposes, and for not more than the following full-time equivalent positions:

..... \$ 8,152,386
..... FTEs 309.00

1. Of the funds appropriated in this section, \$31,772 is allocated for the prevention of disabilities policy council established in section 225B.3.

2. The department shall report at least monthly to the legislative services agency concerning the department's operational and program expenditures.

3. Of the funds appropriated in this section, \$66,150 shall be used to continue the contract for the provision of a program to provide technical assistance, support, and consultation to providers of habilitation services and home and community-based services waiver services for adults with disabilities under the medical assistance program.

4. Of the funds appropriated in this section, \$25,000 is transferred to the Iowa finance authority to be used for administrative support of the council on homelessness established in section 16.100A and for the council to fulfill its duties in addressing and reducing homelessness in the state.

5. Of the funds appropriated in this section, \$125,000 is transferred to the department of inspections and appeals to be used to implement a new mental health advocate division in the department in accordance with 2013 Iowa Acts, Senate File

406, if enacted.

Sec. 158. VOLUNTEERS. There is appropriated from the general fund of the state to the department of human services for the fiscal year beginning July 1, 2014, and ending June 30, 2015, the following amount, or so much thereof as is necessary, to be used for the purpose designated:

For development and coordination of volunteer services:

..... \$ 42,330

Sec. 159. MEDICAL ASSISTANCE, STATE SUPPLEMENTARY ASSISTANCE, AND SOCIAL SERVICE PROVIDERS REIMBURSED UNDER THE DEPARTMENT OF HUMAN SERVICES.

1. a. (1) For the fiscal year beginning July 1, 2014, the total state funding amount for the nursing facility budget shall not exceed \$268,712,511.

(2) The department, in cooperation with nursing facility representatives, shall review projections for state funding expenditures for reimbursement of nursing facilities on a quarterly basis and the department shall determine if an adjustment to the medical assistance reimbursement rate is necessary in order to provide reimbursement within the state funding amount for the fiscal year. Notwithstanding 2001 Iowa Acts, chapter 192, section 4, subsection 2, paragraph “c”, and subsection 3, paragraph “a”, subparagraph (2), if the state funding expenditures for the nursing facility budget for the fiscal year are projected to exceed the amount specified in subparagraph (1), the department shall adjust the reimbursement for nursing facilities reimbursed under the case-mix reimbursement system to maintain expenditures of the nursing facility budget within the specified amount for the fiscal year.

(3) For the fiscal year beginning July 1, 2014, special population nursing facilities shall be reimbursed in accordance with the methodology in effect on June 30, 2014.

b. (1) For the fiscal year beginning July 1, 2014, the department shall continue the pharmacy dispensing fee reimbursement at \$10.12 per prescription. The actual dispensing fee shall be determined by a cost of dispensing survey performed by the department and required to be completed by all medical assistance program participating pharmacies every two years beginning in FY 2014-2015.

(2) The department shall utilize an average acquisition cost reimbursement methodology for all drugs covered under the medical assistance program in accordance with 2012 Iowa Acts, chapter 1133, section 33.

c. (1) For the fiscal year beginning July 1, 2014, reimbursement rates for outpatient hospital services shall remain at the rates in effect on June 30, 2014.

(2) For the fiscal year beginning July 1, 2014, reimbursement rates for inpatient hospital services shall remain at the rates in effect on June 30, 2014.

(3) For the fiscal year beginning July 1, 2014, the graduate medical education and disproportionate share hospital fund shall remain at the amount in effect on June 30, 2014, except that the portion of the fund attributable to graduate medical education shall be reduced in an amount that reflects the elimination of graduate medical education payments made to out-of-state hospitals.

(4) In order to ensure the efficient use of limited state funds in procuring health care services for low-income Iowans, funds appropriated in this Act for hospital services shall not be used for activities which would be excluded from a determination of reasonable costs under the federal Medicare program pursuant to 42 U.S.C. § 1395X(v)(1)(N).

d. For the fiscal year beginning July 1, 2014, reimbursement rates for rural health clinics, hospices, and acute mental hospitals shall be increased in accordance with increases under the federal Medicare program or as supported by their Medicare audited costs.

e. For the fiscal year beginning July 1, 2014, independent laboratories and

rehabilitation agencies shall be reimbursed using the same methodology in effect on June 30, 2014.

f. (1) For the fiscal year beginning July 1, 2014, reimbursement rates for home health agencies shall continue to be based on the methodology in effect on June 30, 2014, as adjusted to not exceed the reimbursement for the fiscal year beginning July 1, 2013.

(2) For the fiscal year beginning July 1, 2014, rates for private duty nursing and personal care services under the early and periodic screening, diagnostic, and treatment program benefit shall be calculated based on the methodology in effect on June 30, 2014.

g. For the fiscal year beginning July 1, 2014, federally qualified health centers shall receive cost-based reimbursement for 100 percent of the reasonable costs for the provision of services to recipients of medical assistance.

h. For the fiscal year beginning July 1, 2014, the reimbursement rates for dental services shall remain at the rates in effect on June 30, 2014.

i. (1) For the fiscal year beginning July 1, 2014, state-owned psychiatric medical institutions for children shall receive cost-based reimbursement for 100 percent of the actual and allowable costs for the provision of services to recipients of medical assistance.

(2) For the nonstate-owned psychiatric medical institutions for children, reimbursement rates shall be based on the reimbursement methodology developed by the department as required for federal compliance.

(3) As a condition of participation in the medical assistance program, enrolled providers shall accept the medical assistance reimbursement rate for any covered goods or services provided to recipients of medical assistance who are children under the custody of a psychiatric medical institution for children.

j. For the fiscal year beginning July 1, 2014, unless otherwise specified in this Act, all noninstitutional medical assistance provider reimbursement rates shall remain at the rates in effect on June 30, 2014, except for area education agencies, local education agencies, infant and toddler services providers, home and community-based services providers including consumer-directed attendant care providers under a section 1915(c) or 1915(i) waiver, targeted case management providers, and those providers whose rates are required to be determined pursuant to section 249A.20.

k. Notwithstanding any provision to the contrary, for the fiscal year beginning July 1, 2014, the reimbursement rate for anesthesiologists shall remain at the rate in effect on June 30, 2014.

l. For the fiscal year beginning July 1, 2014, the average reimbursement rate for health care providers eligible for use of the federal Medicare resource-based relative value scale reimbursement methodology under section 249A.20 shall remain at the rate in effect on June 30, 2014; however, this rate shall not exceed the maximum level authorized by the federal government.

m. For the fiscal year beginning July 1, 2014, the reimbursement rate for residential care facilities shall not be less than the minimum payment level as established by the federal government to meet the federally mandated maintenance of effort requirement. The flat reimbursement rate for facilities electing not to file annual cost reports shall not be less than the minimum payment level as established by the federal government to meet the federally mandated maintenance of effort requirement.

n. For the fiscal year beginning July 1, 2014, the reimbursement rates for inpatient mental health services provided at hospitals shall remain at the rates in effect on June 30, 2014, subject to Medicaid program upper payment limit rules; community mental health centers and providers of mental health services to county residents pursuant to a waiver approved under section 225C.7, subsection 3, shall be reimbursed at 100

percent of the reasonable costs for the provision of services to recipients of medical assistance; and psychiatrists shall be reimbursed at the medical assistance program fee for service rate.

o. For the fiscal year beginning July 1, 2014, the reimbursement rate for providers of family planning services that are eligible to receive a 90 percent federal match shall remain at the rates in effect on June 30, 2014.

p. For the fiscal year beginning July 1, 2014, the upper limits on reimbursement rates for providers of home and community-based services waiver services shall be the limits in effect on June 30, 2014.

q. For the fiscal year beginning July 1, 2014, the reimbursement rate for emergency medical service providers shall be the rate in effect on June 30, 2014.

2. For the fiscal year beginning July 1, 2014, the reimbursement rate for providers reimbursed under the in-home-related care program shall not be less than the minimum payment level as established by the federal government to meet the federally mandated maintenance of effort requirement.

3. Unless otherwise directed in this section, when the department's reimbursement methodology for any provider reimbursed in accordance with this section includes an inflation factor, this factor shall not exceed the amount by which the consumer price index for all urban consumers increased during the calendar year ending December 31, 2002.

4. a. For the fiscal year beginning July 1, 2014, the foster family basic daily maintenance rate and the maximum adoption subsidy rate for children ages 0 through 5 years shall be \$16.78, the rate for children ages 6 through 11 years shall be \$17.45, the rate for children ages 12 through 15 years shall be \$19.10, and the rate for children and young adults ages 16 and older shall be \$19.35. For youth ages 18 to 21 who have exited foster care, the preparation for adult living program maintenance rate shall be \$602.70 per month. The maximum payment for adoption subsidy nonrecurring expenses shall be limited to \$500 and the disallowance of additional amounts for court costs and other related legal expenses implemented pursuant to 2010 Iowa Acts, chapter 1031, section 408 shall be continued.

5. For the fiscal year beginning July 1, 2014, the maximum reimbursement rates under the supervised apartment living program and for social services providers under contract shall remain at the rates in effect on June 30, 2014, or the provider's actual and allowable cost plus inflation for each service, whichever is less. However, if a new service or service provider is added after June 30, 2014, the initial reimbursement rate for the service or provider shall be based upon a weighted average of provider rates for similar services.

6. For the fiscal year beginning July 1, 2014, the reimbursement rates for family-centered service providers, family foster care service providers, group foster care service providers, and the resource family recruitment and retention contractor shall remain at the rates in effect on June 30, 2014.

7. The group foster care reimbursement rates paid for placement of children out of state shall be calculated according to the same rate-setting principles as those used for in-state providers, unless the director of human services or the director's designee determines that appropriate care cannot be provided within the state. The payment of the daily rate shall be based on the number of days in the calendar month in which service is provided.

8. a. For the fiscal year beginning July 1, 2014, the reimbursement rate paid for shelter care and the child welfare emergency services implemented to provide or prevent the need for shelter care shall be established by contract.

b. For the fiscal year beginning July 1, 2014, the combined service and maintenance components of the reimbursement rate paid for shelter care services shall be based on

the financial and statistical report submitted to the department. The maximum reimbursement rate shall be \$96.98 per day. The department shall reimburse a shelter care provider at the provider's actual and allowable unit cost, plus inflation, not to exceed the maximum reimbursement rate.

c. Notwithstanding section 232.141, subsection 8, for the fiscal year beginning July 1, 2014, the amount of the statewide average of the actual and allowable rates for reimbursement of juvenile shelter care homes that is utilized for the limitation on recovery of unpaid costs shall remain at the amount in effect for this purpose in the fiscal year beginning July 1, 2013.

9. For the fiscal year beginning July 1, 2013, the department shall calculate reimbursement rates for intermediate care facilities for persons with intellectual disabilities at the 80th percentile. Beginning July 1, 2013, the rate calculation methodology shall utilize the consumer price index inflation factor applicable to the fiscal year beginning July 1, 2013.

10. For the fiscal year beginning July 1, 2014, for child care providers reimbursed under the state child care assistance program, the department shall set provider reimbursement rates based on the rate reimbursement survey completed in December 2004. The department shall set rates in a manner so as to provide incentives for a nonregistered provider to become registered by applying the increase only to registered and licensed providers.

11. The department may adopt emergency rules to implement this section.

Sec. 160. EMERGENCY RULES.

1. If specifically authorized by a provision of this division of this Act for the fiscal year beginning July 1, 2013, the department of human services or the mental health and disability services commission may adopt administrative rules under section 17A.4, subsection 3, and section 17A.5, subsection 2, paragraph "b", to implement the provisions and the rules shall become effective immediately upon filing or on a later effective date specified in the rules, unless the effective date is delayed by the administrative rules review committee. Any rules adopted in accordance with this section shall not take effect before the rules are reviewed by the administrative rules review committee. The delay authority provided to the administrative rules review committee under section 17A.4, subsection 7, and section 17A.8, subsection 9, shall be applicable to a delay imposed under this section, notwithstanding a provision in those sections making them inapplicable to section 17A.5, subsection 2, paragraph "b". Any rules adopted in accordance with the provisions of this section shall also be published as notice of intended action as provided in section 17A.4.

2. If during the fiscal year beginning July 1, 2013, the department of human services is adopting rules in accordance with this section or as otherwise directed or authorized by state law, and the rules will result in an expenditure increase beyond the amount anticipated in the budget process or if the expenditure was not addressed in the budget process for the fiscal year, the department shall notify the persons designated by this division of this Act for submission of reports, the chairpersons and ranking members of the committees on appropriations, and the department of management concerning the rules and the expenditure increase. The notification shall be provided at least 30 calendar days prior to the date notice of the rules is submitted to the administrative rules coordinator and the administrative code editor.

Sec. 161. REPORTS. Any reports or other information required to be compiled and submitted under this Act during the fiscal year beginning July 1, 2013, shall be submitted to the chairpersons and ranking members of the joint appropriations subcommittee on health and human services, the legislative services agency, and the legislative caucus staffs on or before the dates specified for submission of the reports or information.

DIVISION XXXII

HEALTH CARE ACCOUNTS AND FUNDS — FY 2014-2015

Sec. 162. PHARMACEUTICAL SETTLEMENT ACCOUNT. There is appropriated from the pharmaceutical settlement account created in section 249A.33 to the department of human services for the fiscal year beginning July 1, 2014, and ending June 30, 2015, the following amount, or so much thereof as is necessary, to be used for the purpose designated:

Notwithstanding any provision of law to the contrary, to supplement the appropriations made in this Act for medical contracts under the medical assistance program for the fiscal year beginning July 1, 2013, and ending June 30, 2014:

..... \$ 3,325,000

Sec. 163. QUALITY ASSURANCE TRUST FUND — DEPARTMENT OF HUMAN SERVICES. Notwithstanding any provision to the contrary and subject to the availability of funds, there is appropriated from the quality assurance trust fund created in section 249L.4 to the department of human services for the fiscal year beginning July 1, 2014, and ending June 30, 2015, the following amounts, or so much thereof as is necessary, for the purposes designated:

To supplement the appropriation made in this Act from the general fund of the state to the department of human services for medical assistance for the same fiscal year:

..... \$ 28,788,917

Sec. 164. HOSPITAL HEALTH CARE ACCESS TRUST FUND — DEPARTMENT OF HUMAN SERVICES. Notwithstanding any provision to the contrary and subject to the availability of funds, there is appropriated from the hospital health care access trust fund created in section 249M.4 to the department of human services for the fiscal year beginning July 1, 2014, and ending June 30, 2015, the following amounts, or so much thereof as is necessary, for the purposes designated:

To supplement the appropriation made in this Act from the general fund of the state to the department of human services for medical assistance for the same fiscal year:

..... \$ 34,700,000

Sec. 165. MEDICAL ASSISTANCE PROGRAM — NONREVERSION FOR FY 2014-2015. Notwithstanding section 8.33, if moneys appropriated for purposes of the medical assistance program for the fiscal year beginning July 1, 2014, and ending June 30, 2015, from the general fund of the state, the quality assurance trust fund and the hospital health care access trust fund, are in excess of actual expenditures for the medical assistance program and remain unencumbered or unobligated at the close of the fiscal year, the excess moneys shall not revert but shall remain available for expenditure for the purposes of the medical assistance program until the close of the succeeding fiscal year.

DIVISION XXXIII

IOWA HEALTH AND WELLNESS PLAN

Sec. 166. NEW SECTION. 249N.1 Title.

This chapter shall be known and may be cited as the “*Iowa Health and Wellness Plan*”.

Sec. 167. NEW SECTION. 249N.2 Definitions.

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

1. “*Accountable care organization*” means a risk-bearing, integrated health care organization characterized by a payment and care delivery model that ties provider reimbursement to quality metrics and reductions in the total cost of care for an attributed population of patients.

2. “*Affordable Care Act*” means the federal Patient Protection and Affordable Care Act, Pub. L. No. 111-148, as amended by the federal Health Care and Education Reconciliation Act of 2010, Pub. L. No. 111-152.

3. *“Covered benefits”* means covered benefits as specified in section 249N.5.
4. *“Department”* means the department of human services.
5. *“Director”* means the director of human services.
6. *“Eligible individual”* means an individual eligible for medical assistance pursuant to section 249A.3, subsection 1, paragraph “v”.
7. *“Essential health benefits”* means essential health benefits as defined in section 1302 of the Affordable Care Act, that include at least the general categories and the items and services covered within the categories of ambulatory patient services; emergency services; hospitalization; maternity and newborn care; mental health and substance use disorder services, including behavioral health treatment; prescription drugs; rehabilitative and habilitative services and devices; laboratory services; preventive and wellness services and chronic disease management; and pediatric services, including oral and vision care.
8. *“Federal approval”* means approval by the centers for Medicare and Medicaid services of the United States department of health and human services.
9. *“Federal poverty level”* means the most recently revised poverty income guidelines published by the United States department of health and human services.
10. *“Household income”* means household income as determined using the modified adjusted gross income methodology pursuant to section 2002 of the Affordable Care Act.
11. *“Iowa health and wellness plan”* or *“plan”* means the Iowa health and wellness plan established under this chapter.
12. *“Iowa health and wellness plan provider”* means any provider enrolled in the medical assistance program or any participating accountable care organization.
13. *“Iowa health and wellness plan provider network”* means the health care delivery network approved by the department for Iowa health and wellness plan members.
14. *“Medical assistance program”* or *“Medicaid”* means the program paying all or part of the costs of care and services provided to an individual pursuant to chapter 249A and Tit. XIX of the federal Social Security Act.
15. *“Medical home”* means medical home as defined in section 135.157.
16. *“Member”* means an eligible individual who is enrolled in the Iowa health and wellness plan.
17. *“Participating accountable care organization”* means an accountable care organization approved by the department to participate in the Iowa health and wellness plan provider network.
18. *“Preventive care services”* means care that is provided to an individual to promote health, prevent disease, or diagnose disease.
19. *“Primary medical provider”* means the personal provider as defined in section 135.157 chosen by a member or to whom a member is assigned under the Iowa health and wellness plan.
20. *“Value-based reimbursement”* means a payment methodology that links provider reimbursement to improved performance by health care providers by holding health care providers accountable for both the cost and quality of care provided.

Sec. 168. **NEW SECTION. 249N.3 Purpose — establishment of Iowa health and wellness plan — limitation.**

1. The purpose of this chapter is to establish and provide for the administration of an Iowa health and wellness plan to promote all of the following:
 - a. Increased access to health care through a patient-centered, integrated health care system.
 - b. Improved quality health care outcomes.
 - c. Incentives to encourage personal responsibility, cost-conscious utilization of health care, and adoption of preventive practices and healthy behaviors.

d. Health care cost containment and minimization of administrative costs.

2. The Iowa health and wellness plan is established within the medical assistance program and shall be administered by the department. Except as otherwise specified in this chapter, provisions applicable to the medical assistance program pursuant to chapter 249A shall be applicable to the Iowa health and wellness plan.

3. The department may contract with a third-party administrator to provide eligibility determination support, and to administer enrollment, member outreach, and other components of the Iowa health and wellness plan.

4. The provisions of this chapter shall not be construed and are not intended to affect the provision of services to medical assistance program recipients existing on January 1, 2014.

5. *a.* If the methodology for calculating the federal medical assistance percentage for eligible individuals, as provided in 42 U.S.C. § 1396d(y), is modified through federal law or regulation, in a manner that reduces the percentage of federal assistance to the state in a manner inconsistent with 42 U.S.C. § 1396d(y), or if federal law or regulation affecting eligibility or benefits for the Iowa health and wellness plan is modified, the department may implement an alternative plan as specified in the medical assistance state plan or waiver for coverage of the affected population, subject to prior, statutory approval of implementation of the alternative plan.

b. If the methodology for calculating the federal medical assistance percentage for eligible individuals, as provided in 42 U.S.C. § 1396d(y), is modified through federal law or regulation resulting in a reduction of the percentage of federal assistance to the state below ninety percent but not below eighty-five percent, the medical assistance program reimbursement rates for inpatient and outpatient hospital services shall be reduced by a like percentage in the succeeding fiscal year, subject to prior, statutory approval of implementation of the reduction.

Sec. 169. NEW SECTION. 249N.4 Iowa health and wellness plan — eligibility.

1. Except as otherwise provided in this chapter, an individual may participate in the Iowa health and wellness plan if the individual meets all of the following criteria:

a. Is an eligible individual.

b. Meets the citizenship or alienage requirements of the medical assistance program, is a resident of Iowa, and provides a social security number upon application for the plan.

c. Fulfills all other conditions of participation in the Iowa health and wellness plan, including member financial participation pursuant to section 249N.7.

2. An individual who has access to affordable employer-sponsored health care coverage, as defined by rule of the department to align with regulations adopted by the federal internal revenue service under the Affordable Care Act, shall not be eligible for participation in the Iowa health and wellness plan.

3. Each applicant for the Iowa health and wellness plan shall provide to the department all insurance information required by the health insurance premium payment program in accordance with rules adopted by the department.

a. The department may elect to pay the cost of premiums for applicants with access to employer-sponsored health care coverage if the department determines such payment to be cost-effective.

b. Eligibility for the Iowa health and wellness plan is a qualifying event under the federal Health Insurance Portability and Accountability Act of 1996, Pub. L. No. 104-191.

c. If premium payment is provided under this subsection for employer-sponsored health care coverage, the Iowa health and wellness plan shall supplement such coverage as necessary to provide the covered benefits specified under section 249N.5.

4. The department shall implement the Iowa health and wellness plan in a manner that ensures that the Iowa health and wellness plan is the payor of last resort.

5. A member is eligible for coverage effective the first day of the month following the month of application for enrollment.

6. Following initial enrollment, a member is eligible for covered benefits for twelve months, subject to program termination and other limitations otherwise specified in this chapter. The department shall review the member's eligibility on at least an annual basis.

Sec. 170. NEW SECTION. 249N.5 Iowa health and wellness plan — covered benefits — administration.

1. Iowa health and wellness plan members shall receive coverage for benefits as specified in section 249A.3, subsection 1, paragraph “b”.

2. *a.* For members whose household income is at or below one hundred percent of the federal poverty level, the plan shall be administered by the Iowa Medicaid enterprise consistent with program administration applicable to individuals under section 249A.3, subsection 1.

b. For members whose household income is above one hundred percent but not in excess of one hundred thirty-three percent of the federal poverty level, the plan shall be administered through provision of premium assistance for the purchase of the covered benefits through the American health benefits exchange created pursuant to the Affordable Care Act. The department may pay premiums and supplemental cost-sharing subsidies directly to qualified health plans participating in the American health benefits exchange created pursuant to the Affordable Care Act on behalf of the member.

Sec. 171. NEW SECTION. 249N.6 Iowa health and wellness plan provider network.

1. The Iowa health and wellness plan provider network shall include all providers enrolled in the medical assistance program and all participating accountable care organizations. Reimbursement under this chapter shall only be made to such Iowa health and wellness plan providers for covered benefits.

2. *a.* Upon enrollment, a member shall choose a primary medical provider and, to the extent feasible, shall also choose a medical home within the Iowa health and wellness plan provider network.

b. If the member does not choose a primary medical provider or a medical home, the department shall assign the member to a primary medical provider or a medical home in accordance with the Medicaid managed health care, mandatory enrollment provisions specified in rules adopted by the department pursuant to chapter 249A and in accordance with quality data available to the department.

c. The department shall develop a mechanism for primary medical providers, medical homes, and participating accountable care organizations to jointly facilitate member care coordination. The Iowa health and wellness plan shall provide for reimbursement of care coordination services provided under the plan consistent with the reimbursement methodology developed pursuant to section 135.159.

3. *a.* The department shall provide procedures for accountable care organizations that emerge through local markets to participate in the Iowa health and wellness plan provider network. Such accountable care organizations shall incorporate the medical home as defined and specified in chapter 135, division XXII, as a foundation and shall emphasize whole-person orientation and coordination and integration of both clinical services and nonclinical community and social supports that address social determinants of health. A participating accountable care organization shall enter into a contract with the department to ensure the coordination and management of the health of attributed members, to produce quality health care outcomes, and to control

overall cost.

b. The department shall establish by rule in accordance with chapter 17A the qualifications, contracting processes, and contract terms for a participating accountable care organization. The rules shall also establish a methodology for attribution of a member to a participating accountable care organization.

c. A participating accountable care organization contract shall establish accountability based on quality performance and total cost-of-care metrics for the attributed population. In developing quality performance standards the department shall consider those utilized by state accountable care organization models including but not limited to the quality index score and the Medicare shared savings program quality reporting metrics. The payment models shall include but are not limited to risk sharing, including both shared savings and shared costs, between the state and the participating accountable care organization, and bonus payments for improved quality. The contract terms shall require that a participating accountable care organization is subject to shared savings beginning with the initial year of the contract, must have quality metrics in place within three years of the initial year of the contract, and must participate in risk sharing within five years of the initial year of the contract.

4. To the greatest extent possible, members shall have a choice of providers within the Iowa health and wellness plan provider network to facilitate access to locally-based health care providers and services. However, member choice may be limited by the results of attribution under this section and by the participating accountable care organization, with prior approval of the department, if the member's health condition would benefit from limiting the member's choice of an Iowa health and wellness plan provider to ensure coordination of services, or due to overutilization of covered benefits. The participating accountable care organization shall provide thirty days' notice to the member prior to limitation of such choice.

5. a. An Iowa health and wellness plan provider shall be reimbursed for covered benefits under the Iowa health and wellness plan utilizing the same reimbursement methodology as that applicable to individuals eligible for medical assistance under section 249A.3, subsection 1.

b. Notwithstanding paragraph "a", a participating accountable care organization under contract with the department shall be reimbursed utilizing a value-based reimbursement methodology.

6. a. Iowa health and wellness plan providers shall exchange member health information as provided by rule to facilitate coordination and management of members' health, quality health care outcomes, and containment of and reduction in costs.

b. The department shall provide the health care claims data of attributed members to a member's participating accountable care organization on a timeframe established by rule of the department.

Sec. 172. NEW SECTION. 249N.7 Member financial participation.

1. Membership in the Iowa health and wellness plan shall require payment of monthly contributions for members whose household income is at or above fifty percent of the federal poverty level. Members shall be subject to copayment amounts applicable only to nonemergency use of a hospital emergency department. Total member cost-sharing, annually, shall align with the cost-sharing limitations requirements for the American health benefits exchanges under the Affordable Care Act. Contributions and copayment amounts shall be established by rule of the department.

2. Contributions shall be waived for a member during the initial year of membership. If a member completes all required preventive care services and wellness activities as specified by rule of the department during the initial year of membership contributions shall be waived during the subsequent year of membership and each year thereafter until such time as the member fails to complete required preventive care services and

wellness activities specified during the prior annual membership period.

Sec. 173. NEW SECTION. 249N.8 Mental health services reports.

The department shall submit all of the following to the governor and the general assembly:

1. Biennially, a report of the results of a review, by county and region, of mental health services previously funded through taxes levied by counties pursuant to section 331.424A, that are funded during the reporting period under the Iowa health and wellness plan.

2. Annually, a report of the results of a review of the outcomes and effectiveness of mental health services provided under the Iowa health and wellness plan.

Sec. 174. Section 135.157, subsections 4 and 6, Code 2013, are amended to read as follows:

4. *“Medical home”* means a team approach to providing health care that originates in a primary care setting; fosters a partnership among the patient, the personal provider, and other health care professionals, and where appropriate, the patient’s family; utilizes the partnership to access and integrate all medical and nonmedical health-related services across all elements of the health care system and the patient’s community as needed by the patient and the patient’s family to achieve maximum health potential; maintains a centralized, comprehensive record of all health-related services to promote continuity of care; and has all of the characteristics specified in section 135.158.

6. *“Personal provider”* means the patient’s first point of contact in the health care system with a primary care provider who identifies the patient’s health health-related needs and, working with a team of health care professionals and providers of medical and nonmedical health-related services, provides for and coordinates appropriate care to address the health health-related needs identified.

Sec. 175. Section 135.158, subsection 2, paragraphs b, c, and d, Code 2013, are amended to read as follows:

b. A provider-directed team-based medical practice. The personal provider leads a team of individuals at the practice level who collectively take responsibility for the ongoing health-care health-related needs of patients.

c. Whole person orientation. The personal provider is responsible for providing for all of a patient’s health-care health-related needs or taking responsibility for appropriately arranging health-care for health-related services provided by other qualified health care professionals and providers of medical and nonmedical health-related services. This responsibility includes health health-related care at all stages of life including provision of preventive care, acute care, chronic care, preventive services long-term care, transitional care between providers and settings, and end-of-life care. This responsibility includes whole-person care consisting of physical health care including but not limited to oral, vision, and other specialty care, pharmacy management, and behavioral health care.

d. Coordination and integration of care. Care is coordinated and integrated across all elements of the complex health care system and the patient’s community. Care coordination and integration provides linkages to community and social supports to address social determinants of health, to engage and support patients in managing their own health, and to track the progress of these community and social supports in providing whole-person care. Care is facilitated by registries, information technology, health information exchanges, and other means to assure that patients receive the indicated care when and where they need and want the care in a culturally and linguistically appropriate manner.

Sec. 176. Section 135.159, subsections 1, 9, and 11, Code 2013, are amended to read as follows:

1. The department shall administer the medical home system. The department shall collaborate with the department of human services in administering medical homes under the medical assistance program. The department shall adopt rules pursuant to chapter 17A necessary to administer the medical home system, and shall collaborate with the department of human services in adopting rules for medical homes under the medical assistance program.

9. The department shall coordinate the requirements and activities of the medical home system with the requirements and activities of the ~~a~~ dental home ~~for children~~ as described in section 249J.14, and, The department shall recommend financial incentives for dentists and nondental providers to promote oral health care coordination through preventive dental intervention, early identification of oral disease risk, health care coordination and data tracking, treatment, chronic care management, education and training, parental guidance, and oral health promotions for children. Additionally, the department shall establish requirements for the medical home system to provide linkages to accessible dental homes for adults and older individuals.

11. *Implementation phases:*

a. ~~Initial implementation shall require participation in the medical home system of children~~ The department shall collaborate with the department of human services to make medical homes accessible to the greatest extent possible to all of the following no later than January 1, 2015:

(1) Children who are recipients of full benefits under the medical assistance program. ~~The department shall work with the department of human services and shall recommend to the general assembly a reimbursement methodology to compensate providers participating under the medical assistance program for participation in the medical home system.~~

~~b. The department shall work with the department of human services to expand the medical home system to adults~~

(2) Adults who are recipients of full benefits under the medical assistance program and the expansion population under the IowaCare program. ~~The department shall work with pursuant to section 249A.3, subsection 1.~~

(3) Medicare and dually eligible Medicare and medical assistance program recipients, to the extent approved by the centers for Medicare and Medicaid services of the United States department of health and human services to allow Medicare recipients to utilize the medical home system.

~~e. b.~~ The department shall work with the department of administrative services to allow state employees to utilize the medical home system.

~~d. c.~~ The department shall work with insurers and self-insured companies, if requested, to make the medical home system available to individuals with private health care coverage.

~~d.~~ The department shall assist the department of human services in developing a reimbursement methodology to compensate providers participating under the medical assistance program as a medical home.

e. Any integrated care model implemented on or after July 1, 2013, that delivers health care to medical assistance program recipients shall incorporate medical homes as its foundation. The medical home shall act as the catalyst in any such integrated care model to ensure compliance with the purposes, characteristics, and implementation plan requirements specified in section 135.158 and this section, including an emphasis on whole-person orientation and coordination and integration of both clinical services and nonclinical community and social supports that address social determinants of health.

Sec. 177. Section 249A.3, subsection 1, Code 2013, is amended by adding the following new paragraph:

NEW PARAGRAPH. *v.* (1) Beginning January 1, 2014, in accordance with section 1902(a)(10)(A)(i)(VIII) of the federal Social Security Act, as codified in 42 U.S.C. § 1396a(a)(10)(A)(i)(VIII), is an individual who is nineteen years of age or older and under sixty-five years of age; is not pregnant; is not entitled to or enrolled for Medicare benefits under part A, or enrolled for Medicare benefits under part B, of Tit. XVIII of the federal Social Security Act; is not otherwise described in section 1902(a)(10)(A)(i) of the federal Social Security Act; is not exempt pursuant to section 1902(k)(3), as codified in 42 U.S.C. § 1396a(k)(3), and whose income as determined under 1902(e)(14) of the federal Social Security Act, as codified in 42 U.S.C. § 1396a(e)(14), does not exceed one hundred thirty-three percent of the poverty line as defined in section 2110(c)(5) of the federal Social Security Act, as codified in 42 U.S.C. § 1397jj(c)(5) for the applicable family size.

(2) Notwithstanding any provision to the contrary, individuals eligible for medical assistance under this paragraph “v” shall receive coverage for benefits pursuant to 42 U.S.C. § 1396u-7(b)(1)(B); adjusted as necessary to provide the essential health benefits as required pursuant to section 1302 of the federal Patient Protection and Affordable Care Act, Pub. L. No. 111-148; adjusted to provide prescription drugs and dental services consistent with the medical assistance state plan benefits package for individuals otherwise eligible under this subsection; and adjusted to provide habilitation services consistent with the state medical assistance program section 1915(i) waiver.

(3) (a) For individuals whose income as determined under this paragraph “v” is at or below one hundred percent of the federal poverty level, covered benefits under subparagraph (2) shall be administered consistent with program administration under this subsection.

(b) For individuals whose income as determined under this paragraph “v” is above one hundred percent but not in excess of one hundred thirty-three percent of the federal poverty level, covered benefits shall be administered through provision of premium assistance for the purchase of covered benefits through the American health benefits exchange created pursuant to the Affordable Care Act, as defined in section 249N.2.

Sec. 178. Section 249A.3, subsection 2, paragraph a, subparagraph (7), Code 2013, is amended to read as follows:

(7) Individuals who are receiving state supplementary assistance as defined by section 249.1 ~~or other persons whose needs are considered in computing the recipient's assistance grant.~~

Sec. 179. Section 249J.26, subsection 2, Code 2013, is amended to read as follows:

2. This chapter is repealed ~~October~~ December 31, 2013.

Sec. 180. Section 426B.3, as enacted by 2012 Iowa Acts, chapter 1120, section 137, is amended by adding the following new subsection:

NEW SUBSECTION. 5. *a.* For the purposes of this subsection, “*Medicaid offset amount*” means the projected amount for a fiscal year that would have been paid from a county’s services fund for those services for persons eligible under the county’s approved service management plan that would be non-Medicaid services, but due to the persons’ enrollment in the Iowa health and wellness plan established under chapter 249N, those services are instead covered under chapter 249N.

b. For the fiscal year beginning July 1, 2013, and succeeding fiscal years, the department of human services shall calculate a Medicaid offset amount for each county for the fiscal year. The department shall adopt rules in consultation with the county finance committee specifying the information to be used in calculating a Medicaid offset amount. The information shall include but is not limited to identification of specific services and supports that would otherwise be payable by the county for

persons eligible under a county's approved service management plan but are instead paid by the Iowa health and wellness plan. The amount calculated for a county shall be subject to review by the auditor of that county or subject to independent audit. The Medicaid offset amounts calculated by the department for a county for a fiscal year are not official until certified by the director of human services and submitted to the governor and general assembly by October 15 immediately following the end of the fiscal year for which the offset amounts were calculated.

c. The Medicaid offset amounts certified for each county by the director of human services for the fiscal year beginning July 1, 2013, shall be annualized by doubling the amounts. For the fiscal year beginning July 1, 2014, a county shall repay the state from any equalization payment due the county for the fiscal year, eighty percent of the county's annualized Medicaid offset amount for the fiscal year beginning July 1, 2013. To the extent a county's repayment obligation for the fiscal year beginning July 1, 2014, exceeds the amount of any equalization payment due the county for the fiscal year, the county shall, for the following fiscal year, reduce the dollar amount of the county's services fund levy by the amount of the excess.

d. For the fiscal year beginning July 1, 2015, and succeeding fiscal years, a county shall repay the state from any equalization payment due the county for the fiscal year, eighty percent of the county's Medicaid offset amount certified for the previous fiscal year. To the extent a county's repayment obligation for a fiscal year exceeds the amount of any equalization payment due the county for that fiscal year, the county shall, for the following fiscal year, reduce the dollar amount of the county's services fund levy by the amount of the excess.

e. A county's repayment pursuant to this subsection shall be remitted on or before January 1 of the fiscal year in which repayment is due and shall be credited to the property tax relief fund. Moneys credited to the property tax relief fund in accordance with this paragraph are subject to appropriation by the general assembly to support mental health and disability services administered by the regional system.

Sec. 181. MEDICAID OFFSET STUDY. The legislative council is requested to direct a new or existing legislative interim committee to study the provisions for implementing a Medicaid offset amount and repayments under section 426B.3, subsection 5, as enacted by this division of this Act during the 2013 legislative interim. The interim committee shall be directed to consider the potential effects of the repayment provisions on the ability of the mental health and disability service regions to adequately fund the initial core services and additional core services under section 331.397, and to make recommendations to address funding insufficiencies.

Sec. 182. ADVISORY COUNCIL FOR STATE INNOVATION MODELS INITIATIVE.

1. No later than thirty days after the effective date of this division of this Act, the legislative council shall establish a legislative advisory council to guide the development of the design model and implementation plan for the state innovation models initiative grant awarded by the Centers for Medicare and Medicaid of the United States department of health and human services. The legislative advisory council shall consist of members of the general assembly, members of the governor's advisory committee who developed the grant proposal, and representatives of consumers and health care providers, appointed by the legislative council as necessary to ensure that the process is comprehensive and provides ample opportunity for the variety of stakeholders to participate in the process.

2. The legislative advisory council shall provide oversight throughout the development process, shall receive periodic progress reports from the department of human services, and shall make recommendations regarding integrated care models and implementation strategies for the medical assistance program presented by the

department of human services.

3. The department of human services shall develop the integrated care model based on the goals and strategies and model designs included in the state innovation models initiative grant application to improve patient outcomes and satisfaction, while lowering costs, as follows:

a. Goals.

(1) Ensure the coordination of health care delivery for medical assistance program recipients to address the entire spectrum of an individual's physical, behavioral, and mental health needs by targeting at a minimum population health, prevention, health promotion, chronic disease management, disability, and long-term care.

(2) Emphasize whole-person orientation and coordination and integration of both clinical and nonclinical care and supports, to provide individuals with the necessary tools to address determinants of health and to empower individuals to be full participants in their own health. The health care delivery model shall focus on addressing population health through primary and team-based care that incorporates the attributes of a medical home as specified in chapter 135, division XXII.

(3) Ensure accessibility of medical assistance program recipients to an adequate and qualified workforce by most efficiently utilizing the skills of the available workforce.

(4) Incorporate appropriate incentives that focus on quality outcomes and patient satisfaction, to move from volume-based to value-based purchasing.

(5) Provide for alignment of payment methods and quality across health care payers to ensure a unified set of outcomes and to recognize, through reimbursement, all provider participants in the integrated system of care.

b. Strategies and model design.

(1) A strategy to implement a multipayer integrated care model methodology across primary health care payers in the state, by aligning performance measures, utilizing a shared savings or other accountable payment methodology, and integrating an information technology platform to support the integrated care model. The strategy shall ensure statewide adoption of integrated care for the medical assistance population; explore the role of managed care plans and expansion of managed care in the medical assistance program as part of the integrated care model; address the special circumstances of areas of the state that are rural, underserved, or have higher rates of health disparities; and seek the participation of the Medicare population in the integrated care model.

(2) A strategy to incorporate long-term care and behavioral health services for the medical assistance population into the integrated care model, through integration of community health and community prevention activities.

(3) A strategy to address population health and health promotion, by investing in approaches to influence modifiable determinants of health such as access to health care, healthy behaviors, socioeconomic factors, and the physical environment that collectively impact the health of the community. The strategy shall address the underlying, pervasive, and multifaceted socioeconomic impediments that medical assistance recipients face in being full participants in their own health.

(4) A multiphase strategy to implement a statewide integrated care model to maximize access to health care for medical assistance program recipients in all areas of the state. The strategy shall incorporate flexible integrated care model options and accountable payment methodologies for participation by various types of providers including individual providers, safety net providers, and nonprofit and public providers that have long experience in caring for vulnerable populations, into the integrated system.

(5) Implementation of a stakeholder process. In addition to the oversight and input provided by the legislative advisory council, the department shall hold public, local

listening sessions throughout the state, collaborate with consumer groups and provider groups, and partner with other state agencies such as the department on aging and the department of public health to elicit input and feedback on the model design.

(6) Development of a multipayer approach including the medical assistance and children's health insurance programs, private payers, and Medicare.

(7) Oversight of the administration of the model design project.

(8) Engagement of providers beyond the large, integrated health systems to maximize access to all levels of care within an integrated model program by medical assistance recipients.

4. The department shall submit proposed legislation specifying the model design and implementation plan to the advisory council no later than December 15, 2013.

Sec. 183. LEGISLATIVE INTERIM COMMITTEE ON INTEGRATED CARE MODELS.

1. a. A legislative interim committee on integrated care models is created for the 2013 legislative interim. The legislative services agency shall provide staffing assistance to the committee.

b. The interim committee shall include at least ten members of the general assembly and may include members of the public appointed by the legislative council who represent consumers, health care providers, hospitals and health systems, and other entities with interest or expertise related to integrated care models. The interim committee may also include the director of human services, the commissioner of insurance, the director of public health, and the attorney general, or each individual's designee.

2. The interim committee shall do all of the following:

a. Review and make recommendations relating to the formation and operation of integrated care models in the state. The models shall include any care delivery model that integrates providers and incorporates a financial incentive to improve patient health outcomes, improve care, and reduce costs.

b. Review integrated care models created in other states that integrate both clinical services and nonclinical community and social supports utilizing patient-centered medical homes and community care teams as basic components to determine the feasibility of adapting any of these models as a statewide system in Iowa.

c. Recommend the best means of providing care through integrated delivery models throughout the state including to vulnerable populations and how best to incorporate safety net providers, including but not limited to federally qualified health centers, rural health clinics, community mental health centers, public hospitals, and other nonprofit and public providers that have long experience in caring for vulnerable populations, into the integrated system.

d. Review the progress of the development of medical homes as specified in chapter 135, division XXII, in the state and make recommendations for development of a statewide infrastructure of actual and virtual medical homes to act as the foundation for integrated care models.

e. Review opportunities under the federal Patient Protection and Affordable Care Act (Affordable Care Act), Pub. L. No. 111-148, as amended, for the development of integrated care models including the Medicare Shared Savings Program for accountable care organizations, community-based collaborative care networks that include safety net providers, and consumer-operated and oriented plans. The interim committee shall also review existing and proposed integrated care models in the state including commercial models and those developed or proposed under the Affordable Care Act including the Medicare Shared Savings Program and the Pioneer ACO to determine the opportunities for expansion or replication.

f. Address the issues relative to integrated care models including those relating to

consumer protection; payment and financing issues; organizational, management, and governing structures; performance standards; patient attribution or assignment models; health information exchange, data reporting, and infrastructure standards; and regulatory issues.

3. The interim committee shall present a summary of its review and recommendations in a report to the 2014 session of the general assembly.

Sec. 184. MALPRACTICE CERTIFICATE-OF-MERIT AFFIDAVITS STUDY. The legislative council is requested to establish an interim study committee, composed of members of the senate and the house of representatives, to meet during the 2013 interim, to study the submission of certificate-of-merit affidavits by plaintiffs and defendants in malpractice actions and limitations on the number of expert witnesses that may be called by both plaintiffs and defendants involving health care providers. The study committee shall present its conclusions and recommendations in a report to the 2014 session of the general assembly.

Sec. 185. EMERGENCY RULES. The department of human services may adopt administrative rules under section 17A.4, subsection 3, and section 17A.5, subsection 2, paragraph "b", to implement the provisions of this division of this Act and the rules shall become effective immediately upon filing or on a later effective date specified in the rules, unless the effective date is delayed by the administrative rules review committee. Any rules adopted in accordance with this section shall not take effect before the rules are reviewed by the administrative rules review committee. The delay authority provided to the administrative rules review committee under section 17A.4, subsection 7, and section 17A.8, subsection 9, shall be applicable to a delay imposed under this section, notwithstanding a provision in those sections making them inapplicable to section 17A.5, subsection 2, paragraph "b". Any rules adopted in accordance with the provisions of this section shall also be published as notice of intended action as provided in section 17A.4.

Sec. 186. DIRECTIVES TO DEPARTMENT OF HUMAN SERVICES.

1. Upon enactment of this division of this Act, the department of human services shall request federal approval of a medical assistance state plan amendment or section 1115 demonstration waiver, as necessary, to implement this division of this Act effective January 1, 2014. The state plan or waiver shall include a provision specifying that if the methodology for calculating the federal medical assistance percentage for eligible individuals as defined in section 249N.1, as provided in 42 U.S.C. § 1396d(y), is modified through federal law or regulation, in a manner that reduces the percentage of federal assistance to the state in a manner inconsistent with 42 U.S.C. § 1396d(y), or if federal law or regulation affecting eligibility or benefits for the Iowa health and wellness plan is modified, the department of human services shall implement an alternative plan for coverage of the affected population, subject to prior, statutory approval of the implementation.

The state plan or waiver shall also include a provision that if the methodology for calculating the federal medical assistance percentage for eligible individuals, as provided in 42 U.S.C. § 1396d(y), is modified through federal law or regulation resulting in a reduction of the percentage of federal assistance to the state below ninety percent but not below eighty-five percent, the medical assistance program reimbursement rates for inpatient and outpatient hospital services shall be reduced by a like percentage in the succeeding fiscal year, subject to prior, statutory approval of implementation of the reduction.

2. The director of human services shall report at least monthly, and upon request of a chairperson of the joint appropriations subcommittee on health and human services, to the chairpersons and ranking members of the joint appropriations subcommittee on health and human services, the legislative services agency, and the legislative caucus

staffs on the progress of the request for federal approval.

3. The department shall prepare a plan for the transition of expansion population members under chapter 249J to other health care coverage options beginning January 1, 2014. To the greatest extent possible, the plan shall maintain and incorporate the existing medical home and service delivery structure developed under chapter 249J, including the utilization of federally qualified health centers, public hospitals, and other safety net providers, in providing access to care. The department shall submit the plan to the governor and the general assembly no later than September 1, 2013.

4. The provisions in appropriations made in this Act to the medical assistance program relating to abortion shall also apply to the Iowa health and wellness plan created in chapter 249N as enacted in this Act.

Sec. 187. EFFECTIVE UPON ENACTMENT AND CONTINGENT IMPLEMENTATION. This division of this Act, being deemed of immediate importance, takes effect upon enactment. However, the department of human services shall implement the sections of this division of this Act enacting chapter 249N, and section 249A.3, subsection 1, paragraph "v", and amending section 426B.3, effective January 1, 2014, contingent and only upon receipt of federal approval of the state plan amendment or waiver request submitted under this division of this Act.>

ON THE PART OF THE SENATE:

JACK HATCH, CHAIR
JOE BOLKCOM
AMANDA RAGAN

ON THE PART OF THE HOUSE:

DAVE HEATON, CHAIR
MARK COSTELLO
JOEL FRY

SENATE FILE 447

To the President of the Senate and the Speaker of the House of Representatives:

We, the undersigned members of the conference committee appointed to resolve the differences between the Senate and House of Representatives on Senate File 447, a bill for an Act relating to appropriations to the justice system and including effective dates, respectfully make the following report:

1. That the House recedes from its amendment, S-3179.
2. That Senate File 447, as amended, passed, and reprinted by the Senate, is amended to read as follows:

1. Page 1, before line 1 by inserting:

<DIVISION I
FY 2013-2014

APPROPRIATIONS>

2. Page 1, line 22, by striking <8,876,400> and inserting <6,734,400>
3. By striking page 1, line 29, through page 2, line 2.
4. Page 2, line 17, by striking <2,400,000> and inserting <2,180,562>
5. Page 3, line 27, by striking <51,645,396> and inserting <43,107,133>
6. Page 3, by striking lines 28 through 32.
7. Page 4, line 9, by striking <32,183,850> and inserting <32,920,521>
8. Page 4, by striking lines 10 and 11 and inserting:
<It is the intent of the general assembly that the department of corrections maintain and operate the Luster Heights prison camp.>
9. Page 4, line 19, by striking <27,348,450> and inserting <27,127,290>
10. Page 4, line 23, by striking <25,573,157> and inserting <24,811,427>
11. Page 4, line 27, by striking <9,836,698> and inserting <9,671,148>

12. Page 4, line 31, by striking <25,982,680> and inserting <25,241,616>

13. Page 5, line 5, by striking <20,088,953> and inserting <21,604,035>

14. Page 5, line 9, by striking <30,157,258> and inserting <29,865,232>

15. Page 5, line 32, by striking <4,831,582> and inserting <5,081,582>

16. Page 6, line 33, by striking <2,858,109> and inserting <2,608,109>

17. By striking page 6, line 34, through page 7, line 3, and inserting:

<a. The director of the department of corrections may transfer moneys from Iowa prison industries and the canteen operating funds established pursuant to section 904.310, for use in educational programs for inmates.>

18. Page 7, after line 34 by inserting:

<6A. For operations, costs, and miscellaneous purposes:

..... \$ 2,571,309>

19. Page 8, line 30, by striking <11,099,457> and inserting <10,870,425>

20. Page 9, line 1, by striking <5,552,458> and inserting <5,459,309>

21. Page 9, line 5, by striking <20,367,463> and inserting <19,375,428>

22. Page 9, line 8, by striking <16,461,170> and inserting <14,638,537>

23. Page 10, by striking lines 11 through 13 and inserting <notice to the legislative services agency, the department of corrections shall>

Page 10, after line 35 by inserting:

<3. The department of corrections, in cooperation with the attorney general's office, shall submit a report to the co-chairpersons and ranking members of the joint appropriations subcommittee on the justice system, and the legislative agency, by January 15, 2014. The report shall detail the results of the central pharmacy pilot project that utilizes the Iowa prescription drug corporation's voucher program for indigent offenders. The report shall include but is not limited to the number of offenders annually served by the pilot project, funding sources, and the recidivism rates of offenders in the pilot project.>

25. Page 14, line 6, by striking <33.40> and inserting <37.40>

26. Page 14, line 7, before <The> by inserting <a.>

27. Page 14, after line 13 by inserting:

<b. It is the intent of the general assembly that the homeland security and emergency management division or successor agency work in conjunction with the department of public safety, to the extent possible, when gathering and analyzing information related to potential domestic or foreign security threats, and when monitoring such threats.>

28. Page 14, line 23, by striking <38.00> and inserting <39.00>

29. Page 14, by striking lines 34 and 35.

30. Page 16, line 1, by striking <57,036,208> and inserting <55,536,208>

31. Page 16, line 2, by striking <506.22> and inserting <494.47>

32. Page 16, after line 2 by inserting:

<__. For operations, costs, and miscellaneous purposes:

..... \$ 1,700,000>

33. Page 16, after line 2 by inserting:

<It is the intent of the general assembly that members of the state patrol be assigned to patrol the highways and roads in lieu of assignments for inspecting school buses for the school districts.>

34. Page 16, by striking lines 22 and 23 and inserting <agency, and the>

35. By striking page 18, line 30, through page 23, line 23, and inserting:

<DIVISION ____

FY 2014-2015

APPROPRIATIONS

Sec. ____ DEPARTMENT OF JUSTICE.

1. There is appropriated from the general fund of the state to the department of justice for the fiscal year beginning July 1, 2014, and ending June 30, 2015, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

a. For the general office of attorney general for salaries, support, maintenance, and miscellaneous purposes, including the prosecuting attorneys training program, matching funds for federal violence against women grant programs, victim assistance grants, office of drug control policy prosecuting attorney program, and odometer fraud enforcement, and for not more than the following full-time equivalent positions:

..... \$ 3,983,965
..... FTEs 214.00

It is the intent of the general assembly that as a condition of receiving the appropriation provided in this lettered paragraph, the department of justice shall maintain a record of the estimated time incurred representing each agency or department.

b. For victim assistance grants:

..... \$ 3,367,200

The funds appropriated in this lettered paragraph shall be used to provide grants to care providers providing services to crime victims of domestic abuse or to crime victims of rape and sexual assault.

The balance of the victim compensation fund established in section 915.94 may be used to provide salary and support of not more than 24 FTEs and to provide maintenance for the victim compensation functions of the department of justice.

The department of justice shall transfer at least \$150,000 from the victim compensation fund established in section 915.94 to the victim assistance grant program.

Notwithstanding section 8.33, moneys appropriated in this lettered paragraph that remain unencumbered or unobligated at the close of the fiscal year shall not revert but shall remain available for expenditure for the purposes designated until the close of the succeeding fiscal year.

c. For legal services for persons in poverty grants as provided in section 13.34:

..... \$ 1,090,281

2. a. The department of justice, in submitting budget estimates for the fiscal year commencing July 1, 2015, pursuant to section 8.23, shall include a report of funding from sources other than amounts appropriated directly from the general fund of the state to the department of justice or to the office of consumer advocate. These funding sources shall include but are not limited to reimbursements from other state agencies, commissions, boards, or similar entities, and reimbursements from special funds or internal accounts within the department of justice. The department of justice shall also report actual reimbursements for the fiscal year commencing July 1, 2013, and actual and expected reimbursements for the fiscal year commencing July 1, 2014.

b. The department of justice shall include the report required under paragraph "a", as well as information regarding any revisions occurring as a result of reimbursements actually received or expected at a later date, in a report to the co-chairpersons and ranking members of the joint appropriations subcommittee on the justice system and the legislative services agency. The department of justice shall submit the report on or before January 15, 2015.

Sec. ____ OFFICE OF CONSUMER ADVOCATE. There is appropriated from the department of commerce revolving fund created in section 546.12 to the office of consumer advocate of the department of justice for the fiscal year beginning July 1, 2014, and ending June 30, 2015, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For salaries, support, maintenance, miscellaneous purposes, and for not more than the following full-time equivalent positions:

..... \$ 1,568,082
..... FTEs 22.00

Sec. ____ DEPARTMENT OF CORRECTIONS — FACILITIES.

1. There is appropriated from the general fund of the state to the department of corrections for the fiscal year beginning July 1, 2014, and ending June 30, 2015, the following amounts, or so much thereof as is necessary, to be used for the operation of adult correctional institutions, reimbursement of counties for certain confinement costs, and federal prison reimbursement, to be allocated as follows:

a. For the operation of the Fort Madison correctional facility, including salaries, support, maintenance, and miscellaneous purposes:
..... \$ 21,553,567

The department of corrections shall submit, to the co-chairpersons and ranking members of the joint appropriations subcommittee on the justice system by January 15, 2015, the plans for the integration of the John Bennett facility and the clinical care unit into the new Fort Madison maximum security correctional facility and the future plans for the use of the current Fort Madison maximum security correctional facility after the inmates are transferred to the new facility.

b. For the operation of the Anamosa correctional facility, including salaries, support, maintenance, and miscellaneous purposes:
..... \$ 16,460,261

It is the intent of the general assembly that the department of corrections maintain and operate the Luster Heights prison camp.

c. For the operation of the Oakdale correctional facility, including salaries, support, maintenance, and miscellaneous purposes:
..... \$ 29,275,062

d. For the operation of the Newton correctional facility, including salaries, support, maintenance, and miscellaneous purposes:
..... \$ 13,563,645

e. For the operation of the Mt. Pleasant correctional facility, including salaries, support, maintenance, and miscellaneous purposes:
..... \$ 12,405,714

f. For the operation of the Rockwell City correctional facility, including salaries, support, maintenance, and miscellaneous purposes:
..... \$ 4,835,574

g. For the operation of the Clarinda correctional facility, including salaries, support, maintenance, and miscellaneous purposes:
..... \$ 12,620,808

Moneys received by the department of corrections as reimbursement for services provided to the Clarinda youth corporation are appropriated to the department and shall be used for the purpose of operating the Clarinda correctional facility.

h. For the operation of the Mitchellville correctional facility, including salaries, support, maintenance, and miscellaneous purposes:
..... \$ 10,802,018

i. For the operation of the Fort Dodge correctional facility, including salaries, support, maintenance, and miscellaneous purposes:
..... \$ 14,932,616

j. For reimbursement of counties for temporary confinement of work release and parole violators, as provided in sections 901.7, 904.908, and 906.17, and for offenders confined pursuant to section 904.513:
..... \$ 537,546

k. For federal prison reimbursement, reimbursements for out-of-state placements, and miscellaneous contracts:

..... \$ 242,206

2. The department of corrections shall use moneys appropriated in subsection 1 to continue to contract for the services of a Muslim imam and a Native American spiritual leader.

Sec. ____ DEPARTMENT OF CORRECTIONS — ADMINISTRATION.

There is appropriated from the general fund of the state to the department of corrections for the fiscal year beginning July 1, 2014, and ending June 30, 2015, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

1. For general administration, including salaries, support, maintenance, employment of an education director to administer a centralized education program for the correctional system, and miscellaneous purposes:

..... \$ 2,540,791

a. It is the intent of the general assembly that each lease negotiated by the department of corrections with a private corporation for the purpose of providing private industry employment of inmates in a correctional institution shall prohibit the private corporation from utilizing inmate labor for partisan political purposes for any person seeking election to public office in this state and that a violation of this requirement shall result in a termination of the lease agreement.

b. It is the intent of the general assembly that as a condition of receiving the appropriation provided in this subsection the department of corrections shall not enter into a lease or contractual agreement pursuant to section 904.809 with a private corporation for the use of building space for the purpose of providing inmate employment without providing that the terms of the lease or contract establish safeguards to restrict, to the greatest extent feasible, access by inmates working for the private corporation to personal identifying information of citizens.

2. For educational programs for inmates at state penal institutions:

..... \$ 1,304,055

a. To maximize the funding for educational programs, the department shall establish guidelines and procedures to prioritize the availability of educational and vocational training for inmates based upon the goal of facilitating an inmate’s successful release from the correctional institution.

b. The director of the department of corrections may transfer moneys from Iowa prison industries and the canteen operating funds established pursuant to section 904.310, for use in educational programs for inmates.

c. Notwithstanding section 8.33, moneys appropriated in this subsection that remain unobligated or unexpended at the close of the fiscal year shall not revert but shall remain available to be used only for the purposes designated in this subsection until the close of the succeeding fiscal year.

3. For the development of the Iowa corrections offender network (ICON) data system:

..... \$ 1,000,000

4. For offender mental health and substance abuse treatment:

..... \$ 11,160

5. For viral hepatitis prevention and treatment:

..... \$ 83,941

6. For operations costs and miscellaneous purposes:

..... \$ 1,285,655

7. It is the intent of the general assembly that for the fiscal year addressed by this section the department of corrections shall continue to operate the correctional farms under the control of the department at the same or greater level of participation and

involvement as existed as of January 1, 2011; shall not enter into any rental agreement or contract concerning any farmland under the control of the department that is not subject to a rental agreement or contract as of January 1, 2011, without prior legislative approval; and shall further attempt to provide job opportunities at the farms for inmates. The department shall attempt to provide job opportunities at the farms for inmates by encouraging labor-intensive farming or gardening where appropriate; using inmates to grow produce and meat for institutional consumption; researching the possibility of instituting food canning and cook-and-chill operations; and exploring opportunities for organic farming and gardening, livestock ventures, horticulture, and specialized crops.

Sec. ____ JUDICIAL DISTRICT DEPARTMENTS OF CORRECTIONAL SERVICES.

1. There is appropriated from the general fund of the state to the department of corrections for the fiscal year beginning July 1, 2014, and ending June 30, 2015, for salaries, support, maintenance, and miscellaneous purposes, the following amounts, or so much thereof as is necessary, to be allocated as follows:

- a. For the first judicial district department of correctional services:
..... \$ 7,049,543
- b. For the second judicial district department of correctional services:
..... \$ 5,435,213
- c. For the third judicial district department of correctional services:
..... \$ 3,552,933
- d. For the fourth judicial district department of correctional services:
..... \$ 2,747,655
- e. For the fifth judicial district department of correctional services, including funding for electronic monitoring devices for use on a statewide basis:
..... \$ 9,687,714
- f. For the sixth judicial district department of correctional services:
..... \$ 7,319,269
- g. For the seventh judicial district department of correctional services:
..... \$ 3,804,891
- h. For the eighth judicial district department of correctional services:
..... \$ 4,103,307

2. Each judicial district department of correctional services, within the funding available, shall continue programs and plans established within that district to provide for intensive supervision, sex offender treatment, diversion of low-risk offenders to the least restrictive sanction available, job development, and expanded use of intermediate criminal sanctions.

3. Each judicial district department of correctional services shall provide alternatives to prison consistent with chapter 901B. The alternatives to prison shall ensure public safety while providing maximum rehabilitation to the offender. A judicial district department of correctional services may also establish a day program.

4. The governor's office of drug control policy shall consider federal grants made to the department of corrections for the benefit of each of the eight judicial district departments of correctional services as local government grants, as defined pursuant to federal regulations.

5. The department of corrections shall continue to contract with a judicial district department of correctional services to provide for the rental of electronic monitoring equipment which shall be available statewide.

Sec. ____ DEPARTMENT OF CORRECTIONS — REALLOCATION OF APPROPRIATIONS. Notwithstanding section 8.39, within the moneys appropriated in this division of this Act to the department of corrections, the department may reallocate the moneys appropriated and allocated as necessary to best fulfill the needs

of the correctional institutions, administration of the department, and the judicial district departments of correctional services. However, in addition to complying with the requirements of sections 904.116 and 905.8 and providing notice to the legislative services agency, the department of corrections shall also provide notice to the department of management, prior to the effective date of the revision or reallocation of an appropriation made pursuant to this section. The department of corrections shall not reallocate an appropriation or allocation for the purpose of eliminating any program.

Sec. ____ INTENT — REPORTS.

1. The department of corrections in cooperation with townships, the Iowa cemetery associations, and other nonprofit or governmental entities may use inmate labor during the fiscal year beginning July 1, 2014, to restore or preserve rural cemeteries and historical landmarks. The department in cooperation with the counties may also use inmate labor to clean up roads, major water sources, and other water sources around the state.

2. On a quarterly basis the department shall provide a status report regarding private-sector employment to the legislative services agency beginning on July 1, 2014. The report shall include the number of offenders employed in the private sector, the combined number of hours worked by the offenders, the total amount of allowances, and the distribution of allowances pursuant to section 904.702, including any moneys deposited in the general fund of the state.

Sec. ____ ELECTRONIC MONITORING REPORT. The department of corrections shall submit a report on electronic monitoring to the general assembly, to the co-chairpersons and the ranking members of the joint appropriations subcommittee on the justice system, and to the legislative services agency by January 15, 2015. The report shall specifically address the number of persons being electronically monitored and break down the number of persons being electronically monitored by offense committed. The report shall also include a comparison of any data from the prior fiscal year with the current year.

Sec. ____ STATE AGENCY PURCHASES FROM PRISON INDUSTRIES.

1. As used in this section, unless the context otherwise requires, “state agency” means the government of the state of Iowa, including but not limited to all executive branch departments, agencies, boards, bureaus, and commissions, the judicial branch, the general assembly and all legislative agencies, institutions within the purview of the state board of regents, and any corporation whose primary function is to act as an instrumentality of the state.

2. State agencies are hereby encouraged to purchase products from Iowa state industries, as defined in section 904.802, when purchases are required and the products are available from Iowa state industries. State agencies shall obtain bids from Iowa state industries for purchases of office furniture during the fiscal year beginning July 1, 2014, exceeding \$5,000 or in accordance with applicable administrative rules related to purchases for the agency.

Sec. ____ IOWA LAW ENFORCEMENT ACADEMY.

1. There is appropriated from the general fund of the state to the Iowa law enforcement academy for the fiscal year beginning July 1, 2014, and ending June 30, 2015, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For salaries, support, maintenance, miscellaneous purposes, including jailer training and technical assistance, and for not more than the following full-time equivalent positions:

.....	\$	500,849
.....	FTEs	23.88

It is the intent of the general assembly that the Iowa law enforcement academy may provide training of state and local law enforcement personnel concerning the recognition of and response to persons with Alzheimer’s disease.

The Iowa law enforcement academy may temporarily exceed and draw more than the amount appropriated in this subsection and incur a negative cash balance as long as there are receivables equal to or greater than the negative balance and the amount appropriated in this subsection is not exceeded at the close of the fiscal year.

2. The Iowa law enforcement academy may select at least five automobiles of the department of public safety, division of state patrol, prior to turning over the automobiles to the department of administrative services to be disposed of by public auction, and the Iowa law enforcement academy may exchange any automobile owned by the academy for each automobile selected if the selected automobile is used in training law enforcement officers at the academy. However, any automobile exchanged by the academy shall be substituted for the selected vehicle of the department of public safety and sold by public auction with the receipts being deposited in the depreciation fund to the credit of the department of public safety, division of state patrol.

Sec. ____ STATE PUBLIC DEFENDER. There is appropriated from the general fund of the state to the office of the state public defender of the department of inspections and appeals for the fiscal year beginning July 1, 2014, and ending June 30, 2015, the following amounts, or so much thereof as is necessary, to be allocated as follows for the purposes designated:

1. For salaries, support, maintenance, miscellaneous purposes, and for not more than the following full-time equivalent positions:

..... \$ 12,931,091
..... FTEs 219.00

2. For payments on behalf of eligible adults and juveniles from the indigent defense fund, in accordance with section 815.11:

..... \$ 14,950,965

Sec. ____ BOARD OF PAROLE. There is appropriated from the general fund of the state to the board of parole for the fiscal year beginning July 1, 2014, and ending June 30, 2015, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For salaries, support, maintenance, miscellaneous purposes, and for not more than the following full-time equivalent positions:

..... \$ 601,918
..... FTEs 11.00

Sec. ____ DEPARTMENT OF PUBLIC DEFENSE. There is appropriated from the general fund of the state to the department of public defense for the fiscal year beginning July 1, 2014, and ending June 30, 2015, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

1. MILITARY DIVISION

For salaries, support, maintenance, miscellaneous purposes, and for not more than the following full-time equivalent positions:

..... \$ 3,263,521
..... FTEs 293.61

The military division may temporarily exceed and draw more than the amount appropriated in this subsection and incur a negative cash balance as long as there are receivables of federal funds equal to or greater than the negative balance and the amount appropriated in this subsection is not exceeded at the close of the fiscal year.

2. HOMELAND SECURITY AND EMERGENCY MANAGEMENT DIVISION OR SUCCESSOR AGENCY

For salaries, support, maintenance, miscellaneous purposes, and for not more than

the following full-time equivalent positions:

.....	\$ 1,087,139
.....	FTEs 37.40

a. The homeland security and emergency management division or successor agency may temporarily exceed and draw more than the amount appropriated in this subsection and incur a negative cash balance as long as there are receivables of federal funds equal to or greater than the negative balance and the amount appropriated in this subsection is not exceeded at the close of the fiscal year.

b. It is the intent of the general assembly that the homeland security and emergency management division or successor agency work in conjunction with the department of public safety, to the extent possible, when gathering and analyzing information related to potential domestic or foreign security threats, and when monitoring such threats.

Sec. ____ DEPARTMENT OF PUBLIC SAFETY. There is appropriated from the general fund of the state to the department of public safety for the fiscal year beginning July 1, 2014, and ending June 30, 2015, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

1. For the department's administrative functions, including the criminal justice information system, and for not more than the following full-time equivalent positions:

.....	\$ 2,033,527
.....	FTEs 39.00

2. For the division of criminal investigation, including the state's contribution to the peace officers' retirement, accident, and disability system provided in chapter 97A in the amount of the state's normal contribution rate, as defined in section 97A.8, multiplied by the salaries for which the moneys are appropriated, to meet federal fund matching requirements, and for not more than the following full-time equivalent positions:

.....	\$ 6,466,707
.....	FTEs 149.60

3. For the criminalistics laboratory fund created in section 691.9:

.....	\$ 151,173
-------	------------

4. a. For the division of narcotics enforcement, including the state's contribution to the peace officers' retirement, accident, and disability system provided in chapter 97A in the amount of the state's normal contribution rate, as defined in section 97A.8, multiplied by the salaries for which the moneys are appropriated, to meet federal fund matching requirements, and for not more than the following full-time equivalent positions:

.....	\$ 3,377,928
.....	FTEs 66.00

b. For the division of narcotics enforcement for undercover purchases:

.....	\$ 54,521
-------	-----------

5. For the division of state fire marshal, for fire protection services as provided through the state fire service and emergency response council as created in the department, and for the state's contribution to the peace officers' retirement, accident, and disability system provided in chapter 97A in the amount of the state's normal contribution rate, as defined in section 97A.8, multiplied by the salaries for which the moneys are appropriated, and for not more than the following full-time equivalent positions:

.....	\$ 2,235,278
.....	FTEs 53.00

6. For the division of state patrol, for salaries, support, maintenance, workers' compensation costs, and miscellaneous purposes, including the state's contribution to the peace officers' retirement, accident, and disability system provided in chapter 97A

in the amount of the state’s normal contribution rate, as defined in section 97A.8, multiplied by the salaries for which the moneys are appropriated, and for not more than the following full-time equivalent positions:

..... \$ 27,768,104
 FTEs 494.47

It is the intent of the general assembly that members of the state patrol be assigned to patrol the highways and roads in lieu of assignments for inspecting school buses for the school districts.

7. For operations costs, and miscellaneous purposes:

..... \$ 850,000

8. For deposit in the sick leave benefits fund established under section 80.42 for all departmental employees eligible to receive benefits for accrued sick leave under the collective bargaining agreement:

..... \$ 139,759

9. For costs associated with the training and equipment needs of volunteer fire fighters:

..... \$ 362,760

a. Notwithstanding section 8.33, moneys appropriated in this subsection that remain unencumbered or unobligated at the close of the fiscal year shall not revert but shall remain available for expenditure only for the purpose designated in this subsection until the close of the succeeding fiscal year.

b. Notwithstanding section 8.39, the department of public safety may reallocate moneys appropriated in this section as necessary to best fulfill the needs provided for in the appropriation. However, the department shall not reallocate moneys appropriated to the department in this section unless notice of the reallocation is given to the legislative services agency and the department of management prior to the effective date of the reallocation. The notice shall include information regarding the rationale for reallocating the moneys. The department shall not reallocate moneys appropriated in this section for the purpose of eliminating any program.

Sec. ____ GAMING ENFORCEMENT.

1. There is appropriated from the gaming enforcement revolving fund created in section 80.43 to the department of public safety for the fiscal year beginning July 1, 2014, and ending June 30, 2015, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For any direct support costs for agents and officers of the division of criminal investigation’s excursion gambling boat, gambling structure, and racetrack enclosure enforcement activities, including salaries, support, maintenance, miscellaneous purposes, and for not more than the following full-time equivalent positions:

..... \$ 5,449,004
 FTEs 115.00

2. For each additional license to conduct gambling games on an excursion gambling boat, gambling structure, or racetrack enclosure issued during the fiscal year beginning July 1, 2014, there is appropriated from the gaming enforcement fund to the department of public safety for the fiscal year beginning July 1, 2014, and ending June 30, 2015, an additional amount of not more than \$300,000 to be used for not more than 3.00 additional full-time equivalent positions.

3. The department of public safety, with the approval of the department of management, may employ no more than three special agents for each additional riverboat or gambling structure regulated after July 1, 2014, and three special agents for each racing facility which becomes operational during the fiscal year which begins July 1, 2014. Positions authorized in this subsection are in addition to the full-time equivalent positions otherwise authorized in this section.

Sec. ____ CIVIL RIGHTS COMMISSION. There is appropriated from the general fund of the state to the Iowa state civil rights commission for the fiscal year beginning July 1, 2014, and ending June 30, 2015, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For salaries, support, maintenance, miscellaneous purposes, and for not more than the following full-time equivalent positions:

..... \$ 648,535
..... FTEs 28.00

The Iowa state civil rights commission may enter into a contract with a nonprofit organization to provide legal assistance to resolve civil rights complaints.

Sec. ____ CRIMINAL AND JUVENILE JUSTICE PLANNING DIVISION. There is appropriated from the general fund of the state to the criminal and juvenile justice planning division of the department of human rights for the fiscal year beginning July 1, 2013, and ending June 30, 2014, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

For salaries, support, maintenance, and miscellaneous purposes, and for not more than the following full-time equivalent positions:

..... \$ 630,053
..... FTEs 10.81

The criminal and juvenile justice planning advisory council and the juvenile justice advisory council shall coordinate their efforts in carrying out their respective duties relative to juvenile justice.

Sec. ____ HOMELAND SECURITY AND EMERGENCY MANAGEMENT DIVISION. There is appropriated from the wireless E911 emergency communications fund created in section 34A.7A to the homeland security and emergency management division or successor agency for the fiscal year beginning July 1, 2014, and ending June 30, 2015, an amount not exceeding \$250,000 to be used for implementation, support, and maintenance of the functions of the administrator and program manager under chapter 34A and to employ the auditor of the state to perform an annual audit of the wireless E911 emergency communications fund.

DIVISION ____

PUBLIC SAFETY INTEROPERABLE AND BROADBAND COMMUNICATIONS FUND

Sec. ____ NEW SECTION. 80.44 Public safety interoperable and broadband communications fund.

1. A statewide public safety interoperable and broadband communications fund is established in the office of the treasurer of state under the control of the department of public safety. Any moneys annually appropriated, granted, or credited to the fund, including any federal moneys, are appropriated to the department of public safety for the planning and development of a statewide public safety interoperable and broadband communications system.

2. Notwithstanding section 12C.7, subsection 2, interest and earnings on moneys deposited in the fund shall be credited to the fund. Notwithstanding section 8.33, moneys remaining in the fund at the end of the fiscal year shall not revert to any other fund but shall remain available to be used for the purposes specified in subsection 1.

Sec. ____ 2011 Iowa Acts, chapter 134, section 43, subsection 9, as amended by 2012 Iowa Acts, chapter 1134, section 10, is amended to read as follows:

9. For costs associated with the training and operation of the statewide interoperable communications system board ~~excluding salaries and contracts~~ or deposit in the statewide public safety interoperable and broadband communications fund established in section 80.44, as determined by the department:

..... \$ 48,000

Sec. ____ EFFECTIVE UPON ENACTMENT. The following provision or provisions of this division of this Act, being deemed of immediate importance, take effect upon enactment:

1. The section of this division amending 2011 Iowa Acts, chapter 134, section 43, subsection 9, as amended by 2012 Iowa Acts, chapter 1134, section 10.
2. The section of this division enacting the section tentatively numbered 80.44.

DIVISION ____

PUBLIC SAFETY AND TRAINING TASK FORCE

Sec. ____ PUBLIC SAFETY TRAINING AND FACILITIES TASK FORCE.

1. A public safety training and facilities task force is established. The department of public safety shall provide administrative support for the task force.
2. The task force shall consist of the following members:
 - a. One member appointed by the Iowa state sheriffs' and deputies' association.
 - b. One member appointed by the Iowa police chiefs association.
 - c. One member who is a fire fighter appointed by the Iowa professional fire fighters association.
 - d. One member who is the administrator of the Iowa fire service training bureau or the administrator's designee.
 - e. One member who is a representative of the fire service who is not a fire chief appointed by the Iowa firefighters association.
 - f. The director of the Iowa law enforcement academy or the director's designee.
 - g. The commissioner of public safety or the training coordinator of the department of public safety, as designated by the commissioner.
 - h. The state fire marshal or the state fire marshal's designee.
 - i. One member appointed by the Iowa state police association.
 - j. One member who is a fire chief appointed by the Iowa fire chiefs association.
 - k. One member appointed by the Iowa emergency medical services association.
 - l. One member appointed by the Iowa emergency management association.
 - m. One member who is a fire chief appointed by the Iowa association of professional fire chiefs.
 - n. One member who is a member of the office of motor vehicle enforcement of the department of transportation appointed by the director of the department of transportation.
 - o. Four members of the general assembly serving as ex officio, nonvoting members, one representative to be appointed by the speaker of the house of representatives, one representative to be appointed by the minority leader of the house of representatives, one senator to be appointed by the majority leader of the senate, and one senator to be appointed by the minority leader of the senate.

3. The members of the task force shall select one chairperson and one vice chairperson. The vice chairperson shall preside in the absence of the chairperson. Section 69.16A shall apply to the voting members of the task force.

4. It is the intent of the general assembly in establishing this task force that the task force develop a coordinated plan amongst all public safety disciplines that would oversee the construction of a consolidated fire and police public safety training facility, provide for the establishment of a governance board for the public safety disciplines and the consolidated facility, and to establish a consistent and steady funding mechanism to defray public safety training costs on an ongoing basis.

5. The task force shall seek and consider input from all interested stakeholders and members of the public and shall include an emphasis on receiving input from fire service, law enforcement, and emergency medical services personnel. The task force shall consider and develop strategies relating to public safety training facility governance with the goal of all public safety disciplines being represented. Each public

safety discipline shall advise the task force by developing individual training policies as determined by the discipline's governing bodies. The task force shall also develop a proposal for a joint public safety training facility, a budget for construction and future operation of the facility, financing options, including possible public-private partnerships, for construction and operation of the facility, and potential locations for the facility that are centrally located in this state.

6. a. The task force shall provide interim reports to the general assembly by December 31 of each year concerning the activities of the task force and shall submit its final report, including its findings and recommendations, to the general assembly by December 31, 2016.

b. The final report shall include but not be limited to recommendations concerning the following:

(1) Consolidation of public safety governance within a single board and the membership of the board. Board duties would include overseeing the construction and maintenance of a consolidated fire and police public safety training facility.

(2) Development of a consolidated fire and police public safety training facility, including possible locations, building recommendations, and financing options.

(3) Any other recommendations relating to public safety training and facilities requirements.

DIVISION ____

CIGARETTE FIRE SAFETY STANDARD FUND — APPROPRIATION

Sec. ____ Section 101B.5, subsection 5, Code 2013, is amended to read as follows:

5. For each cigarette listed in a certification, a manufacturer shall pay a fee of one hundred dollars to the department.

The department shall deposit all fees received pursuant to this subsection with the treasurer of state for credit to the general fund of the state.

Sec. ____ Section 101B.8, Code 2013, is amended by adding the following new subsection:

NEW SUBSECTION. 10. The department shall deposit any moneys received from civil penalties assessed pursuant to this section with the treasurer of state for credit to the general fund of the state.

Sec. ____ Section 101B.9, Code 2013, is amended to read as follows:

101B.9 Cigarette fire safety standard fund.

A cigarette fire safety standard fund is created as a special fund in the state treasury under the control of the department of public safety. The fund shall consist of all moneys recovered from the assessment of civil penalties or certification fees under this chapter. ~~The moneys in the fund shall, in~~ In addition to any moneys made available for such purpose, ~~be available, subject to appropriation, moneys in the fund are~~ appropriated to the department of public safety for the purpose of fire safety and prevention programs, including for entry level fire fighter training, equipment, and operations.

Sec. ____ REPEAL. Section 101B.9, Code 2013, is repealed.

Sec. ____ CIGARETTE FIRE SAFETY STANDARD FUND. Any remaining balance of the cigarette fire safety standard fund at the close of the fiscal year beginning July 1, 2012, is transferred to the department of justice and is appropriated for use during the fiscal year beginning July 1, 2013, and ending June 30, 2014, for victim assistance grants.

Sec. ____ EFFECTIVE UPON ENACTMENT. The following provision or provisions of this division of this Act, being deemed of immediate importance, take effect upon enactment:

1. The section amending section 101B.9.
2. The section providing for transfer of any remaining balance of the cigarette fire

safety standard fund at the close of the fiscal year beginning July 1, 2012.

3. The section providing for retroactive applicability.

Sec. ____ RETROACTIVE APPLICABILITY. The following provision or provisions of this division of this Act apply retroactively to July 1, 2007:

1. The section of this division amending section 101B.9.

DIVISION ____
SPECIAL AGENTS — GAMING

Sec. ____ Section 99D.14, subsection 2, paragraph a, Code 2013, is amended to read as follows:

a. (1) A licensee shall pay a regulatory fee to be charged as provided in this section. In determining the regulatory fee to be charged as provided under this section, the commission shall use the amount appropriated to the commission plus the cost of salaries for no more than ~~two~~ three special agents for each racetrack that has not been issued a table games license under chapter 99F or no more than three special agents for each racetrack that has been issued a table games license under chapter 99F, plus any direct and indirect support costs for the agents, for the division of criminal investigation's racetrack activities, as the basis for determining the amount of revenue to be raised from the regulatory fee.

(2) Indirect support costs under this section shall be calculated at the same rate used in accordance with the federal office of management and budget cost principles for state, local, and Indian tribal governments that receive a federally approved indirect cost rate.

Sec. ____ Section 99D.14, subsection 2, Code 2013, is amended by adding the following new paragraphs:

NEW PARAGRAPH. d. The aggregate amount of the regulatory fee assessed under paragraph "a" during each fiscal year shall be reduced by an amount equal to the unexpended moneys from the previous fiscal year that were deposited into the revolving funds established in sections 80.43 and 99F.20 during that previous fiscal year.

NEW PARAGRAPH. e. By January 1, 2015, and by January 1 of every year thereafter, the division of criminal investigation shall provide the co-chairpersons and ranking members of the joint appropriations subcommittee on the justice system, the legislative services agency, and the commission with a report detailing the activities of the division during the previous fiscal year for each racetrack enclosure.

NEW PARAGRAPH. f. The division of criminal investigation shall conduct a review relating to the number of special agents permitted for each racetrack under this subsection and the activities of such agents. The review shall also include comments from the commission and licensees and be combined with the review conducted under section 99F.10, subsection 4, paragraph "g". The division of criminal investigation shall file a report detailing the review conducted pursuant to this paragraph with the co-chairpersons and ranking members of the joint appropriations subcommittee on the justice system and the legislative services agency by July 1, 2020.

Sec. ____ Section 99F.10, subsection 4, Code 2013, is amended to read as follows:

4. a. In determining the license fees and state regulatory fees to be charged as provided under section 99F.4 and this section, the commission shall use as the basis for determining the amount of revenue to be raised from the license fees and regulatory fees the amount appropriated to the commission plus the following as applicable:

(1) Prior to July 1, 2016, the cost of salaries for no more than two special agents for each excursion gambling boat or gambling structure and no more than four gaming enforcement officers for each excursion gambling boat or gambling structure with a patron capacity of less than two thousand persons or no more than five gaming enforcement officers for each excursion gambling boat or gambling structure with a

patron capacity of at least two thousand persons, plus any direct and indirect support costs for the agents and officers, for the division of criminal investigation's excursion gambling boat or gambling structure activities. However, the division of criminal investigation may add one additional special agent to the number of special agents specified in this subparagraph for each excursion gambling boat or gambling structure if at least two gaming enforcement officer full-time equivalent positions are vacant. Otherwise, the division of criminal investigation shall not fill vacant gaming enforcement officer positions.

(2) On or after July 1, 2016, the cost of salaries for no more than three special agents for each excursion gambling boat or gambling structure, plus any direct and indirect support costs for the agents, for the division of criminal investigation's excursion gambling boat or gambling structure activities.

b. Notwithstanding sections 8.60 and 99F.4, the portion of the fee paid pursuant to paragraph "a" relating to the costs of special agents and officers plus any direct and indirect support costs for the agents and officers, for the division of criminal investigation's excursion gambling boat or gambling structure activities, shall be deposited into the gaming enforcement revolving fund established in section 80.43. However, the department of public safety shall transfer, on an annual basis, the portion of the regulatory fee attributable to the indirect support costs of the special agents and gaming enforcement officers to the general fund of the state.

c. Notwithstanding sections 8.60 and 99F.4, the portion of the fee paid pursuant to paragraph "a" relating to the costs of the commission shall not be deposited in the general fund of the state but instead shall be deposited into the gaming regulatory revolving fund established in section 99F.20.

d. Indirect support costs under paragraph "a" shall be calculated at the same rate used in accordance with the federal office of management and budget cost principles for state, local, and Indian tribal governments that receive a federally approved indirect cost rate.

e. The aggregate amount of the regulatory fee assessed under paragraph "a" during each fiscal year shall be reduced by an amount equal to the unexpended moneys from the previous fiscal year that were deposited into the revolving funds established in sections 80.43 or 99F.20 during that previous fiscal year.

f. By January 1, 2015, and by January 1 of every year thereafter, the division of criminal investigation shall provide the co-chairpersons and ranking members of the joint appropriations subcommittee on the justice system, the legislative services agency, and the commission with a report detailing the activities of the division during the previous fiscal year for each excursion gambling boat and gambling structure.

g. The division of criminal investigation shall review the number of special agents permitted for each excursion gambling boat or gambling structure under this subsection and the activities of such agents. The review shall also include comments from the commission and licensees and be combined with the review conducted under section 99D.14, subsection 2, paragraph "f". The division of criminal investigation shall file a report detailing the review conducted pursuant to this paragraph with the co-chairpersons and ranking members of the joint appropriations subcommittee on the justice system and the legislative services agency by July 1, 2020.

Sec. ____ GAMING ENFORCEMENT STUDY. The division of criminal investigation of the department of public safety and the Iowa gaming association shall jointly or separately file a report with the co-chairpersons and ranking members of the joint appropriations subcommittee on the justice system and the legislative services agency by December 15, 2013, detailing the activities of gaming enforcement officers and special agents working at excursion gambling boats, gambling structures, and racetrack enclosures. The report shall include the number of incidences the gaming

enforcement officers handle versus private security, the number of fraud investigations and background checks performed by the special agents, and the percentage of time gaming enforcement officers and special agents work on gaming-related and nongaming-related cases. The report shall also include the time periods each excursion gambling boat, gambling structure, and racetrack enclosure are not staffed by at least one gaming enforcement officer or special agent.

DIVISION ____
 JUDICIAL COMPENSATION — STUDY

Sec. ____ JUDICIAL COMPENSATION — INTERIM STUDY COMMITTEE.

1. The legislative council is requested to authorize an interim committee to study judicial compensation during the 2013 legislative interim.
2. The committee shall be composed of the following:
 - a. Three members of the senate.
 - b. Three members of the house of representatives.
 - c. A member appointed by the governor.
 - d. A supreme court justice.
 - e. A district judge.
 - f. A district associate judge.
 - g. A magistrate.
 - h. The state court administrator.

DIVISION ____
 MISCELLANEOUS CODE CHANGES

Sec. ____ Section 85.67, Code 2013, is amended to read as follows:

85.67 Administration of fund — special counsel — payment of award.

The attorney general shall appoint a staff member to represent the treasurer of state and the fund in all proceedings and matters arising under this division. The attorney general shall be reimbursed up to ~~one hundred fifty two hundred fifteen~~ thousand dollars annually from the fund for services provided related to the fund. The commissioner of insurance shall consider the reimbursement to the attorney general as an outstanding liability when making a determination of funding availability under section 85.65A, subsection 2. In making an award under this division, the workers' compensation commissioner shall specifically find the amount the injured employee shall be paid weekly, the number of weeks of compensation which shall be paid by the employer, the date upon which payments out of the fund shall begin, and, if possible, the length of time the payments shall continue.

Sec. ____ Section 654.4B, subsection 2, paragraph b, Code 2013, is amended by striking the paragraph.

Sec. ____ Section 714.16C, subsection 2, Code 2013, is amended to read as follows:

2. For each fiscal year, not more than one million ~~one hundred twenty-five~~ eight hundred seventy-five thousand dollars is appropriated from the fund to the department of justice to be used for public education relating to consumer fraud and for enforcement of section 714.16 and federal consumer laws, and not more than ~~seventy-five~~ one hundred twenty-five thousand dollars is appropriated from the fund to the department of justice to be used for investigation, prosecution, and consumer education relating to consumer and criminal fraud committed against older Iowans.

Sec. ____ IOWA CORRECTIONS OFFENDER NETWORK —
 FUND. Notwithstanding any provision of law to the contrary, the unencumbered or unobligated balance of the Iowa corrections offender network fund at the close of the fiscal year beginning July 1, 2012, or the close of any succeeding fiscal year that would otherwise be required by law to revert to, be deposited in, or to be credited to the Iowa offender network fund shall instead be credited to the general fund of the state.

Sec. ____ REPEAL. Section 904.118, Code 2013, is repealed.>

ON THE PART OF THE SENATE:

ON THE PART OF THE HOUSE:

THOMAS G. COURTNEY, CHAIR
ROBERT M. HOGG
RICH TAYLOR

GARY WORTHAN, CHAIR
MARTI ANDERSON
JULIAN GARRETT
TODD TAYLOR

SENATE FILE 452

To the President of the Senate and the Speaker of the House of Representatives:

We, the undersigned members of the conference committee appointed to resolve the differences between the Senate and House of Representatives on Senate File 452, a bill for an Act relating to state and local finances by making appropriations, providing for fees, providing for legal responsibilities, providing for certain employee benefits, and providing for properly related matters, and including effective date and retroactive and other applicability provisions, respectfully make the following report:

- 1. That the Senate recedes from its amendment, H-1446.
- 2. That the House recedes from its amendment, S-3218.
- 3. That Senate File 452, as amended, passed, and reprinted by the Senate, is amended to read as follows:

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

<DIVISION I

STANDING APPROPRIATIONS AND RELATED MATTERS

Section 1. BUDGET PROCESS FOR FISCAL YEAR 2014-2015.

1. For the budget process applicable to the fiscal year beginning July 1, 2014, on or before October 1, 2013, in lieu of the information specified in section 8.23, subsection 1, unnumbered paragraph 1, and paragraph “a”, all departments and establishments of the government shall transmit to the director of the department of management, on blanks to be furnished by the director, estimates of their expenditure requirements, including every proposed expenditure, for the ensuing fiscal year, together with supporting data and explanations as called for by the director of the department of management after consultation with the legislative services agency.

2. The estimates of expenditure requirements shall be in a form specified by the director of the department of management, and the expenditure requirements shall include all proposed expenditures and shall be prioritized by program or the results to be achieved. The estimates shall be accompanied by performance measures for evaluating the effectiveness of the programs or results.

Sec. 2. INSTRUCTIONAL SUPPORT STATE AID — FY 2013-2014 — FY 2014-2015. In lieu of the appropriation provided in section 257.20, subsection 2, the appropriation for the fiscal years beginning July 1, 2013, and July 1, 2014, for paying instructional support state aid under section 257.20 for fiscal years 2013-2014 and 2014-2015 is zero.

Sec. 3. GENERAL ASSEMBLY.

1. The appropriations made pursuant to section 2.12 for the expenses of the general assembly and legislative agencies for the fiscal year beginning July 1, 2013, and ending June 30, 2014, are reduced by the following amount:

..... \$ 3,000,000

2. The budgeted amounts for the general assembly for the fiscal year beginning July 1, 2013, may be adjusted to reflect unexpended budgeted amounts from the previous fiscal year.

Sec. 4. CLAIMS AGAINST THE STATE. The appropriations made pursuant to section 25.2 for paying claims against the state for the fiscal year beginning July 1, 2013, and ending June 30, 2014, are reduced by the following amount:

..... \$ 4,086,307

Sec. 5. LIMITATIONS OF STANDING APPROPRIATIONS — FY 2013-2014. Notwithstanding the standing appropriations in the following designated sections for the fiscal year beginning July 1, 2013, and ending June 30, 2014, the amounts appropriated from the general fund of the state pursuant to these sections for the following designated purposes shall not exceed the following amounts:

1. For operational support grants and community cultural grants under section 99F.11, subsection 3, paragraph “d”, subparagraph (1):

..... \$ 416,702

2. For payment for nonpublic school transportation under section 285.2:

..... \$ 8,560,931

If total approved claims for reimbursement for nonpublic school pupil transportation exceed the amount appropriated in accordance with this subsection, the department of education shall prorate the amount of each approved claim.

3. For the enforcement of chapter 453D relating to tobacco product manufacturers under section 453D.8:

..... \$ 18,416

Sec. 6. LIMITATIONS OF STANDING APPROPRIATIONS — FY 2014-2015. Notwithstanding the standing appropriations in the following designated sections for the fiscal year beginning July 1, 2014, and ending June 30, 2015, the amounts appropriated from the general fund of the state pursuant to these sections for the following designated purposes shall not exceed the following amounts:

1. For operational support grants and community cultural grants under section 99F.11, subsection 3, paragraph “d”, subparagraph (1):

..... \$ 208,351

2. For regional tourism marketing under section 99F.11, subsection 3, paragraph “d”, subparagraph (2):

..... \$ 582,000

3. For payment for nonpublic school transportation under section 285.2:

..... \$ 8,560,931

If total approved claims for reimbursement for nonpublic school pupil transportation exceed the amount appropriated in accordance with this subsection, the department of education shall prorate the amount of each approved claim.

4. For the enforcement of chapter 453D relating to tobacco product manufacturers under section 453D.8:

..... \$ 9,208

Sec. 7. Section 8.8, Code 2013, is amended to read as follows:

8.8 Special olympics fund — appropriation.

A special olympics fund is created in the office of the treasurer of state under the control of the department of management. There is appropriated annually from the general fund of the state to the special olympics fund ~~fifty~~ one hundred thousand dollars for distribution to one or more organizations which administer special olympics programs benefiting the citizens of Iowa with disabilities.

Sec. 8. Section 257.35, Code 2013, is amended by adding the following new subsection:

NEW SUBSECTION. 7A. Notwithstanding subsection 1, and in addition to the reduction applicable pursuant to subsection 2, the state aid for area education agencies and the portion of the combined district cost calculated for these agencies for the fiscal year beginning July 1, 2013, and ending June 30, 2014, shall be reduced by the

department of management by fifteen million dollars. The reduction for each area education agency shall be prorated based on the reduction that the agency received in the fiscal year beginning July 1, 2003.

DIVISION II

MISCELLANEOUS PROVISIONS AND APPROPRIATIONS

Sec. 9. IOWA PUBLIC INFORMATION BOARD. There is appropriated from the general fund of the state to the Iowa public information board for the fiscal year beginning July 1, 2013, and ending June 30, 2014, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For salaries, support, maintenance, and miscellaneous purposes, and in addition to moneys appropriated to the board in 2013 Iowa Acts, House File 603, if enacted:
..... \$ 75,000

Sec. 10. IOWA TUITION GRANTS. There is appropriated from the general fund of the state to the college student aid commission for the fiscal year beginning July 1, 2013, and ending June 30, 2014, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For Iowa tuition grants under section 261.25:
..... \$ 500,000

Sec. 11. FTE AUTHORIZATION.

1. For purposes of the offices of the governor and lieutenant governor, there is authorized an additional 3.00 full-time equivalent positions above those otherwise authorized pursuant to 2013 Iowa Acts, House File 603, if enacted.

2. For purposes of the department of management, there is authorized an additional 1.00 full-time equivalent position above those otherwise authorized pursuant to 2013 Iowa Acts, House File 603, if enacted.

Sec. 12. HOME AND COMMUNITY-BASED SERVICES PROVIDERS — REASONABLE COSTS OF STAFF TRAINING — REIMBURSEMENT AS DIRECT COSTS. The department of human services shall adopt rules pursuant to chapter 17A to provide that reasonable costs of staff training incurred by providers of home and community-based services under the medical assistance program are reimbursable as direct costs. Such reimbursement shall include reimbursement of the reasonable costs associated with the learning management system utilized under the college of direct support training program.

Sec. 13. ADMINISTRATIVE RULES REVIEW COMMITTEE. The administrative rules review committee shall consider the scope, impact, and long-term consequences of legislation requiring delegations of authority to state agencies be construed narrowly. The committee shall submit a report of the committee findings to the speaker of the house and the majority leader of the senate by January 12, 2015. The legislative services agency shall provide necessary staff support for the committee consideration.

Sec. 14. Section 49.77, subsection 1, Code 2013, is amended by adding the following new paragraph:

NEW PARAGRAPH. c. At the discretion of the commissioner, an electronic election register may be used to produce the declaration required in this subsection. The person desiring to vote shall sign the declaration produced by the electronic election register prior to receiving a ballot.

Sec. 15. NONREVERSION — CONSERVATION RESERVE ENHANCEMENT PROGRAM APPROPRIATIONS.

1. Notwithstanding section 8.33, and if enacted pursuant to 2013 Iowa Acts, Senate File 435, moneys appropriated from the environment first fund to the department of agriculture and land stewardship for purposes of the conservation reserve enhancement program for the fiscal year beginning July 1, 2013, that remain unencumbered or unobligated at the close of the fiscal year shall not revert but shall

remain available for expenditure for the purposes designated until the close of the fiscal year that begins July 1, 2016.

2. Notwithstanding section 8.33, and if enacted pursuant to 2013 Iowa Acts, Senate File 435, moneys appropriated from the environment first fund to the department of agriculture and land stewardship for purposes of the conservation reserve enhancement program for the fiscal year beginning July 1, 2014, that remain unencumbered or unobligated at the close of the fiscal year shall not revert but shall remain available for expenditure for the purposes designated until the close of the fiscal year that begins July 1, 2017.

Sec. 16. Section 135C.7, Code 2013, is amended by adding the following new unnumbered paragraph:

NEW UNNUMBERED PARAGRAPH. In addition to the license fees listed in this section, there shall be an annual assessment assessed to each licensee in an amount to cover the cost of independent reviewers provided pursuant to section 135C.42. The department shall, in consultation with licensees, establish the assessment amount by rule based on the award of a request for proposals. The assessment shall be retained by the department as a repayment receipt as defined in section 8.2 and used for the purpose of paying the cost of the independent reviewers.

Sec. 17. Section 144.26, Code 2013, is amended by adding the following new subsection:

NEW SUBSECTION. 5. Upon the activation of an electronic death record system, each person with a duty related to death certificates shall participate in the electronic death record system. A person with a duty related to a death certificate includes but is not limited to a physician as defined in section 135.1, a physician assistant, an advanced registered nurse practitioner, a funeral director, and a county recorder.

Sec. 18. Section 216A.3, subsection 3, Code 2013, is amended to read as follows:

3. A majority of the voting members of the board shall constitute a quorum, and the affirmative vote of two-thirds of the voting members present is necessary for any substantive action taken by the board. The board shall select a chairperson from the voting members of the board. The board shall meet not less than four times a year.

Sec. 19. Section 231.64, subsection 1, unnumbered paragraph 1, Code 2013, is amended to read as follows:

The aging and disability resource center program shall be administered by the department consistent with the federal Act. The department shall designate participating entities area agencies on aging to establish, in consultation with other stakeholders including organizations representing the disability community, a coordinated system for providing all of the following:

Sec. 20. Section 257.11, subsection 6A, paragraph a, subparagraph (1), as enacted by 2013 Iowa Acts, House File 472, section 1, is amended to read as follows:

(1) In order to provide additional funding to increase student opportunities and redirect more resources to student programming for school districts that share operational functions, a supplementary weighting of two hundredths per pupil shall be assigned to pupils enrolled in a district that shares with a political subdivision one or more operational functions of a curriculum director, school administration manager, ~~mental health therapist~~, social worker, school nurse, school counselor, or school librarian, or one or more operational functions in the areas of superintendent management, business management, human resources, transportation, or operation and maintenance for at least twenty percent of the school year. The additional weighting shall be assigned for each discrete operational function shared. The operational function sharing arrangement does not need to be a newly implemented sharing arrangement to receive supplementary weighting under this subsection. However, to receive supplementary weighting under this subsection for an ongoing

operational function sharing arrangement that began before July 1, 2014, the district shall submit information to the department documenting the cost savings directly attributable to the shared operational functions and describe the district's consideration of additional shared operational functions.

Sec. 21. Section 261.93, subsection 2, paragraph b, subparagraph (4), Code 2013, is amended to read as follows:

(4) Is the child of a fire fighter or police officer included under section 97B.49B, who was killed in the line of duty as determined by the Iowa public employees' retirement system in accordance with section 97B.52, subsection 2.

Sec. 22. Section 306D.4, Code 2013, is amended to read as follows:

306D.4 Scenic highway advertising.

1. The state department of transportation shall have the authority to adopt rules to control the erection of new advertising devices on a highway designated as a scenic highway or scenic byway in order to comply with federal requirements concerning the implementation of a scenic byways program.

2. Notwithstanding subsection 1, if an advertising device was lawfully erected along an interstate highway within the corporate limits of a city prior to designation of the highway as a scenic byway and, after such designation occurs, the advertising device is displaced due to the reconstruction, improvement, or relocation of the highway, the advertising device may be relocated to a location determined by the department to be substantially the same location, subject to approval by the federal highway administration, and shall not be considered an erection of a new advertising device, if all of the following apply:

a. The location conforms to the requirements of chapters 306B and 306C.

b. The materials, number and type of supports, lighting, face size, and height of the advertising device remain the same.

Sec. 23. Section 692A.113, subsection 3, Code 2013, is amended by adding the following new paragraph:

NEW PARAGRAPH. e. Operate, manage, be employed by, or act as a contractor or volunteer at a business that operates a motor vehicle primarily marketing, from or near the motor vehicle, the sale and dispensing of ice cream or other food products to minors.

Sec. 24. 2008 Iowa Acts, chapter 1189, is amended by adding the following new section:

NEW SECTION. SEC. 31A. NONREVERSION.

Notwithstanding section 8.33, moneys appropriated in this division of this Act to the department of agriculture and land stewardship to provide financial assistance for the conservation reserve enhancement program that remain unencumbered or unobligated at the close of the fiscal year shall not revert but shall remain available for expenditure for the purposes designated until the close of the fiscal year beginning July 1, 2016.

Sec. 25. 2009 Iowa Acts, chapter 175, is amended by adding the following new section:

NEW SECTION. SEC. 17A. NONREVERSION.

Notwithstanding section 8.33, moneys appropriated in this division of this Act to the department of agriculture and land stewardship to provide financial assistance for the conservation reserve enhancement program that remain unencumbered or unobligated at the close of the fiscal year shall not revert but shall remain available for expenditure for the purposes designated until the close of the fiscal year beginning July 1, 2016.

Sec. 26. 2010 Iowa Acts, chapter 1191, is amended by adding the following new section:

NEW SECTION. SEC. 19A. NONREVERSION.

Notwithstanding section 8.33, moneys appropriated in this division of this Act to the

department of agriculture and land stewardship to provide financial assistance for the conservation reserve enhancement program that remain unencumbered or unobligated at the close of the fiscal year shall not revert but shall remain available for expenditure for the purposes designated until the close of the fiscal year beginning July 1, 2016.

Sec. 27. 2011 Iowa Acts, chapter 128, is amended by adding the following new section:

NEW SECTION. SEC. 14A. NONREVERSION.

Notwithstanding section 8.33, moneys appropriated in this division of this Act to the department of agriculture and land stewardship to provide financial assistance for the conservation reserve enhancement program that remain unencumbered or unobligated at the close of the fiscal year shall not revert but shall remain available for expenditure for the purposes designated until the close of the fiscal year beginning July 1, 2016.

Sec. 28. 2011 Iowa Acts, chapter 128, is amended by adding the following new section:

NEW SECTION. SEC. 59A. NONREVERSION.

Notwithstanding section 8.33, moneys appropriated in this division of this Act to the department of agriculture and land stewardship to provide financial assistance for the conservation reserve enhancement program, as amended by 2012 Iowa Acts, chapter 1135, section 18, that remain unencumbered or unobligated at the close of the fiscal year shall not revert but shall remain available for expenditure for the purposes designated until the close of the fiscal year beginning July 1, 2016.

Sec. 29. 2013 Iowa Acts, House File 649, if enacted, is amended by adding the following new section:

NEW SECTION. SEC. 9. EFFECTIVE UPON ENACTMENT. This Act, being deemed of immediate importance, takes effect upon enactment of 2013 Iowa Acts, Senate File 452, if enacted.

Sec. 30. 2013 Iowa Acts, Senate File 446, if enacted, is amended by adding the following section:

NEW SECTION. SEC. 11A. CHRONIC CARE CONSORTIUM. Of the funds appropriated in this Act from the general fund of the state to the department of human services for the medical assistance program for the fiscal year beginning July 1, 2013, and ending June 30, 2014, \$200,000 shall be used for the Iowa chronic care consortium pursuant to 2003 Iowa Acts, chapter 112, section 12, as amended by 2003 Iowa Acts, chapter 179, section 166 and 167.

Sec. 31. 2013 Iowa Acts, Senate File 447, the following section subsection relating to the department of public safety, if enacted, is amended to read as follows:

____. For operations, costs, and miscellaneous purposes:
..... \$ 1,700,000

As a condition of the appropriation made to the department of public safety in this subsection, the moneys appropriated shall be used to retain nonsupervisory personnel in the department and shall not be used for administrative purposes.

Sec. 32. 2013 Iowa Acts, Senate File 447, the following section subsection relating to the department of public safety, if enacted, is amended to read as follows:

7. For operations, costs, and miscellaneous purposes:
..... \$ 850,000

As a condition of the appropriation made to the department of public safety in this subsection, the moneys appropriated shall be used to retain nonsupervisory personnel in the department and shall not be used for administrative purposes.

Sec. 33. 2013 Iowa Acts, Senate File 447, the following section subsection relating to the department of corrections, if enacted, is amended to read as follows:

6A. 5A. For operations, costs, and miscellaneous purposes:
..... \$ 2,571,309

As a condition of the appropriation made to the department of corrections in this subsection, the moneys appropriated shall be used to retain nonsupervisory personnel at departmental institutions and shall not be used for administrative purposes.

Sec. 34. 2013 Iowa Acts, Senate File 447, the following section subsection relating to the department of corrections, if enacted, is amended to read as follows:

6. For operations, costs, and miscellaneous purposes:

..... \$ 1,285,655

As a condition of the appropriation made to the department of corrections in this subsection, the moneys appropriated shall be used to retain nonsupervisory personnel at departmental institutions and shall not be used for administrative purposes.

Sec. 35. RETROACTIVE APPLICABILITY. The following provision or provisions of this division of this Act apply retroactively to May 13, 2008:

1. The section of this Act amending 2008 Iowa Acts, chapter 1189.

Sec. 36. RETROACTIVE APPLICABILITY. The following provision or provisions of this division of this Act apply retroactively to May 26, 2009:

1. The section of this Act amending 2009 Iowa Acts, chapter 175.

Sec. 37. RETROACTIVE APPLICABILITY. The following provision or provisions of this division of this Act apply retroactively to April 29, 2010:

1. The section of this Act amending 2010 Iowa Acts, chapter 1191.

Sec. 38. RETROACTIVE APPLICABILITY. The following provision or provisions of this division of this Act apply retroactively to July 21, 2011:

1. The sections of this Act amending 2011 Iowa Acts, chapter 128.

Sec. 39. RETROACTIVE APPLICABILITY. The following provision or provisions of this division of this Act apply retroactively to the date of enactment of 2013 Iowa Acts, House File 649:

1. The section of this Act amending 2013 Iowa Acts, House File 649.

DIVISION III

SALARIES, COMPENSATION, AND RELATED MATTERS

Sec. 40. STATE COURT — JUSTICES, JUDGES, AND MAGISTRATES.

1. The salary rates specified in subsection 2 are for the fiscal year beginning July 1, 2013, effective for the pay period beginning January 3, 2014, and for subsequent fiscal years until otherwise provided by the general assembly. The salaries provided for in this section shall be paid from funds allocated to the judicial branch from the salary adjustment fund, or if the allocation is not sufficient, from funds appropriated to the judicial branch pursuant to this Act or any other Act of the general assembly.

2. The following annual salary rates shall be paid to the persons holding the judicial positions indicated during the fiscal year beginning July 1, 2013, effective with the pay period beginning January 3, 2014, and for subsequent pay periods.

a. Chief justice of the supreme court:

..... \$ 178,538

b. Each justice of the supreme court:

..... \$ 170,544

c. Chief judge of the court of appeals:

..... \$ 159,885

d. Each associate judge of the court of appeals:

..... \$ 154,556

e. Each chief judge of a judicial district:

..... \$ 149,226

f. Each district judge except the chief judge of a judicial district:

..... \$ 143,897

g. Each district associate judge:

..... \$ 127,908

- h. Each associate juvenile judge:
..... \$ 127,908
- i. Each associate probate judge:
..... \$ 127,908
- j. Each judicial magistrate:
..... \$ 39,438
- k. Each senior judge:
..... \$ 8,527

3. Persons receiving the salary rates established under this section shall not receive any additional salary adjustments provided by this Act.

Sec. 41. JUDICIAL BRANCH — APPROPRIATION. There is appropriated from the general fund of the state to the judicial branch for the fiscal year beginning July 1, 2013, and ending June 30, 2014, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

- For salaries for justices, judges, and magistrates:
..... \$ 850,000

Sec. 42. SPECIAL FUNDS. For the fiscal year beginning July 1, 2013, and ending June 30, 2014, and for the fiscal year beginning July 1, 2014, and ending June 30, 2015, salary adjustments may be funded using departmental revolving, trust, or special funds for which the general assembly has established an operating budget, provided doing so does not exceed the operating budget established by the general assembly.

Sec. 43. SALARY MODEL ADMINISTRATOR. The salary model administrator shall work in conjunction with the legislative services agency to maintain the state’s salary model used for analyzing, comparing, and projecting state employee salary and benefit information, including information relating to employees of the state board of regents. The department of revenue, the department of administrative services, the five institutions under the jurisdiction of the state board of regents, the judicial district departments of correctional services, and the state department of transportation shall provide salary data to the department of management and the legislative services agency to operate the state’s salary model. The format and frequency of provision of the salary data shall be determined by the department of management and the legislative services agency. The information shall be used in collective bargaining processes under chapter 20 and in calculating the funding needs contained within the annual salary adjustment legislation. A state employee organization as defined in section 20.3, subsection 4, may request information produced by the model, but the information provided shall not contain information attributable to individual employees.

Sec. 44. 2008 Iowa Acts, chapter 1191, section 14, subsection 4, is amended to read as follows:

- 4. The following are range 4 positions: director of the department of human rights, director of the Iowa state civil rights commission, executive director of the college student aid commission, director of the department for the blind, executive director of the ethics and campaign disclosure board, executive director of the Iowa public information board, members of the public employment relations board, and chairperson, vice chairperson, and members of the board of parole.

DIVISION IV
CORRECTIVE PROVISIONS

Sec. 45. Section 2.12, unnumbered paragraph 4, Code 2013, as amended by 2013 Iowa Acts, House File 185, section 1, is amended to read as follows:

There is appropriated out of any funds in the state treasury not otherwise appropriated such sums as may be necessary for the fiscal year budgets of the

legislative services agency and the ~~ombudsman~~ office of ombudsman for salaries, support, maintenance, and miscellaneous purposes to carry out their statutory responsibilities. The legislative services agency and the ~~ombudsman~~ office of ombudsman shall submit their proposed budgets to the legislative council not later than September 1 of each year. The legislative council shall review and approve the proposed budgets not later than December 1 of each year. The budget approved by the legislative council for each of its statutory legislative agencies shall be transmitted by the legislative council to the department of management on or before December 1 of each year for the fiscal year beginning July 1 of the following year. The department of management shall submit the approved budgets received from the legislative council to the governor for inclusion in the governor's proposed budget for the succeeding fiscal year. The approved budgets shall also be submitted to the chairpersons of the committees on appropriations. The committees on appropriations may allocate from the funds appropriated by this section the funds contained in the approved budgets, or such other amounts as specified, pursuant to a concurrent resolution to be approved by both houses of the general assembly. The director of the department of administrative services shall issue warrants for salaries, support, maintenance, and miscellaneous purposes upon requisition by the administrative head of each statutory legislative agency. If the legislative council elects to change the approved budget for a legislative agency prior to July 1, the legislative council shall transmit the amount of the budget revision to the department of management prior to July 1 of the fiscal year, however, if the general assembly approved the budget it cannot be changed except pursuant to a concurrent resolution approved by the general assembly.

Sec. 46. Section 2.42, subsection 14, Code 2013, as amended by 2013 Iowa Acts, House File 185, section 2, is amended to read as follows:

14. To hear and act upon appeals of aggrieved employees of the legislative services agency and the office of ~~the~~ ombudsman pursuant to rules of procedure established by the council.

Sec. 47. Section 2C.3, subsection 2, Code 2013, as enacted by 2013 Iowa Acts, House File 185, section 4, is amended to read as follows:

2. The ombudsman shall employ and supervise all employees under the ombudsman's direction in such positions and at such salaries as shall be authorized by the legislative council. The legislative council shall hear and act upon appeals of aggrieved employees of the office of ~~the~~ ombudsman.

Sec. 48. Section 2C.9, subsection 6, Code 2013, as amended by 2013 Iowa Acts, House File 185, section 10, is amended to read as follows:

6. Establish rules relating to the operation, organization, and procedure of the office of ~~the~~ ombudsman. The rules are exempt from chapter 17A and shall be published in the Iowa administrative code.

Sec. 49. Section 2C.11, subsection 1, unnumbered paragraph 1, Code 2013, as amended by 2013 Iowa Acts, House File 185, section 12, is amended to read as follows:

An appropriate subject for investigation by the office of ~~the~~ ombudsman is an administrative action that might be:

Sec. 50. Section 2C.18, Code 2013, as amended by 2013 Iowa Acts, House File 185, section 20, is amended to read as follows:

2C.18 Report to general assembly.

The ombudsman shall by April 1 of each year submit an economically designed and reproduced report to the general assembly and to the governor concerning the exercise of the ~~ombudsman~~ ombudsman's functions during the preceding calendar year. In discussing matters with which the ombudsman has been concerned, the ombudsman shall not identify specific persons if to do so would cause needless hardship. If the annual report criticizes a named agency or official, it shall also include unedited replies

made by the agency or official to the criticism, unless excused by the agency or official affected.

Sec. 51. Section 8B.21, subsection 5, paragraph e, if enacted by 2013 Iowa Acts, Senate File 396, section 3, is amended to read as follows:

e. The department of public defense shall not be required to obtain any information technology services pursuant to this chapter for the department of public defense that is are provided by the office pursuant to this chapter without the consent of the adjutant general.

Sec. 52. Section 23A.4, subsection 3, Code 2013, as enacted by 2013 Iowa Acts, House File 185, section 27, is amended to read as follows:

3. Chapter 17A and this section are the exclusive remedy for violations of this chapter. However, the office of the ombudsman may review violations of this chapter and make recommendations as provided in chapter 2C.

Sec. 53. Section 29.1, Code 2013, as amended by 2013 Iowa Acts, House File 307, section 9, is amended to read as follows:

29.1 Department of public defense.

The department of public defense is composed of the office of the adjutant general and the military forces of the state of Iowa. The adjutant general is the director of the department of public defense and shall perform all functions, responsibilities, powers, and duties ~~over~~ concerning the military forces of the state of Iowa as provided in the laws of the state.

Sec. 54. Section 35A.13, subsection 6A, paragraph b, subparagraph (1), if enacted by 2013 Iowa Acts, House File 613, section 2, is amended to read as follows:

(1) The commission may provide educational assistance funds to any child who has lived in the state of Iowa for two years preceding application for state educational assistance, and who is the child of a person who died prior to September 11, 2001, during active federal military service while serving in the armed forces or during active federal military service in the Iowa national guard or other military component of the United States, to defray the expenses of tuition, matriculation, laboratory and similar fees, books and supplies, board, lodging, and any other reasonably necessary expense for the child or children incident to attendance in this state at an educational or training institution of college grade, or in a business or vocational training school with standards approved by the department. The commission shall not expend more than six hundred dollars per year for educational assistance for any one child under this paragraph "b".

Sec. 55. Section 70A.28, subsection 6, Code 2013, as amended by 2013 Iowa Acts, House File 185, section 28, is amended to read as follows:

6. Subsection 2 may also be enforced by an employee through an administrative action pursuant to the requirements of this subsection if the employee is not a merit system employee or an employee covered by a collective bargaining agreement. An employee eligible to pursue an administrative action pursuant to this subsection who is discharged, suspended, demoted, or otherwise receives a reduction in pay and who believes the adverse employment action was taken as a result of the employee's disclosure of information that was authorized pursuant to subsection 2, may file an appeal of the adverse employment action with the public employment relations board within thirty calendar days following the later of the effective date of the action or the date a finding is issued to the employee by the office of the ombudsman pursuant to section 2C.11A. The findings issued by the ombudsman may be introduced as evidence before the public employment relations board. The employee has the right to a hearing closed to the public, but may request a public hearing. The hearing shall otherwise be conducted in accordance with the rules of the public employment relations board and the Iowa administrative procedure Act, chapter 17A. If the public employment

relations board finds that the action taken in regard to the employee was in violation of subsection 2, the employee may be reinstated without loss of pay or benefits for the elapsed period, or the public employment relations board may provide other appropriate remedies. Decisions by the public employment relations board constitute final agency action.

Sec. 56. Section 105.10, subsection 3, Code 2013, as amended by 2013 Iowa Acts, Senate File 427, section 10, is amended to read as follows:

3. An individual holding a master mechanical license shall not be required to get an HVAC-refrigeration, sheet metal, or hydronic license in order to design, install, or repair the work defined in this chapter as mechanical, HVAC-refrigeration, sheet metal, or hydronic work. An individual holding a ~~journey~~ journeyperson mechanical license shall not be required to get an HVAC-refrigeration, sheet metal, or hydronic license in order to install and repair the work defined in this chapter as mechanical, HVAC-refrigeration, sheet metal, or hydronic work. An individual holding a master or ~~journey~~ journeyperson mechanical license shall also not be required to obtain a special, restricted license that is designated as a sublicense of the mechanical, HVAC-refrigeration, sheet metal, or hydronic licenses.

Sec. 57. Section 105.32, as enacted by 2013 Iowa Acts, Senate File 427, section 32, Code 2013, is amended to read as follows:

105.32 Transition provisions.

A licensee whose license expires between June 30, 2014, and July 1, 2017, may voluntarily renew ~~their~~ the license early so ~~they may have~~ the license has an expiration date of June 30, 2017. This voluntary early renewal may happen at any time on or after July 1, 2014. The department shall promulgate rules that allow for this one-time early renewal process, including fees and continuing education requirements.

Sec. 58. Section 126.11, subsection 3, paragraph b, Code 2013, as amended by 2013 Iowa Acts, House File 417, section 26, is amended to read as follows:

b. A drug dispensed by filling or refilling a written, electronic, facsimile, or oral prescription of a practitioner licensed by law to administer the drug is exempt from section 126.10, except section 126.10, subsection 1, paragraph "a", section 126.10, subsection 1, paragraph "i", subparagraphs (2) and (3), and section 126.10, subsection 1, paragraphs "k" and "l", and the packaging requirements of section 126.10, subsection 1, paragraphs "g", "h", and "p", if the drug bears a label containing the name and address of the dispenser, the date of the prescription or of its filling, the name of the prescriber, and, if stated in the prescription, the name of the patient, and the directions for use and cautionary statements, if any, contained in the prescription. This exemption does not apply to a drug dispensed in the course of the conduct of the business of dispensing drugs pursuant to diagnosis by mail, or to a drug dispensed in violation of paragraph "a" of this subsection.

Sec. 59. Section 249A.43, subsection 3, as enacted by 2013 Iowa Acts, Senate File 357, section 7, is amended to read as follows:

3. An affidavit of service of a notice of entry of judgment shall be made by first class mail at the address where the debtor was served with the notice of overpayment. Service is completed upon mailing as specified in this ~~paragraph~~ subsection.

Sec. 60. Section 252D.17, subsection 1, paragraph m, as enacted by 2013 Iowa Acts, House File 417, section 55, Code 2013, is amended to read as follows:

~~m.~~ 2. The department shall establish criteria and a phased-in schedule to require, no later than June 30, 2015, payors of income to electronically transmit the amounts withheld under an income withholding order. The department shall assist payors of income in complying with the required electronic transmission, and shall adopt rules setting forth procedures for use in electronic transmission of funds, and exemption from use of electronic transmission taking into consideration any undue hardship

electronic transmission creates for payors of income.

Sec. 61. Section 263B.3, Code 2013, as amended by 2013 Iowa Acts, House File 417, section 63, is amended to read as follows:

263B.3 Agreements with federal departments.

The state archaeologist is authorized to enter into agreements and cooperative efforts with the federal highway administrator, the United States departments of commerce, interior, agriculture, and defense, and any other federal or state agencies concerned with archaeological salvage or the preservation of antiquities.

Sec. 62. Section 321.463, subsection 12A, paragraphs a and c, as enacted by 2013 Iowa Acts, House File 14, section 1, are amended to read as follows:

a. A person operating a vehicle or combination of vehicles equipped with a retractable axle may raise the axle when necessary to negotiate a turn, provided that the retractable axle is lowered within one thousand feet following completion of the turn. This paragraph does not apply to a vehicle or combination of vehicles operated on an interstate highway, including a ramp to or from an interstate highway, or on a bridge.

c. This subsection does not prohibit the operation of a vehicle or combination of vehicles equipped with a retractable axle ~~from operating~~ with the retractable axle raised when the vehicle or combination of vehicles is in compliance with the weight limitations of this section with the retractable axle raised.

Sec. 63. Section 321E.9A, subsection 1, Code 2013, as amended by 2013 Iowa Acts, Senate File 355, section 7, is amended to read as follows:

1. Vehicles with indivisible loads having an overall length not to exceed one hundred twenty feet, an overall width not to exceed sixteen feet, and a height not to exceed fifteen feet five inches may be moved on highways specified by the ~~permitting~~ permit-issuing authority, provided the gross weight on any one axle shall not exceed the maximum prescribed in section 321.463 and the total gross weight is not greater than one hundred fifty-six thousand pounds.

Sec. 64. Section 327F.39, subsection 6, paragraph b, if enacted by 2013 Iowa Acts, Senate File 340, section 4, is amended to read as follows:

b. A violation of subsection 4A or rules adopted pursuant to subsection 4A by a railroad worker transportation company or a railroad ~~corporation~~ company is punishable as a schedule “one” penalty under section 327C.5.

Sec. 65. Section 418.5, subsection 1, Code 2013, as amended by 2013 Iowa Acts, House File 307, section 51, is amended to read as follows:

1. The flood mitigation board is established consisting of nine voting members and four ex officio, nonvoting members, and is located for administrative purposes within the ~~division~~ department. The director of the department shall provide office space, staff assistance, and necessary supplies and equipment for the board. The director shall budget funds to pay the necessary expenses of the board. In performing its functions, the board is performing a public function on behalf of the state and is a public instrumentality of the state.

Sec. 66. Section 426A.11, subsection 1, Code 2013, as amended by 2013 Iowa Acts, House File 417, section 97, is amended to read as follows:

1. The property, not to exceed two thousand seven hundred seventy-eight dollars in taxable value of any veteran, as defined in section 35.1, of ~~the~~ World War I.

Sec. 67. Section 437B.2, subsection 8, paragraph a, subparagraph (2), if enacted by 2013 Iowa Acts, Senate File 451, section 11, is amended to read as follows:

(2) A water treatment plant where the acquisition cost of all interests acquired exceeds ten million dollars. For purposes of this ~~paragraph~~ subparagraph, “*water treatment plant*” means buildings and equipment used in that portion of the potable water supply system which in some way alters the physical, chemical, or bacteriological

quality of the water.

Sec. 68. Section 437B.2, subsection 10, if enacted by 2013 Iowa Acts, Senate File 451, section 11, is amended to read as follows:

10. "*Operating property*" means all property owned by or leased to a water utility, not otherwise taxed separately, which is necessary to and without which the ~~company~~ water utility could not perform the activities of a water utility.

Sec. 69. Section 437B.10, subsection 2, paragraph b, if enacted by 2013 Iowa Acts, Senate File 451, section 19, is amended to read as follows:

b. Local taxing authority employees are deemed to be officers and employees of the state for purposes ~~this of of this~~ subsection.

Sec. 70. Section 455B.275, subsection 3A, paragraphs a and b, if enacted by 2013 Iowa Acts, House File 541, section 1, are amended to read as follows:

a. The person reconstructing the dam is only required to possess the flooding easements or ownership which ~~were~~ was held prior to the reconstruction as long as the former normal pool elevation is not exceeded and the spillway capacity is increased by at least fifty percent.

b. Flooding easements or ownership ~~are~~ is only required to the top of the reconstructed spillway elevation.

Sec. 71. Section 490.863, subsection 3, paragraph a, as enacted by 2013 Iowa Acts, House File 469, section 43, is amended to read as follows:

a. "*Holder*" means and "*held by*" refers to shares held by both a record shareholder, as defined in section 490.1301, subsection 7, and a beneficial shareholder, as defined in section 490.1301, subsection 2.

Sec. 72. Section 490.1302, subsection 2, paragraph d, Code 2013, as amended by 2013 Iowa Acts, House File 469, section 53, is amended to read as follows:

d. Paragraph "*a*"; shall not be applicable and appraisal rights shall be available pursuant to subsection 1 for the holders of any class or series of shares where the corporate action is an interested transaction.

Sec. 73. Section 522.6, subsection 2, if enacted by 2013 Iowa Acts, Senate File 189, section 6, is amended to read as follows:

2. If an insurer qualifies for exemption from the requirements of this chapter pursuant to paragraph "*a*" of subsection 1, but the insurance group of which the insurer is a member does not qualify for exemption pursuant to paragraph "*b*" of subsection 1, then the own risk and solvency assessment summary report that is required pursuant to section ~~521H.5~~ 522.5 shall include information concerning every insurer in the insurance group. This requirement may be satisfied by the submission of more than one summary report for any combination of insurers in the insurance group provided that the combination of reports submitted includes every insurer in the insurance group.

Sec. 74. Section 533.405, subsection 4A, paragraph b, subparagraphs (1) and (2), as enacted by 2013 Iowa Acts, Senate File 183, section 8, are amended to read as follows:

(1) State credit unions with assets in excess of ~~55~~ five million ~~dollars~~ as of the month ending immediately prior to the date of the conclusion of the vote by the membership approving the dissolution shall publish the notice once a week for two successive weeks in a newspaper of general circulation in each county in which the state credit union maintains an office or branch for the transaction of business.

(2) State credit unions with assets of ~~55~~ five million ~~dollars~~ or less as of the month ending immediately prior to the date of the conclusion of the vote by the membership approving the dissolution shall publish the notice once in a newspaper of general circulation in each county in which the state credit union maintains an office or branch.

Sec. 75. Section 543C.2, subsection 1, paragraph j, if enacted by 2013 Iowa Acts, House File 556, section 167, is amended to read as follows:

j. The subdivider, if a corporation, must register to do business in the state of Iowa as a foreign corporation with the secretary of state and furnish a copy of the certificate of authority to do business in the state of Iowa. If not a corporation, the subdivider must comply with the provisions of chapter 547, by filing a proper trade name with the Polk county recorder. The provisions of this ~~subsection~~ paragraph shall also apply to any person, partnership, firm, company, corporation, or association, other than the subdivider, which is engaged by or through the subdivider for the purpose of advertising or selling the land involved in the filing.

Sec. 76. Section 556.2, subsection 5, paragraph a, unnumbered paragraph 1, as enacted by 2013 Iowa Acts, House File 417, section 174, is amended to read as follows:

A banking organization or financial organization shall send to the owner of each account, to which none of the actions specified in subsection ~~2~~ 1, paragraphs “a” through “e” or subsection 2, paragraphs “a” through “e” have occurred during the preceding three calendar years, a notice by certified mail stating in substance the following:

Sec. 77. Section 716.7, subsection 1, as amended by 2013 Iowa Acts, House File 556, section 234, if enacted, is amended to read as follows:

1. For purposes of this section:

a. “*Property*” shall include any land, dwelling, building, conveyance, vehicle, or other temporary or permanent structure whether publicly or privately owned.

b. “*Public utility*” is a public utility as defined in section 476.1 or an electric transmission line as provided in chapter 478.

~~b. c.~~ “*Public utility property*” means any land, dwelling, building, conveyance, vehicle, or other temporary or permanent structure owned, leased, or operated by a public utility and that is completely enclosed by a physical barrier of any kind. ~~For the purposes of this section, a “public utility” is a public utility as defined in section 476.1 or an electric transmission line as provided in chapter 478.~~

e. ~~d.~~ “*Railway corporation*” means a corporation, company, or person owning, leasing, or operating any railroad in whole or in part within this state.

~~d. e.~~ “*Railway property*” means all tangible real and personal property owned, leased, or operated by a railway corporation with the exception of any administrative building or offices of the railway corporation.

Sec. 78. Section 724.2, subsection 1, paragraph i, if enacted by 2013 Iowa Acts, House File 556, section 206, is amended to read as follows:

i. A nonresident who possesses an offensive weapon which is a curio or relic firearm under the federal Firearms Act, 18 U.S.C. ch. 44, solely for use in official functions in this state of a historical reenactment organization of which the person is a member, if the offensive weapon is legally possessed by the person in the person’s state of residence and the offensive weapon is at all times while in this state rendered incapable of firing live ammunition. A nonresident who possesses an offensive weapon under this ~~subsection~~ paragraph while in this state shall not have in the person’s possession live ammunition. The offensive weapon may, however, be adapted for the firing of blank ammunition.

Sec. 79. 2013 Iowa Acts, House File 556, section 257, subsection 3, if enacted, is amended by adding the following new subsection:

NEW SUBSECTION. 12. The Code editor is directed to change any terminology that references a web site, websites, the internet, and internet site, or internet sites in any Act enacted during the 2013 regular session of the Eighty-fifth General Assembly in the same manner as that terminology is changed in this section of this Act.

Sec. 80. 2013 Iowa Acts, House File 607, section 29, subsection 3, if enacted, is amended to read as follows:

3. The department of agriculture and land stewardship or the office of attorney

general acting on behalf of the agricultural development authority in an administrative or judicial proceeding shall not be affected as a result of this Act. Any ~~statue~~ statute of limitation shall apply to the parties as if this Act had not been enacted.

Sec. 81. 2013 Iowa Acts, House File 607, section 34, if enacted, is amended to read as follows:

SEC. 34. ADMINISTRATION OF ONGOING PROGRAMS. The Iowa finance authority shall complete the administration of ongoing programs of the agricultural development authority as provided in chapter 175, to the extent that the administration of those programs ~~are~~ is in progress on the effective date of this division of this Act. The Iowa finance authority shall assume all rights and obligations of the agricultural development authority to the extent that moneys have been committed, obligations incurred, or rights accrued prior to the effective date of this division of this Act. Moneys owing due to the rights and obligations of the agricultural development authority and assumed by the Iowa finance authority shall be paid as directed by the Iowa finance authority.

Sec. 82. 2013 Iowa Acts, House File 607, section 35, subsection 1, if enacted, is amended to read as follows:

1. The assets and liabilities of the former Iowa rural rehabilitation corporation assumed by the agricultural development authority pursuant to section 175.28 shall be transferred to the Iowa finance authority on the effective date of this division of this Act. On such effective date, the Iowa finance authority shall be the successor in interest to the agreements in effect between the United States government and the agricultural development authority on behalf of this state.

Sec. 83. 2013 Iowa Acts, Senate File 427, section 35, is amended to read as follows:

SEC. 35. ADMINISTRATIVE RULES. The department of public health shall adopt all initial rules, and amendments to existing rules, necessary for the implementation of this Act.

Sec. 84. 2013 Iowa Acts, Senate File 436, section 5, if enacted, is amended to read as follows:

SEC. 5. APPLICABILITY. The following provision or provisions of this Act apply to eligible property to be placed in service on or after ~~the effective date of this Act~~ July 1, 2013:

1. The section of this Act amending section 404A.3.

Sec. 85. 2013 Iowa Acts, Senate File 447, the following section, if enacted, is amended to read as follows:

SEC. ____ CRIMINAL AND JUVENILE JUSTICE PLANNING DIVISION. There is appropriated from the general fund of the state to the criminal and juvenile justice planning division of the department of human rights for the fiscal year beginning July 1, ~~2013~~ 2014, and ending June 30, ~~2014~~ 2015, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

For salaries, support, maintenance, and miscellaneous purposes, and for not more than the following full-time equivalent positions:

..... \$ 630,053
..... FTEs 10.81

The criminal and juvenile justice planning advisory council and the juvenile justice advisory council shall coordinate their efforts in carrying out their respective duties relative to juvenile justice.

Sec. 86. REPEAL. 2013 Iowa Acts, House File 417, section 34, and 2013 Iowa Acts, House File 556, section 27, if enacted, are repealed.

Sec. 87. REPEAL. 2013 Iowa Acts, House File 469, sections 83 and 84, are repealed.

Sec. 88. CONTINGENT REPEAL. If 2013 Iowa Acts, House File 575, section 12, is enacted, 2013 Iowa Acts, House File 417, section 93, is repealed.

DIVISION V
SUPPLEMENTARY WEIGHTING FOR LIMITED ENGLISH
PROFICIENT STUDENTS

Sec. 89. Section 257.31, subsection 5, paragraph j, Code 2013, is amended to read as follows:

j. Unusual need to continue providing a program or other special assistance to non-English speaking pupils after the expiration of the ~~four-year~~ five-year period specified in section 280.4.

Sec. 90. Section 280.4, subsection 3, Code 2013, is amended to read as follows:

3. a. In order to provide funds for the excess costs of instruction of limited English proficient students specified in paragraph "b" above the costs of instruction of pupils in a regular curriculum, students identified as limited English proficient shall be assigned an additional weighting of twenty-two hundredths, and that weighting shall be included in the weighted enrollment of the school district of residence for a period not exceeding ~~four~~ five years. However, the school budget review committee may grant supplemental aid or modified allowable growth to a school district to continue funding a program for students after the expiration of the ~~four-year~~ five-year period.

b. For students first determined to be limited English proficient for a budget year beginning on or after July 1, 2010, the additional weighting provided under paragraph "a" shall be included in the weighted enrollment of the school district of residence for a period not exceeding five years beginning with the budget year for which the student was first determined to be limited English proficient.

DIVISION VI

NEWBORN CRITICAL CONGENITAL HEART DISEASE SCREENING

Sec. 91. NEW SECTION. 136A.5A Newborn critical congenital heart disease screening.

1. Each newborn born in this state shall receive a critical congenital heart disease screening by pulse oximetry or other means as determined by rule, in conjunction with the metabolic screening required pursuant to section 136A.5.

2. An attending health care provider shall ensure that every newborn under the provider's care receives the critical congenital heart disease screening.

3. This section does not apply if a parent objects to the screening. If a parent objects to the screening of a newborn, the attending health care provider shall document the refusal in the newborn's medical record and shall obtain a written refusal from the parent and report the refusal to the department.

4. Notwithstanding any provision to the contrary, the results of each newborn's critical congenital heart disease screening shall only be reported in a manner consistent with the reporting of the results of metabolic screenings pursuant to section 136A.5 if funding is available for implementation of the reporting requirement.

5. This section shall be administered in accordance with rules adopted pursuant to section 136A.8.

Sec. 92. NEWBORN CRITICAL CONGENITAL HEART DISEASE SCREENING. Notwithstanding any provision to the contrary relating to the newborn screening policy pursuant to 641 IAC 4.3(1), critical congenital heart disease screening shall be included in the state's newborn screening panel as included in the recommended uniform screening panel as approved by the United States secretary of health and human services. The center for congenital and inherited disorders advisory committee shall make recommendations regarding implementation of the screening and the center for congenital and inherited disorders shall adopt rules as necessary to implement the screening. However, reporting of the results of each newborn's critical congenital heart disease screening shall not be required unless funding is available for implementation of the reporting requirement.

DIVISION VII

RIGHT TO CURE — CLOSED CREDIT CARD ACCOUNTS

Sec. 93. Section 537.5110, subsection 4, paragraph c, Code 2013, is amended to read as follows:

c. Until the expiration of the minimum applicable period after the notice is given, the consumer may cure the default by tendering either the amount of all unpaid installments due at the time of the tender, without acceleration, plus any unpaid delinquency or deferral charges, or the amount stated in the notice of right to cure, whichever is less, or by tendering any performance necessary to cure any default other than nonpayment of amounts due, which is described in the notice of right to cure. The act of curing a default restores to the consumer the consumer's rights under the agreement as though no default had occurred, except as provided in subsection 3. However, where the obligation in default is a credit card account that has been closed, the act of curing a default does not restore to the consumer the consumer's rights under the agreement as though no default had occurred.

Sec. 94. Section 537.5111, Code 2013, is amended by adding the following new subsection:

NEW SUBSECTION. 4A. If the consumer credit transaction is a credit card account that has been closed, the notice shall conform to the requirements of subsection 2, and a notice in substantially the form specified in that subsection complies with this subsection except that the statement relating to continuation of the contract upon correction of the default as though the consumer did not default shall not be contained in the notice.

DIVISION VIII

NOTARY PUBLIC

Sec. 95. Section 9B.15, subsection 3, unnumbered paragraph 1, Code 2013, is amended to read as follows:

A certificate of a notarial act is sufficient if it meets the requirements of subsections 1 and 2 and all any of the following apply:

Sec. 96. Section 9B.17, subsection 1, paragraph a, Code 2013, is amended to read as follows:

a. Include the notary public's name, the words "Notarial Seal" and "Iowa", the words "Commission Number" followed by a number assigned to the notary public by the secretary of state, the words "My Commission Expires" followed either by the date that the notary public's term would ordinarily expire as provided in section 9B.21 or a blank line on which the notary public shall indicate the date of expiration, if any, of the notary public's commission, as required by and in satisfaction of section 9B.15, subsection 1, paragraph "e," and other information required by the secretary of state.

Sec. 97. Section 321I.31, subsection 3, Code 2013, is amended to read as follows:

3. An owner of an all-terrain vehicle shall apply to the county recorder for issuance of a certificate of title within thirty days after acquisition. The application shall be on forms the department prescribes and accompanied by the required fee. The application shall be signed and sworn to before a ~~notary public~~ notarial officer as provided in chapter 9B or other person who administers oaths, or shall include a certification signed in writing containing substantially the representation that statements made are true and correct to the best of the applicant's knowledge, information, and belief, under penalty of perjury. The application shall contain the date of sale and gross price of the all-terrain vehicle or the fair market value if no sale immediately preceded the transfer and any additional information the department requires. If the application is made for an all-terrain vehicle last previously registered or titled in another state or foreign country, the application shall contain this information and any other information the department requires.

Sec. 98. Section 462A.77, subsection 4, Code 2013, is amended to read as follows:

4. Every owner of a vessel subject to titling under this chapter shall apply to the county recorder for issuance of a certificate of title for the vessel within thirty days after acquisition. The application shall be on forms the department prescribes, and accompanied by the required fee. The application shall be signed and sworn to before a ~~notary public~~ notarial officer as provided in chapter 9B or other person who administers oaths, or shall include a certification signed in writing containing substantially the representation that statements made are true and correct to the best of the applicant's knowledge, information, and belief, under penalty of perjury. The application shall contain the date of sale and gross price of the vessel or the fair market value if no sale immediately preceded the transfer, and any additional information the department requires. If the application is made for a vessel last previously registered or titled in another state or foreign country, it shall contain this information and any other information the department requires.

Sec. 99. Section 554.3505, subsection 2, Code 2013, is amended to read as follows:

2. A protest is a certificate of dishonor made by a United States consul or vice consul, or a ~~notary public~~ notarial officer as provided in chapter 9B or other person authorized to administer oaths by the law of the place where dishonor occurs. It may be made upon information satisfactory to that person. The protest must identify the instrument and certify either that presentment has been made or, if not made, the reason why it was not made, and that the instrument has been dishonored by nonacceptance or nonpayment. The protest may also certify that notice of dishonor has been given to some or all parties.

Sec. 100. Section 589.4, Code 2013, is amended to read as follows:

589.4 Acknowledgments by corporation officers.

The acknowledgments of all deeds, mortgages, or other instruments in writing taken or certified more than ten years earlier, which instruments have been recorded in the recorder's office of any county of this state, including acknowledgments of instruments made by a corporation, or to which the corporation was a party, or under which the corporation was a beneficiary, and which have been acknowledged before or certified by a ~~notary public~~ notarial officer as provided in chapter 9B who was at the time of the acknowledgment or certifying a stockholder or officer in the corporation, are legal and valid official acts of the notaries public, and entitle the instruments to be recorded, anything in the laws of the state of Iowa in regard to acknowledgments to the contrary notwithstanding. This section does not affect pending litigation.

Sec. 101. Section 589.5, Code 2013, is amended to read as follows:

589.5 Acknowledgments by stockholders.

All deeds and conveyances of lands within this state executed more than ten years earlier, but which have been acknowledged or proved according to and in compliance with the laws of this state before a ~~notary public~~ notarial officer as provided in chapter 9B or other official authorized by law to take acknowledgments who was, at the time of the acknowledgment, an officer or stockholder of a corporation interested in the deed or conveyance, or otherwise interested in the deeds or conveyances, are, if otherwise valid, valid in law as though acknowledged or proved before an officer not interested in the deeds or conveyances; and if recorded more than ten years earlier, in the respective counties in which the lands are, the records are valid in law as though the deeds and conveyances, so acknowledged or proved and recorded, had, prior to being recorded, been acknowledged or proved before an officer having no interest in the deeds or conveyances.

Sec. 102. Section 622.86, Code 2013, is amended to read as follows:

622.86 Foreign affidavits.

Those taken out of the state before any judge or clerk of a court of record, or before a

notary public notarial officer as provided in chapter 9B, or a commissioner appointed by the governor of this state to take acknowledgment of deeds in the state where such affidavit is taken, are of the same credibility as if taken within the state.

DIVISION IX

CORN PROMOTION BOARD

Sec. 103. Section 185C.1, Code 2013, is amended by adding the following new subsection:

NEW SUBSECTION. 4A. “*Director*” means a district elected director or a board elected director as provided in section 185C.6.

Sec. 104. Section 185C.1, subsection 5, Code 2013, is amended to read as follows:

5. “*District*” means an official crop reporting district formed by the United States department of agriculture for use on January 1, 2013, and set out in the annual farm census published in that year by the Iowa department of agriculture and land stewardship.

Sec. 105. Section 185C.3, Code 2013, is amended to read as follows:

185C.3 Establishment of corn promotion board.

If a majority of the producers voting in the referendum election approve the passage of the promotional order, an Iowa corn promotion board shall be established. ~~The board shall consist of one director elected from each district in the state, except that a district producing more than an average of one hundred million bushels of corn in the three previous marketing years is entitled to two directors.~~

Sec. 106. Section 185C.6, Code 2013, is amended by striking the section and inserting in lieu thereof the following:

185C.6 Number and election of directors.

The Iowa corn promotion board established pursuant to section 185C.3 shall be composed of directors elected as provided in this chapter. The directors shall include all of the following:

1. Nine district elected directors. Each such director shall be elected from a district as provided in section 185C.5, this section, and sections 185C.7 and 185C.8. A candidate receiving the highest number of votes in each district shall be elected to represent that district.

2. Three board elected directors. Each such director shall be elected by the board. The candidate receiving the highest number of votes by the board shall be elected to represent the state on at-large basis.

Sec. 107. Section 185C.7, Code 2013, is amended to read as follows:

185C.7 Terms of directors.

1. Director terms ~~A director's term of office shall be for three years and no. A district elected director of the board shall not serve for more than three complete consecutive terms. A board elected director shall not serve for more than one complete term of office. A district elected director who is elected as board elected director shall not serve more than a total of four terms of office, regardless of whether any of the terms of office are complete or consecutive.~~

2. If the board is reconstituted pursuant to section 185C.8, the terms of the directors shall be controlled by this section. However, the initial terms of the reconstituted board shall be staggered. To the extent practicable, one-third of the elected directors shall serve an initial term of one year, one-third of the elected directors shall serve an initial term of two years, and one-third of the elected directors shall serve an initial term of three years. The initial terms of board elected directors shall be determined by board members drawing lots. The board elected under this paragraph shall not contain two directors from the same district serving the same term.

Sec. 108. Section 185C.8, Code 2013, is amended to read as follows:

185C.8 Elections Administration of elections for directors.

1. The Iowa corn promotion board shall administer elections for district elected directors of the board with the assistance of the secretary. Prior to the expiration of a director's term of office, the board shall appoint a nominating committee for the district represented by that director. The nominating committee shall consist of five producers who are residents of the district from which a director must be elected. The nominating committee shall nominate two resident producers as candidates for each director position for which an election is to be held. Additional candidates may be nominated by a written petition of twenty-five producers. Procedures governing the time and place of filing shall be adopted and publicized by the board.

Following recommencement of the promotional order, or termination of the promotional order's suspension as provided in section 185C.24, the secretary shall order the reconstitution of the board. An election of district elected directors shall be held within thirty days from the date of the order. The secretary shall call for, provide for notice of, conduct, and certify the results of the election in a manner consistent with section 185C.5 through 185C.7. Directors shall serve terms as provided in section 185C.7. Rules or procedures adopted by the board and in effect at the date of suspension shall continue in effect upon reconstitution of the board. The Iowa corn growers association may nominate two resident producers as candidates for each director position. Additional candidates may be nominated by a written petition of at least twenty-five producers.

2. The Iowa corn promotion board shall administer elections for board elected directors. Prior to the expiration of a board elected director's term of office, the board may appoint a nominating committee. In order to be eligible for nomination and election, a candidate must have previously served on the board as an elected director. An officer of the board shall certify the results of the election.

Sec. 109. Section 185C.10, subsection 3, Code 2013, is amended by striking the subsection.

Sec. 110. Section 185C.14, subsection 3, Code 2013, is amended to read as follows:

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

Sec. 111. IMPLEMENTATION. The Iowa corn promotion board established pursuant to section 185C.3 shall implement this division of this Act.

1. During the implementation period all of the following shall apply:

a. The board shall provide for staggered terms of directors in the same manner as required for the initial terms of office of a reconstituted board pursuant to section 185C.7. However, the board is not required to draw lots as otherwise provided in that section.

b. The board is not required to fill a vacancy for an unexpired term as required in section 185C.9.

c. The board may reduce the number of years of a director's term in order to comply with this section.

2. The board shall complete implementation of this Act not later than July 1, 2014.

Sec. 112. EFFECTIVE UPON ENACTMENT. This division of this Act, being deemed of immediate importance, takes effect upon enactment.

DIVISION X

APPORTIONMENT OF TRANSPORTATION FUNDS — APPROPRIATION

Sec. 113. Section 312.3, subsection 2, Code 2013, is amended by adding the following new paragraph:

NEW PARAGRAPH. *d.* For purposes of apportioning among the cities of the state the percentage of the road use tax fund to be credited to the street construction fund of the cities for each month beginning March 2011 and ending March 2021 pursuant to this subsection, the population of each city shall be determined by the greater of the

population of the city as of the last preceding certified federal census or as of the April 1, 2010, population estimates base as determined by the United States census bureau.

Sec. 114. STREET CONSTRUCTION FUND — APPROPRIATION.

1. In a written application to the treasurer of state submitted by October 1, 2013, a city may request an additional distribution of moneys to be credited to the street construction fund of the city equal to that additional amount, calculated by the treasurer, that the city would have received if the funds were apportioned based upon the population of the city as determined by section 312.3, subsection 2, paragraph “d”, as enacted in this division of this Act, for the months prior to the effective date of this division of this Act.

2. Upon determination by the treasurer of state that an additional amount should be credited to a city as provided by this section, there is appropriated from the general fund of the state to the department of transportation, for the fiscal year beginning July 1, 2013, and ending June 30, 2014, an amount sufficient to pay the additional amount which shall be distributed to the city for deposit in the street construction fund of the city.

Sec. 115. EFFECTIVE UPON ENACTMENT. This division of this Act, being deemed of immediate importance, takes effect upon enactment.

Sec. 116. RETROACTIVE APPLICABILITY. This division of this Act applies retroactively to March 2011.

DIVISION XI

HISTORIC PRESERVATION AND CULTURAL AND ENTERTAINMENT DISTRICT TAX CREDITS

Sec. 117. Section 404A.4, subsection 2, paragraph d, Code 2013, is amended to read as follows:

d. ~~For the a fiscal year beginning on or after July 1, 2012, and for each fiscal year thereafter but before July 1, 2014,~~ the office shall reserve not more than forty-five million dollars worth of tax credits for any one taxable year.

Sec. 118. Section 404A.4, subsection 2, Code 2013, is amended by adding the following new paragraphs:

NEW PARAGRAPH. *e.* For the fiscal years beginning July 1, 2014, July 1, 2015, and July 1, 2016, the office shall reserve not more than fifty-five million dollars of tax credits for any one taxable year.

NEW PARAGRAPH. *f.* For the fiscal year beginning July 1, 2017, and for each fiscal year thereafter, the office shall reserve not more than fifty million dollars of tax credits for any one taxable year.

Sec. 119. Section 404A.4, subsection 4, paragraph a, Code 2013, is amended to read as follows:

a. The total amount of tax credits that may be approved for a fiscal year prior to the fiscal year beginning July 1, 2012, under this chapter shall not exceed fifty million dollars. The total amount of tax credits that may be approved for a fiscal year beginning on or after July 1, 2012, but before July 1, 2014, shall not exceed forty-five million dollars. The total amount of tax credits that may be approved for a fiscal year beginning on or after July 1, 2014, but before July 1, 2017, shall not exceed fifty-five million dollars. The total amount of tax credits that may be approved for a fiscal year beginning on or after July 1, 2017, shall not exceed fifty million dollars.

DIVISION XII

INCOME TAXES

Sec. 120. Section 422.5, subsection 1, paragraph j, subparagraph (2), subparagraph division (a), Code 2013, is amended to read as follows:

(a) The tax imposed upon the taxable income of a resident shareholder in an S corporation or of an estate or trust with a situs in Iowa that is a shareholder in an S

corporation, which S corporation has in effect for the tax year an election under subchapter S of the Internal Revenue Code and carries on business within and without the state, may be computed by reducing the amount determined pursuant to paragraphs “a” through “i” by the amounts of nonrefundable credits under this division and by multiplying this resulting amount by a fraction of which the resident’s or estate’s or trust’s net income allocated to Iowa, as determined in section 422.8, subsection 2, paragraph “b”, is the numerator and the resident’s or estate’s or trust’s total net income computed under section 422.7 is the denominator. If a resident shareholder, or an estate or trust with a situs in Iowa that is a shareholder, has elected to take advantage of this subparagraph (2), and for the next tax year elects not to take advantage of this subparagraph, the resident or estate or trust shareholder shall not reelect to take advantage of this subparagraph for the three tax years immediately following the first tax year for which the shareholder elected not to take advantage of this subparagraph, unless the director consents to the reelection. This subparagraph also applies to individuals who are residents of Iowa for less than the entire tax year.

Sec. 121. Section 422.8, subsection 2, paragraph b, unnumbered paragraph 1, Code 2013, is amended to read as follows:

A resident’s income, or the income of an estate or trust with a situs in Iowa, allocable to Iowa is the income determined under section 422.7 reduced by items of income and expenses from an S corporation that carries on business within and without the state when those items of income and expenses pass directly to the shareholders under provisions of the Internal Revenue Code. These items of income and expenses are increased by the greater of the following:

Sec. 122. Section 422.15, subsection 2, Code 2013, is amended to read as follows:

2. Every partnership, including limited partnerships ~~organized under chapter 488, having a place of business in the state, doing business in this state, or deriving income from sources within this state as defined in section 422.33, subsection 1,~~ shall make a return, stating specifically the net income and capital gains (or losses) reported on the federal partnership return, the names and addresses of the partners, and their respective shares in said amounts.

Sec. 123. EFFECTIVE UPON ENACTMENT. This division of this Act, being deemed of immediate importance, takes effect upon enactment.

Sec. 124. RETROACTIVE APPLICABILITY. The following provision or provisions of this division of this Act apply retroactively to January 1, 2013, for tax years beginning on or after that date:

1. The section amending section 422.5.
2. The section amending section 422.8.
3. The section amending section 422.15.

DIVISION XIII SALES AND USE TAXES

Sec. 125. Section 423.1, subsection 5, Code 2013, is amended to read as follows:

5. “*Agricultural production*” includes the production of flowering, ornamental, or vegetable plants in commercial greenhouses or otherwise, and production from aquaculture, and production from silvicultural activities. “*Agricultural products*” includes flowering, ornamental, or vegetable plants and those products of aquaculture and silviculture.

Sec. 126. Section 423.2, subsection 6, paragraph a, Code 2013, is amended to read as follows:

a. The sales price of any of the following enumerated services is subject to the tax imposed by subsection 5: alteration and garment repair; armored car; vehicle repair; battery, tire, and allied; investment counseling; service charges of all financial institutions; barber and beauty; boat repair; vehicle wash and wax; campgrounds;

carpentry; roof, shingle, and glass repair; dance schools and dance studios; dating services; dry cleaning, pressing, dyeing, and laundering; electrical and electronic repair and installation; excavating and grading; farm implement repair of all kinds; flying service; furniture, rug, carpet, and upholstery repair and cleaning; fur storage and repair; golf and country clubs and all commercial recreation; gun and camera repair; house and building moving; household appliance, television, and radio repair; janitorial and building maintenance or cleaning; jewelry and watch repair; lawn care, landscaping, and tree trimming and removal; limousine service, including driver; machine operator; machine repair of all kinds; motor repair; motorcycle, scooter, and bicycle repair; oilers and lubricators; office and business machine repair; painting, papering, and interior decorating; parking facilities; pay television; pet grooming; pipe fitting and plumbing; wood preparation; executive search agencies; private employment agencies, excluding services for placing a person in employment where the principal place of employment of that person is to be located outside of the state; reflexology; security and detective services, excluding private security and detective services furnished by a peace officer with the knowledge and consent of the chief executive officer of the peace officer's law enforcement agency; sewage services for nonresidential commercial operations; sewing and stitching; shoe repair and shoeshine; sign construction and installation; storage of household goods, mini-storage, and warehousing of raw agricultural products; swimming pool cleaning and maintenance; tanning beds or salons; taxidermy services; telephone answering service; test laboratories, including mobile testing laboratories and field testing by testing laboratories, and excluding tests on humans or animals; termite, bug, roach, and pest eradicators; tin and sheet metal repair; transportation service consisting of the rental of recreational vehicles or recreational boats, or the rental of motor vehicles subject to registration which are registered for a gross weight of thirteen tons or less for a period of sixty days or less, or the rental of aircraft for a period of sixty days or less; Turkish baths, massage, and reducing salons, excluding services provided by massage therapists licensed under chapter 152C; water conditioning and softening; weighing; welding; well drilling; wrapping, packing, and packaging of merchandise other than processed meat, fish, fowl, and vegetables; wrecking service; wrecker and towing.

Sec. 127. Section 423.3, subsection 47, paragraph d, subparagraph (4), Code 2013, is amended to read as follows:

(4) "Manufacturer" means as defined in section 428.20 a person who purchases, receives, or holds personal property of any description for the purpose of adding to its value by a process of manufacturing, refining, purifying, combining of different materials, or by the packing of meats, with a view to selling the property for gain or profit, but also includes contract manufacturers. A contract manufacturer is a manufacturer that otherwise falls within the definition of manufacturer ~~under section 428.20~~, except that a contract manufacturer does not sell the tangible personal property the contract manufacturer processes on behalf of other manufacturers. A business engaged in activities subsequent to the extractive process of quarrying or mining, such as crushing, washing, sizing, or blending of aggregate materials, is a manufacturer with respect to these activities. This subparagraph (4) shall not be construed to require that a person be primarily engaged in an activity listed in this subparagraph in order to qualify as a manufacturer for purposes of this subsection.

Sec. 128. Section 423.3, Code 2013, is amended by adding the following new subsection:

NEW SUBSECTION. 99. The sales price from services furnished by forestry consultants and forestry vendors engaged in forestry practices on private or public land.

DIVISION XIV
IOWA FUND OF FUNDS

Sec. 129. Section 15E.62, Code 2013, is amended by adding the following new subsections:

NEW SUBSECTION. 03. “*Creditor*” means a person, including an assignee of or successor to such person, who extends credit or makes a loan to the Iowa fund of funds or to a designated investor, and includes any person who refinances such credit or loan.

NEW SUBSECTION. 04. “*Fund documents*” means all agreements relating to matters under the purview of this division VII entered into prior to the effective date of this division of this Act between or among the state, the Iowa fund of funds, a fund allocation manager or similar manager, the Iowa capital investment corporation, the board, a creditor, a designated investor, and a private seed or venture capital partnership, and includes other documents having the same force and effect between or among such parties, as any of the foregoing may be amended, modified, restated, or replaced from time to time.

Sec. 130. Section 15E.65, subsection 2, paragraph h, Code 2013, is amended to read as follows:

h. ~~Fifty years after the organization of the Iowa fund of funds~~ As soon as practicable after the effective date of this division of this Act, the Iowa capital investment corporation, in conjunction with the department of revenue, the board, and the attorney general, shall wind up the Iowa fund of funds pursuant to section 15E.72 and shall cause the Iowa fund of funds to be liquidated with all of its assets distributed to its owners in accordance with the provisions of its organizational documents and in accordance with the fund documents. In liquidating such assets, the capital investment corporation, the department of revenue, the board, and the attorney general shall act with prudence and caution in order to minimize costs and fees and to preserve investment assets to the extent reasonably possible.

Sec. 131. **NEW SECTION. 15E.72 Program wind-up and future repeal.**

1. Organization of additional funds prohibited.

Notwithstanding section 15E.65, an Iowa fund of funds shall not be organized on or after the effective date of this division of this Act.

2. New investments by the fund of funds prohibited.

Notwithstanding section 15E.65, the Iowa fund of funds shall not make new investments in private seed and venture capital partnerships or entities on or after the effective date of this division of this Act except as required by the fund documents.

3. New investments by designated investors prohibited.

a. Except as provided in paragraph “*b*”, and notwithstanding any other provision in this division VII, a designated investor shall not invest in the Iowa fund of funds on or after the effective date of this division of this Act.

b. Notwithstanding the prohibition in paragraph “*a*”, a designated investor may invest in the Iowa fund of funds on or after the effective date of this division of this Act to the extent such investment is required by the fund documents. In addition, the director of revenue, with the approval of the attorney general, may authorize additional investment in the Iowa fund of funds but only if such an investment is necessary to preserve fund assets, repay creditors, pay taxes, or otherwise effectuate an orderly wind-up of the program pursuant to this section.

4. Issuance, verification, and redemption of new certificates prohibited.

a. Except as provided in paragraph “*b*”, and notwithstanding any other provision in this division VII, the board shall not issue, verify, or redeem a certificate or a related tax credit on or after the effective date of this division of this Act.

b. Notwithstanding the prohibition in paragraph “*a*”, the board may issue, redeem, or verify a certificate or a related tax credit under any of the following conditions:

(1) The board is required to do so under the terms of the fund documents.

(2) The issuance, redemption, or verification is deemed necessary by the director of revenue and the attorney general in order to arrange new financing terms with a creditor.

(3) The issuance, redemption, or verification is deemed necessary by the director of revenue and the attorney general to preserve fund assets, repay creditors, or otherwise effectuate an orderly wind-up of the program pursuant to this section.

5. *New fund allocation managers prohibited.*

a. Notwithstanding any other provision in this division VII, the Iowa capital investment corporation shall not have authority to solicit, select, terminate, or change a fund allocation manager or similar manager on or after the effective date of this division of this Act.

b. On or after the effective date of this division of this Act, all decisions pertaining to relationships with a fund allocation manager or similar manager selected prior to the effective date of this division of this Act shall be made by the director of revenue with the approval of the attorney general. This subsection shall not be construed to impair the terms of the fund documents.

6. *Pledging of certificates prohibited.*

a. Except as provided in paragraph "b", and notwithstanding any other provision of law to the contrary, a certificate and a related tax credit or verified tax credit issued by the board shall not be pledged by a designated investor as security for a loan or an extension of credit on or after the effective date of this division of this Act.

b. Notwithstanding the prohibition in paragraph "a", a certificate and related tax credit or verified tax credit issued by the board may be pledged by a designated investor as security for a loan or an extension of credit to the extent such pledge is required by the fund documents. In addition, the board, with the approval of the director of revenue and the attorney general, may authorize a certificate and related tax credit to be pledged as security for a loan or an extension of credit, but only if such a pledge is necessary to arrange new financing terms with a creditor or to repay creditors for moneys loaned or credit extended to a designated investor.

7. *Rural and small business loan guarantees prohibited.* Notwithstanding any other provision in this division VII to the contrary, the Iowa capital investment corporation shall not make rural and small business loan guarantees or otherwise administer a program to provide loan guarantees and other related credit enhancements on loans to rural and small business borrowers within the state of Iowa on or after the effective date of this division of this Act.

8. *Iowa capital investment corporation purposes amended.* Notwithstanding section 15E.64, on or after the effective date of this division of this Act, the purposes of the Iowa capital investment corporation shall be to comply with its obligations under the fund documents and to assist the board, the director of revenue, and the attorney general in effectuating the orderly wind-up of the Iowa fund of funds. In effectuating such a wind-up, the Iowa capital investment corporation shall comply with all reasonable requests by the board, the director of revenue, the attorney general, or the auditor of state.

9. *Use of revolving fund prohibited.*

a. Notwithstanding section 15E.65, subsection 2, paragraph "a", on or after the effective date of this division of this Act, all investment returns received by the Iowa capital investment corporation that are in excess of those payable to designated investors shall be deposited in the general fund of the state.

b. This subsection shall not be construed to impair the terms of the fund documents. It is the intent of the general assembly that this subsection only applies in the event that there are investment returns in excess of those necessary to repay creditors and

designated investors under the terms of the fund documents.

10. *Preservation of existing rights.* This section is not intended to and shall not limit, modify, or otherwise adversely affect the fund documents, including any certificate, verified tax credit, or related tax credit issued before the effective date of this division of this Act or limit, modify, or otherwise adversely affect the redemption of any tax credit, verified tax credit, or certificate.

11. *Future repeal.* This division VII is repealed upon the occurrence of one of the following, whichever is earlier:

a. The expiration or termination of all fund documents. The director of revenue shall notify the Iowa Code editor upon the occurrence of this condition.

b. December 31, 2027.

Sec. 132. EFFECTIVE UPON ENACTMENT. This division of this Act, being deemed of immediate importance, takes effect upon enactment.

DIVISION XV STUDY REPORT

Sec. 133. ADMINISTRATIVE APPEALS PROCESS FOR TAX MATTERS AND NEW TAX APPEAL BOARD — REPORT. The department of revenue, in consultation with the department of management and other interested stakeholders, shall study the independence, effectiveness, and fairness of the state's current administrative appeals processes for tax matters and shall make recommendations for changes, if necessary, and shall additionally study the desirability, practicality, and feasibility of replacing components of these processes with a new consolidated and independent administrative appeals board for tax matters within the executive branch to resolve disputes between the department of revenue and taxpayers. The department of revenue shall prepare and file a report detailing its findings and recommendations with the chairpersons and ranking members of the ways and means committees of the senate and the house of representatives and with the legislative services agency by January 8, 2014. This section of this Act shall not be construed to provide the department of revenue with the power or authority to eliminate or in any way modify the property assessment appeals board created pursuant to section 421.1A.

DIVISION XVI

SECURE AN ADVANCED VISION FOR EDUCATION FUND

Sec. 134. Section 423F.2, subsection 1, paragraph b, Code 2013, is amended to read as follows:

b. The increase in the state sales, services, and use taxes under chapter 423, subchapters II and III, from five percent to six percent shall replace the repeal of the county's local sales and services tax for school infrastructure purposes. The distribution of moneys in the secure an advanced vision for education fund and the use of the moneys for infrastructure purposes or property tax relief shall be as provided in this chapter. ~~However, the formula for the distribution of the moneys in the fund shall be based upon amounts that would have been received if the local sales and services taxes under former chapter 423E, Code and Code Supplement 2007, continued in existence.~~

Sec. 135. Section 423F.2, subsection 3, Code 2013, is amended to read as follows:

3. The moneys available in a fiscal year in the secure an advanced vision for education fund shall be distributed by the department of revenue to each school district ~~in an amount equal to the amount the school district would have received pursuant to the formula in section 423E.4 as if the local sales and services tax for school infrastructure purposes was imposed on a per pupil basis calculated using each school district's budget enrollment, as defined in section 257.6, for that fiscal year. Moneys in a fiscal year that are in excess of that needed to provide each school district with its formula amount~~ Prior to distribution of moneys in the secure an advanced vision for education fund to school districts, two and one-tenths percent of the moneys available

in a fiscal year shall be distributed and credited to the property tax equity and relief fund created in section 257.16A.

Sec. 136. **APPLICABILITY.** This division of this Act applies to fiscal years beginning on or after July 1, 2014.

DIVISION XVII

SCHOOL EMPLOYEES — BACKGROUND INVESTIGATIONS

Sec. 137. **NEW SECTION. 279.69 School employees — background investigations.**

1. Prior to hiring an applicant for a school employee position, a school district shall have access to and shall review the information in the Iowa court information system available to the general public, the sex offender registry information under section 692A.121 available to the general public, the central registry for child abuse information established under section 235A.14, and the central registry for dependent adult abuse information established under section 235B.5 for information regarding the applicant. A school district shall follow the same procedure by June 30, 2014, for each school employee employed by the school district as of July 1, 2013. A school district shall implement a consistent policy to follow the same procedure for each school employee employed by the school district on or after July 1, 2013, at least every five years after the school employee's initial date of hire. A school district shall not charge an employee for the cost of the registry checks conducted pursuant to this subsection. A school district shall maintain documentation demonstrating compliance with this subsection.

2. Being listed in the sex offender registry established under chapter 692A, the central registry for child abuse information established under section 235A.14, or the central registry for dependent adult abuse information established under section 235B.5 shall constitute grounds for the immediate suspension from duties of a school employee, pending a termination hearing by the board of directors of a school district. A termination hearing conducted pursuant to this subsection shall be limited to the question of whether the school employee was incorrectly listed in the registry.

3. For purposes of this section, “*school employee*” means an individual employed by a school district, including a part-time, substitute, or contract employee. “*School employee*” does not include an individual subject to a background investigation pursuant to section 272.2, subsection 17, section 279.13, subsection 1, paragraph “b”, or section 321.375, subsection 2.

Sec. 138. **STATE MANDATE FUNDING SPECIFIED.** In accordance with section 25B.2, subsection 3, the state cost of requiring compliance with any state mandate included in this division of this Act shall be paid by a school district from state school foundation aid received by the school district under section 257.16. This specification of the payment of the state cost shall be deemed to meet all of the state funding-related requirements of section 25B.2, subsection 3, and no additional state funding shall be necessary for the full implementation of this division of this Act by and enforcement of this division of this Act against all affected school districts.

DIVISION XVIII

FROM FARM TO FOOD DONATION TAX CREDIT

Sec. 139. **NEW SECTION. 190B.301 Definitions.**

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

1. “*Department*” means the department of revenue.
2. “*Tax credit*” means the from farm to food donation tax credit as established in this chapter.

Sec. 140. **NEW SECTION. 190B.302 Department of revenue — cooperation with other departments.**

1. This chapter shall be administered by the department of revenue.

2. The department shall adopt all rules necessary to administer this chapter.

3. The department of agriculture and land stewardship, the department of public health, the department of human services, and the department of inspections and appeals shall cooperate with the department of revenue to administer this chapter.

Sec. 141. NEW SECTION. 190B.303 **From farm to food donation tax credit.**

A from farm to food donation tax credit is allowed against the taxes imposed in chapter 422, divisions II and III, as provided in this chapter.

Sec. 142. NEW SECTION. 190B.304 **From farm to food donation tax credit — eligibility.**

In order to qualify for a from farm to food donation tax credit, all of the following must apply:

1. The taxpayer must produce the donated food commodity.

2. The taxpayer must transfer title to the donated food commodity to an Iowa food bank, or an Iowa emergency feeding organization, recognized by the department. The taxpayer shall not receive remuneration for the transfer.

3. The donated food commodity cannot be damaged or out-of-condition and declared to be unfit for human consumption by a federal, state, or local health official. A food commodity that meets the requirements for donated foods pursuant to the federal emergency food assistance program satisfies this requirement.

4. A taxpayer claiming the tax credit shall provide documentation supporting the tax credit claim in a form and manner prescribed by the department by rule.

Sec. 143. NEW SECTION. 190B.305 **From farm to food donation tax credit — claims filed by individuals who belong to business entities.**

An individual may claim a from farm to food donation tax credit of a partnership, limited liability company, S corporation, estate, or trust electing to have income taxed directly to the individual. The amount claimed by the individual shall be based upon the pro rata share of the individual's earnings from the partnership, limited liability company, S corporation, estate, or trust.

Sec. 144. NEW SECTION. 190B.306 **From farm to food donation tax credit — limits on claims.**

A from farm to food donation tax credit is subject to all of the following limitations:

1. The tax credit shall not exceed a qualifying amount for the tax year that the tax credit is claimed. The qualifying amount is the lesser of the following:

a. Fifteen percent of the value of the commodities donated during the tax year for which the credit is claimed. The value of the commodities shall be determined in the same manner as a charitable contribution of food for federal tax purposes under section 170(e)(3)(C) of the Internal Revenue Code.

b. Five thousand dollars.

2. A tax credit in excess of the taxpayer's liability for the tax year is not refundable but may be credited to the tax liability for the following five years or until depleted, whichever is earlier.

3. If a tax credit is allowed, the amount of the contribution for which the tax credit is claimed shall not be deductible in determining taxable income for state tax purposes.

4. A tax credit shall not be carried back to a tax year prior to the tax year in which the taxpayer claims the tax credit.

Sec. 145. NEW SECTION. 422.11E **From farm to food donation tax credit.**

The taxes imposed under this division, less the credits allowed under section 422.12, shall be reduced by a from farm to food donation tax credit as allowed under chapter 190B.

Sec. 146. Section 422.33, Code 2013, is amended by adding the following new subsection:

NEW SUBSECTION. 30. The taxes imposed under this division shall be reduced by

a from farm to food donation tax credit as allowed under chapter 190B.

Sec. 147. APPLICABILITY. The provisions of this division of this Act providing for a from farm to food donation tax credit applies to tax years beginning on or after January 1, 2014.

DIVISION XIX CITY FRANCHISE FEES

Sec. 148. Section 364.2, subsection 4, paragraph f, Code 2013, is amended to read as follows:

f. (1) (a) A franchise fee assessed by a city may be based upon a percentage of gross revenues generated from sales of the franchisee within the city not to exceed five percent except as provided in subparagraph division (b), without regard to the city's cost of inspecting, supervising, and otherwise regulating the franchise.

(b) For franchise fees assessed and collected during fiscal years beginning on or after July 1, 2013, but before July 1, 2030, by a city that is the subject of a judgment, court-approved settlement, or court-approved compromise providing for payment of restitution, a refund, or a return described in section 384.3A, subsection 3, paragraph "j", the rate of the franchise fee shall not exceed seven and one-half percent of gross revenues generated from sales of the franchisee in the city, and franchise fee amounts assessed and collected during such fiscal years in excess of five percent of gross revenues generated from sales shall be used solely for the purpose specified in section 384.3A, subsection 3, paragraph "j". A city may assess and collect a franchise fee in excess of five percent of gross revenues generated from the sales of the franchisee pursuant to this subparagraph division (b) for a period not to exceed seven consecutive fiscal years once the franchise fee is first imposed at a rate in excess of five percent. An ordinance increasing the franchise fee rate to greater than five percent pursuant to this subparagraph division (b) shall not become effective unless approved at an election. After passage of the ordinance, the council shall submit the proposal at a special election held on a date specified in section 39.2, subsection 4, paragraph "b". If a majority of those voting on the proposal approves the proposal, the city may proceed as proposed. The complete text of the ordinance shall be included on the ballot and the full text of the ordinance posted for the voters pursuant to section 52.25. All absentee voters shall receive the full text of the ordinance along with the absentee ballot. This subparagraph division (b) is repealed July 1, 2030.

(2) Franchise fees collected pursuant to an ordinance in effect on May 26, 2009, shall be deposited in the city's general fund and such fees collected in excess of the amounts necessary to inspect, supervise, and otherwise regulate the franchise may be used by the city for any other purpose authorized by law. Franchise fees collected pursuant to an ordinance that is adopted or amended on or after May 26, 2009, to increase the percentage rate at which franchise fees are assessed shall be credited to the franchise fee account within the city's general fund and used pursuant to section 384.3A. If a city franchise fee is assessed to customers of a franchise, the fee shall not be assessed to the city as a customer. Before a city adopts or amends a franchise fee rate ordinance or franchise ordinance to increase the percentage rate at which franchise fees are assessed, a revenue purpose statement shall be prepared specifying the purpose or purposes for which the revenue collected from the increased rate will be expended. If property tax relief is listed as a purpose, the revenue purpose statement shall also include information regarding the amount of the property tax relief to be provided with revenue collected from the increased rate. The revenue purpose statement shall be published as provided in section 362.3.

(2) (3) If a city adopts, amends, or repeals an ordinance imposing a franchise fee, the city shall promptly notify the director of revenue of such action.

Sec. 149. Section 384.3A, subsection 3, Code 2013, is amended by adding the

following new paragraph:

NEW PARAGRAPH. j. For franchise fees assessed and collected by a city in excess of five percent of gross revenues generated from sales of the franchisee within the city pursuant to section 364.2, subsection 4, paragraph 4, subparagraph (1), subparagraph division (b), during fiscal years beginning on or after July 1, 2013, but before July 1, 2030, the adjustment, renewal, or extension of any part or all of the legal indebtedness of a city, whether evidenced by bonds, warrants, court-approved settlements, court-approved compromises, or judgments, or the funding or refunding of the same, if such legal indebtedness relates to restitution, a refund, or a return ordered by a court of competent jurisdiction for franchise fees assessed and collected by the city before the effective date of this division of this Act. This paragraph “j” is repealed July 1, 2030.

Sec. 150. **EFFECTIVE UPON ENACTMENT.** This division of this Act, being deemed of immediate importance, takes effect upon enactment.

**DIVISION XX
TUITION GRANT AMOUNTS**

Sec. 151. Section 261.12, subsection 1, paragraph b, Code 2013, is amended by striking the paragraph and inserting in lieu thereof the following:

b. For the fiscal year beginning July 1, 2013, and for each following fiscal year, five thousand dollars.

**DIVISION XXI
GENERAL AND SPECIAL EDUCATION**

Sec. 152. **GENERAL AND SPECIAL EDUCATION INSTRUCTIONAL PROGRAMS — PRIVATE AGENCY RESIDENTIAL SERVICES.**

1. For purposes of this section, “private agency” means a residential facility licensed under chapter 135H or 237. “Private agency” does not include an institution listed in section 218.1.

2. If a private agency contracted with a school district on or before July 1, 2010, to provide general education or special education instructional programs, for the school years beginning July 1, 2012, and July 1, 2013, the private agency may bill the school district for the subsequent costs of such programs, in accordance with billing practices in place on July 1, 2010. Such school district may in turn bill a child’s school district of residence for such costs. Such costs include, if necessary to meet the special needs of children requiring general education or special education, the costs of general administration, health service, attendance officers, plant operation, and plant maintenance, instructional costs, and the costs of purchase of equipment, transportation, and property, casualty, and liability insurance. Such costs do not include the costs of services otherwise funded pursuant to chapter 135H or 237.

3. An auditor conducting an annual audit of a school district pursuant to section 11.6 shall review and verify the information contained in any cost reports submitted to the school district by a private agency contracting with the school district as described in this section.

Sec. 153. **GENERAL AND SPECIAL EDUCATION COSTS — LEGISLATIVE STUDY.**

1. For purposes of this section, “private agency” means a residential facility licensed under chapter 135H or 237. “Private agency” does not include an institution listed in section 218.1.

2. The legislative council is requested to establish an interim study committee during the 2013 interim to examine the payment of general education and special education costs associated with student services provided by private agencies and whether the planning for and costs of such services would be more appropriately administered by the department of education or the department of human services. The study committee shall consist of legislator members of both political parties from

both houses of the general assembly and representatives of the office of the governor, the department of education, the department of human services, and private agencies.

Sec. 154. EFFECTIVE UPON ENACTMENT. This division of this Act, being deemed of immediate importance, takes effect upon enactment.

DIVISION XXII

PRACTICE BY BUSINESS ENTITIES

Sec. 155. REPEAL. 2013 Iowa Acts, Senate File 181, section 29, is repealed.

Sec. 156. RETROACTIVE APPLICABILITY. This division of this Act applies retroactively to March 28, 2013.

Sec. 157. EFFECTIVE UPON ENACTMENT. This division of this Act, being deemed of immediate importance, takes effect upon enactment.

DIVISION XXIII

SPEED DETECTION JAMMING DEVICES

Sec. 158. Section 321.232, Code 2013, is amended to read as follows:

321.232 Radar Speed detection jamming devices — penalty.

1. A person shall not sell, operate, or possess a ~~radar~~ speed detection jamming device, except as otherwise provided in this section, when the device is in a vehicle operated on the highways of this state or the device is held for sale in this state.

2. This section does not apply to ~~radar~~ speed measuring devices purchased by, held for purchase for, or operated by peace officers using the devices in performance of their official duties.

3. A ~~radar~~ speed detection jamming device ~~sold, operated, or possessed in violation of subsection 1~~ may be seized by a peace officer and is subject to forfeiture as provided by chapter 809 or 809A.

4. For the purposes of this section *“radar jamming device”*:

a. “Speed detection jamming device” means any ~~mechanism designed or used to transmit radio waves in the electromagnetic wave spectrum to interfere with the reception of those emitted from a device used by peace officers of this state to measure the speed of motor vehicles on the highways of this state and which is not designed for two-way transmission and cannot transmit in plain language active or passive device, instrument, mechanism, or equipment that is designed or intended to interfere with, disrupt, or scramble the radar or laser that is used by a peace officer to measure the speed of motor vehicles.~~ *“Speed detection jamming device” does not include equipment that is legal under federal communications commission regulations, such as a citizens’ band radio, a ham radio, or other similar electronic equipment.*

b. “Speed measuring device” includes but is not limited to devices commonly known as radar speed meters or laser speed meters.

Sec. 159. Section 805.8A, subsection 14, paragraph g, Code 2013, is amended to read as follows:

g. Radar jamming Speed detection jamming devices. For a violation under section 321.232, the scheduled fine is one hundred dollars.

DIVISION XXIV

MOTOR VEHICLE REGISTRATION FEE EQUITY

Sec. 160. Section 321.55, Code 2013, is amended to read as follows:

321.55 Registration and financial liability coverage required for certain vehicles owned or operated by nonresidents.

1. A nonresident owner or operator engaged in remunerative employment within ~~the~~ this state or carrying on business within ~~the~~ this state and owning or operating a motor vehicle, trailer, or semitrailer within ~~the~~ this state shall register and maintain financial liability coverage as required under section 321.20B for each vehicle and pay the same fees for registration as are paid for like vehicles owned by residents of this state. However, this ~~paragraph~~ subsection does not apply to a person commuting from

the person's residence in another state or whose employment is seasonal or temporary, not exceeding ninety days.

2. a. A nonresident owner of a motor vehicle operated within the this state by a resident of the this state shall register the vehicle and shall maintain financial liability coverage as required under section 321.20B for the vehicle. The nonresident owner shall pay the same fees for registration as are paid for like vehicles owned by residents of this state. However, registration under this paragraph is not required for vehicles being operated by residents temporarily, not exceeding for not more than ninety days. For purposes of this paragraph, a vehicle is not operated in the state temporarily, and is therefore subject to registration and the owner is required to pay the applicable fees, if the vehicle is located in Iowa for more than ninety consecutive or nonconsecutive days and is operated on an Iowa highway by an Iowa resident during that time. It is unlawful for a resident to operate within the state an unregistered motor vehicle required to be registered under this paragraph. The ninety-day temporary period of operation provided for under this paragraph does not apply to a vehicle owned by a shell business as provided in paragraph "b".

b. On or after July 1, 2013, if the department, in consultation with the department of revenue, determines that the nonresident owner of a vehicle is a partnership, limited liability company, or corporation that is a shell business, it shall be rebuttably presumed that the Iowa resident in control of the vehicle is the actual owner of the vehicle, that the vehicle is subject to registration in this state, and that payment of the fee for new registration for the vehicle is owed by the Iowa resident.

(1) Factors which indicate that a partnership, limited liability company, or corporation is a shell business include but are not limited to the following:

(a) The partnership, limited liability company, or corporation lacks a specific business activity or purpose.

(b) The partnership, limited liability company, or corporation fails to maintain a physical location in the foreign state.

(c) The partnership, limited liability company, or corporation fails to employ individual persons and provide those persons with internal revenue service form W-2 wage and tax statements.

(d) The partnership, limited liability company, or corporation fails to file federal tax returns, or fails to file a required state tax return in the foreign state.

(2) Factors which indicate that a person is in control of a vehicle include but are not limited to the following:

(a) The person was the initial purchaser of the vehicle.

(b) The person operated or stored the vehicle in Iowa for any period of time.

(c) The person is a partner, member, or shareholder of the nonresident partnership, limited liability company, or corporation that purports to be the owner of the vehicle.

(d) The person is insured to drive the vehicle.

(3) If the department determines that the nonresident owner of a vehicle is a shell business, the department shall notify the Iowa resident in control of the vehicle in writing that the Iowa resident is required to obtain an Iowa certificate of title and registration for the vehicle and pay the fee for new registration owed for the vehicle not later than thirty days from the date of the notice.

Sec. 161. Section 321.105A, subsection 7, Code 2013, is amended to read as follows:

7. Penalty for false statement or evasion of fee.

a. A person who willfully makes a false statement in regard to the purchase price of a vehicle subject to a fee for new registration or willfully attempts in any manner to evade payment of the fee required by this section is guilty of a fraudulent practice. A person who willfully makes a false statement in regard to the purchase price of such a vehicle with the intent to evade payment of the fee for new registration or willfully

attempts in any manner to evade payment of the fee required by this section shall be assessed a penalty of seventy-five percent of the amount of the fee unpaid and required to be paid on the actual purchase price less trade-in allowance.

b. An Iowa resident found to be in control of a vehicle which is owned by a shell business and for which the fee for new registration has not been paid, as provided in section 321.55, subsection 2, is guilty of a fraudulent practice. An Iowa resident found to be in control of a vehicle which is owned by a shell business and for which the fee for new registration has not been paid, as provided in section 321.55, subsection 2, shall be assessed a penalty of seventy-five percent of the amount of the fee unpaid and required to be paid on the actual purchase price less trade-in allowance.

Sec. 162. REPEAL. Section 321.116, Code 2013, is repealed.

Sec. 163. APPLICABILITY — PRIOR ELECTRIC VEHICLE REGISTRATIONS.

1. Except as provided in subsection 2, the section of this division of this Act that repeals section 321.116 applies to the registration of electric motor vehicles for registration years beginning on or after January 1, 2014.

2. For an annual renewal of registration for an electric motor vehicle which was registered to the same owner for a registration year beginning prior to January 1, 2014, the annual registration fee shall be according to the terms of section 321.116, Code 2013.

DIVISION XXV
IOWACARE

IOWACARE ACCOUNT APPROPRIATIONS —
UNIVERSITY OF IOWA HOSPITALS AND CLINICS

Sec. 164. 2011 Iowa Acts, chapter 129, section 146, subsection 1, paragraph c, as amended by 2012 Iowa Acts, chapter 1133, section 40, is amended to read as follows:

c. The university of Iowa hospitals and clinics shall certify public expenditures in an amount equal to provide the nonfederal share on total expenditures not to exceed ~~\$32,000,000~~ \$26,000,000.

Sec. 165. 2011 Iowa Acts, chapter 129, section 146, subsection 2, unnumbered paragraph 2, as amended by 2012 Iowa Acts, chapter 1133, section 41, is amended to read as follows:

For salaries, support, maintenance, equipment, and miscellaneous purposes, for the provision of medical and surgical treatment of indigent patients, for provision of services to members of the expansion population pursuant to chapter 249J, and for medical education:

..... \$ ~~45,654,133~~ 52,569,199

Sec. 166. 2011 Iowa Acts, chapter 129, section 146, subsection 3, is amended to read as follows:

3. There is appropriated from the IowaCare account created in section 249J.24, to the state board of regents for distribution to university of Iowa physicians for the fiscal year beginning July 1, 2012, and ending June 30, 2013, the following amount, or so much thereof as is necessary to be used for the purposes designated:

For salaries, support, maintenance, equipment, and miscellaneous purposes for the provision of medical and surgical treatment of indigent patients, for provision of services to members of the expansion population pursuant to chapter 249J, and for medical education:

..... \$ ~~16,277,753~~ 19,806,365

Notwithstanding any provision of law to the contrary, the amount appropriated in this subsection shall be distributed based on claims submitted, adjudicated, and paid by the Iowa Medicaid enterprise. Once the entire amount appropriated in this

subsection has been distributed, claims shall continue to be submitted and adjudicated by the Iowa Medicaid enterprise; however, no payment shall be made based upon such claims.

Sec. 167. 2011 Iowa Acts, chapter 129, section 146, subsection 6, unnumbered paragraphs 1 and 2, are amended to read as follows:

There is appropriated from the IowaCare account created in section 249J.24 to the department of human services for the fiscal year beginning July 1, 2012, and ending June 30, 2013, the following amount, or so much thereof as is necessary to be used for the purposes designated:

For a care coordination pool to pay the expansion population providers consisting of the university of Iowa hospitals and clinics, the publicly owned acute care teaching hospital as specified in section 249J.7, and current medical assistance program providers that are not expansion population network providers pursuant to section 249J.7, for services covered by the full benefit medical assistance program but not under the IowaCare program pursuant to section 249J.6, that are provided to expansion population members:

..... \$ 1,500,000
2,500,000

Sec. 168. 2011 Iowa Acts, chapter 129, section 146, is amended by adding the following new subsection:

NEW SUBSECTION. 8. For the fiscal year beginning July 1, 2012, and ending June 30, 2013, the state board of regents shall transfer \$1,275,577 to the IowaCare account created in section 249J.24, to provide the nonfederal share for distribution to university of Iowa physicians under the IowaCare program.

Sec. 169. EFFECTIVE UPON ENACTMENT. This division of this Act, being deemed of immediate importance, takes effect upon enactment.

DIVISION XXVI
MH/DS SYSTEM REDESIGN — IMPLEMENTATION
REGIONAL FORMATION REQUIREMENTS

Sec. 170. Section 331.389, subsection 3, paragraph a, Code 2013, is amended to read as follows:

a. The counties comprising the region are contiguous except that a region may include a county that is not contiguous with any of the other counties in the region, if the county that is not contiguous has had a formal relationship for two years or longer with one or more of the other counties in the region for the provision of mental health and disability services.

ELIGIBILITY MAINTENANCE

Sec. 171. Section 331.396, subsection 1, Code 2013, is amended by adding the following new paragraph:

NEW PARAGRAPH. *Od.* Notwithstanding paragraphs “a” through “c”, if funds are available without limiting or reducing core services and it is approved as part of the regional service system management plan, eligibility may be provided for a person who is less than eighteen years of age and a resident of this state for those mental health services made available to all or a portion of the residents of the region of the same age and eligibility class under the county management plan of one or more counties of the region applicable prior to formation of the region.

Sec. 172. Section 331.396, subsection 2, Code 2013, is amended by adding the following new paragraph:

NEW PARAGRAPH. *Od.* Notwithstanding paragraphs “a” through “c”, if funds are available without limiting or reducing core services and it is approved as part of the regional service system management plan, eligibility may be provided for a person who is less than eighteen years of age and a resident of this state for those intellectual

disability services made available to all or a portion of the residents of the region of the same age and eligibility class under the county management plan of one or more counties of the region applicable prior to formation of the region.

Sec. 173. Section 331.397, subsection 2, paragraph b, Code 2013, is amended to read as follows:

b. Until funding is designated for other service populations, eligibility for the service domains listed in this section shall be limited to such persons who are in need of mental health or intellectual disability services. However, if a county in a region was providing services to an individual person eligibility class of persons with a developmental disability other than intellectual disability or a brain injury prior to formation of the region, the individual person class of persons shall remain eligible for the services provided when the region is formed, provided that funds are available to continue such services without limiting or reducing core services.

RESEARCH-BASED PRACTICES

Sec. 174. Section 331.397, subsection 7, unnumbered paragraph 1, Code 2013, is amended to read as follows:

A regional service system may provide funding for other appropriate services or other support and may implement demonstration projects for an initial period of up to three years to model the use of research-based practices. In considering whether to provide such funding, a region may consider the following criteria for research-based practices:

CRISIS STABILIZATION PILOT

Sec. 175. 2012 Iowa Acts, chapter 1120, section 60, is amended to read as follows:

SEC. 60. CRISIS STABILIZATION PROGRAM PILOT PROJECT.

1. The department of human services shall authorize a facility-based, crisis stabilization program pilot project implemented by the regional service network initiated pursuant to 2008 Iowa Acts, chapter 1187, section 59, subsection 9. The facility operated by the program shall not be required to be licensed under chapter 135B, 135C, or 231C. The purpose of the pilot project is to provide a prototype for the departments of human services, inspections and appeals, and public health to develop regulatory standards for such programs and facilities. The pilot project shall comply with appropriate standards associated with funding of the services provided by the project that are identified by the department of human services. The facility shall be limited to not more than 10 beds and shall be authorized to operate through June 30, ~~2013~~ 2014.

2. The network, in cooperation with the departments of human services, inspections and appeals, and public health, shall report to the governor, the general assembly, and the legislative services agency concerning the pilot project on or before December 14, 2012, and shall submit a report update on or before December 16, 2013, providing findings and recommendations. The report and report update shall include recommendations for criteria concerning admissions, staff qualifications, staffing levels, exclusion and inclusion of service recipients, lengths of stays, transition between services, and facility requirements, and for goals and objectives for such programs and facilities.

REDESIGN TECHNICAL ASSISTANCE CARRYFORWARD

Sec. 176. 2012 Iowa Acts, chapter 1133, section 50, subsection 1, is amended to read as follows:

1. For mental health and disability services redesign technical assistance services:
..... \$ 500,000

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

STATE PAYMENTS TO REGION

Sec. 177. Section 426B.3, subsection 4, as enacted by 2012 Iowa Acts, chapter 1120, section 137, is amended to read as follows:

4. a. For the fiscal years beginning July 1, 2013, and July 1, 2014, a county with a county population expenditure target amount that exceeds the amount of the county's base year expenditures for mental health and disabilities services shall receive an equalization payment for the difference.

b. The equalization payments determined in accordance with this subsection shall be made by the department of human services for each fiscal year as provided in appropriations made from the property tax relief fund for this purpose. If the county is part of a region that has been approved by the department in accordance with section 331.389, to commence partial or full operations, the county's equalization payment shall be remitted to the region or the county, as appropriate, for expenditure as approved by the region's governing board or in accordance with the county's service management plan, as appropriate. The payment for a county that has been approved by the department to operate as an individual county region shall be remitted to the county for expenditure as approved by the county board of supervisors. For the fiscal year beginning July 1, 2013, and succeeding fiscal years, the payment shall be remitted on or before December 31 only for those counties approved to operate as an individual county region or to be part of a region. Remittance of the payment for a county without such approval shall be deferred until such approval is granted.

STRATEGIC PLAN REQUIREMENT FOR FY 2013-2014

Sec. 178. 2012 Iowa Acts, chapter 1128, section 8, is amended to read as follows:

SEC. 8. COUNTY MENTAL HEALTH, MENTAL RETARDATION INTELLECTUAL DISABILITY, AND DEVELOPMENTAL DISABILITIES SERVICES MANAGEMENT PLAN — STRATEGIC PLAN. Notwithstanding section 331.439, subsection 1, paragraph "b", subparagraph (3), counties are not required to submit a three-year strategic plan by April 1, 2012, to the department of human services. A county's strategic plan in effect as of the effective date of this section shall remain in effect until the regional service system management plan for the region to which the county belongs is approved in accordance with section 331.393, subject to modification before that date as necessary to conform with statutory changes affecting the plan and any amendments to the plan that are adopted in accordance with law.

TRANSITION FUND — SERVICES MAINTENANCE

Sec. 179. TRANSITION FUND — SERVICES MAINTENANCE. A county receiving an allocation of funding from the mental health and disability services redesign transition fund created in 2012 Iowa Acts, chapter 1120, section 23, shall utilize the funding received by the county as necessary for the services covered in accordance with the county's approved management plan in effect as of June 30, 2012, for the fiscal year beginning July 1, 2012, and ending June 30, 2013.

REDESIGN EQUALIZATION PAYMENT APPROPRIATION

Sec. 180. MENTAL HEALTH AND DISABILITY SERVICES — EQUALIZATION PAYMENTS TRANSFER AND APPROPRIATION.

1. There is transferred from the general fund of the state to the department of human services for the fiscal year beginning July 1, 2013, and ending June 30, 2014, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For deposit in the property tax relief fund created in section 426B.1, for distribution as provided in this section:

..... \$ 29,820,478

2. The moneys credited to the property tax relief fund in accordance with this section are appropriated to the department of human services for distribution of equalization

payments for counties in the amounts specified in section 426B.3, subsection 4, as enacted by 2012 Iowa Acts, chapter 1120, section 137, for the fiscal year beginning July 1, 2013. If the county is part of a region that has been approved by the department in accordance with section 331.389, to commence partial or full operations, the county's equalization payment shall be remitted to the region for expenditure as approved by the region's governing board.

3. a. For the purposes of this subsection, "payment obligation" means an outstanding obligation for payment to the department of human services for the undisputed cost of services provided under the medical assistance program prior to July 1, 2012, or for the undisputed cost of non-Medicaid services provided prior to July 1, 2013.

b. Unless a county has entered into an agreement as provided in paragraph "c", if a county receiving an equalization payment under this section has a payment obligation, the county shall remit to the department any unpaid portion of the payment obligation prior to June 30, 2013, from moneys available to the county that meet federal match requirements for the medical assistance program and for the child enrollment contingency fund under the federal Children's Health Insurance Program Reauthorization Act of 2009.

c. A county that has not paid the county's payment obligation in full as provided in paragraph "b" shall enter into an agreement with the department for remittance of any unpaid portion of the county's payment obligation. An agreement entered into under this lettered paragraph shall provide for remittance of any unpaid portion by the end of the fiscal year beginning July 1, 2013. The equalization payment for a county subject to this lettered paragraph shall be remitted as provided by the county's agreement with the department.

d. The equalization payment for a county that is not subject to paragraph "c" shall be remitted on or before July 15, 2013.

MEDICAID OBLIGATION COST SETTLEMENT

Sec. 181. COUNTY MEDICAL ASSISTANCE NONFEDERAL SHARE — COST SETTLEMENT. Any county obligation for payment to the department of human services of the nonfederal share of the cost of services provided under the medical assistance program prior to July 1, 2012, pursuant to sections 249A.12 and 249A.26, shall remain at the amount billed through the period ending June 30, 2013. The final monthly billings for the obligations shall be remitted to counties on or before August 1, 2013. Any adjustments to the final amounts billed for such services that occur on or after July 1, 2013, shall be applied to the appropriation made to the department of human services from the general fund of the state for the medical assistance program for the fiscal year beginning July 1, 2013.

STATE PAYMENT PROGRAM

Sec. 182. STATE PAYMENT PROGRAM REMITTANCE. The moneys transferred to the property tax relief fund for the fiscal year beginning July 1, 2013, from the federal social services block grant pursuant to 2013 Iowa Acts, House File 614, or any other 2013 Iowa Acts, if enacted, and from the federal temporary assistance for needy families block grant, totaling at least \$11,774,275, are appropriated to the department of human services for the fiscal year beginning July 1, 2013, to be used for distribution of state payment program remittances to counties for the fiscal year in accordance with this section. The state payment program remittance shall be an amount equal to the amount paid to a county of residence under the program for state case services known as the state payment program, implemented pursuant to section 331.440, subsection 5, during the most recently available twelve-month period. The department shall draw upon the appropriation made from the general fund of the state for the medical assistance program for the fiscal year as necessary for cash flow purposes in order to

distribute the state payment program remittances to counties on or before July 15, 2013, and to distribute at least the amount specified in this section. If the procedure for reduced federal funds specified in 2013 Iowa Acts, House File 614, or any other 2013 Iowa Acts, if enacted, reduces the amount of block grant funding available for the purposes of this section, the amount drawn from the medical assistance appropriation shall be increased to replace the amount of the reduction.

COUNTY MENTAL HEALTH AND DISABILITY

SERVICES FUND — FY 2013-2014

Sec. 183. SERVICES FUND — MANAGEMENT PLAN. For the fiscal year beginning July 1, 2013, and ending June 30, 2014, the appropriations made by the county board of supervisors for payment for mental health and disability services pursuant to section 331.424A, subsection 3, as enacted by 2012 Iowa Acts, chapter 1120, section 132, shall be made in accordance with the county's service management plan approved under section 331.439, Code 2013, until the county management plan is replaced by a regional service system management plan approved under section 331.393.

Sec. 184. CONTINUATION OF MENTAL HEALTH AND DISABILITY SERVICES REDESIGN FISCAL VIABILITY STUDY COMMITTEE. The legislative council is requested to continue for the 2013 legislative interim the mental health and disability services redesign fiscal viability study committee initially created by the legislative council in 2012. In addition to monitoring implementation of the mental health and disability services redesign and receiving reports from stakeholder groups engaged in implementation of the redesign, the study committee shall be directed to propose a permanent approach for state, county, and regional financing of the redesign and to identify potential cost savings and service improvements that may be realized by working with community-based corrections services and other programs and services that address common needs or populations.

CHILDREN'S SERVICES

Sec. 185. CHILDREN'S SERVICES. The department of human services shall reconvene the children's services workgroup initially created by the department of human services pursuant to 2011 Iowa Acts, chapter 121, section 1, and continued pursuant to 2012 Iowa Acts, chapter 1120, section 26. The workgroup shall complete its deliberations to develop a proposal for publicly funded children's disability services and make a report with recommendations and findings to the general assembly on or before November 15, 2013. The workgroup, in consultation with affected stakeholders, shall consider options for appropriately consolidating or eliminating state councils or bodies that oversee, monitor, or provide input into policy involving publicly funded children's services.

Sec. 186. EFFECTIVE UPON ENACTMENT. This division of this Act, being deemed of immediate importance, takes effect upon enactment.

DIVISION XXVII

DATA AND STATISTICAL INFORMATION AND OUTCOME AND PERFORMANCE MEASURES

Sec. 187. Section 225C.4, subsection 1, paragraph j, Code 2013, is amended to read as follows:

j. Establish and maintain a data collection and management information system oriented to the needs of patients, providers, the department, and other programs or facilities in accordance with section 225C.6A. The system shall be used to identify, collect, and analyze service outcome and performance measures data in order to assess the effects of the services on the persons utilizing the services. The administrator shall annually submit to the commission information collected by the department indicating

the changes and trends in the disability services system. The administrator shall make the outcome data available to the public.

Sec. 188. Section 225C.6A, Code 2013, is amended to read as follows:

225C.6A Disability services system redesign central data repository.

1. The ~~commission department~~ shall do the following relating to redesign of data concerning the disability services system in the state:

1. Identify sources of revenue to support statewide delivery of core disability services to eligible disability populations.

2. Ensure there is a continuous improvement process for development and maintenance of the disability services system for adults and children. The process shall include but is not limited to data collection and reporting provisions.

3. a. Plan, collect, and analyze data as necessary to issue cost estimates for serving additional populations and providing core disability services statewide. The department shall maintain compliance with applicable federal and state privacy laws to ensure the confidentiality and integrity of individually identifiable disability services data. The department shall ~~regularly~~ may periodically assess the status of the compliance in order to assure that data security is protected.

b. ~~In implementing~~ Implement a system central data repository under this subsection section for collecting and analyzing state, county and region, and private contractor data, ~~the~~. The department shall establish a client identifier for the individuals receiving services. ~~The client identifier shall be used in lieu of the individual's name or social security number. The client identifier shall consist of the last four digits of an individual's social security number, the first three letters of the individual's last name, the individual's date of birth, and the individual's gender in an order determined by the department.~~

c. Consult on an ongoing basis with regional administrators, service providers, and other stakeholders in implementing the central data repository and operations of the repository. The consultation shall focus on minimizing the state and local costs associated with operating the repository.

d. Engage with other state and local government and nongovernmental entities operating the Iowa health information network under chapter 135 and other data systems that maintain information relating to individuals with information in the central data repository in order to integrate data concerning individuals.

e. ~~2. A county or region shall not be required to utilize a uniform data operational or transactional system. However, the system utilized shall have the capacity to exchange information with the department, counties and regions, contractors, and others involved with services to persons with a disability who have authorized access to the central data repository. The information exchanged shall be labeled consistently and share the same definitions. Each county regional administrator shall regularly report to the department annually on or before December 1, for the preceding fiscal year the following information for each individual served: demographic information, expenditure data, and data concerning the services and other support provided to each individual, as specified in administrative rule adopted by the commission by the department.~~

4. Work with county representatives and other qualified persons to develop an implementation plan for replacing the county of legal settlement approach to determining service system funding responsibilities with an approach based upon residency. The plan shall address a statewide standard for proof of residency, outline a plan for establishing a data system for identifying residency of eligible individuals, address residency issues for individuals who began residing in a county due to a court order or criminal sentence or to obtain services in that county, recommend an approach for contesting a residency determination, and address other implementation issues.

3. The outcome and performance measures applied to the regional service system shall utilize measurement domains. The department may identify other measurement domains in consultation with system stakeholders to be utilized in addition to the following initial set of measurement domains:

- a. Access to services.
- b. Life in the community.
- c. Person-centeredness.
- d. Health and wellness.
- e. Quality of life and safety.
- f. Family and natural supports.

4. a. The processes used for collecting outcome and performance measures data shall include but are not limited to direct surveys of the individuals and families receiving services and the providers of the services. The department shall involve a workgroup of persons who are knowledgeable about both the regional service system and survey techniques to implement and maintain the processes. The workgroup shall conduct an ongoing evaluation for the purpose of eliminating the collection of information that is not utilized. The surveys shall be conducted with a conflict-free approach in which someone other than a provider of services surveys an individual receiving the services.

b. The outcome and performance measures data shall encompass and provide a means to evaluate both the regional services and the services funded by the medical assistance program provided to the same service populations.

c. The department shall develop and implement an internet-based approach with graphical display of information to provide outcome and performance measures data to the public and those engaged with the regional service system.

d. The department shall include any significant costs for collecting and interpreting outcome and performance measures and other data in the department's operating budget.

Sec. 189. REPEAL. The amendment to section 225C.4, subsection 1, paragraph j, in 2012 Iowa Acts, chapter 1120, section 2, is repealed.

Sec. 190. REPEAL. The amendments to section 225C.6A, in 2012 Iowa Acts, chapter 1120, sections 6, 7, and 95, are repealed.>

2. Title page, by striking line 4 and inserting <and providing for regulatory, taxation, and properly related matters, and including penalties and>

3. By renumbering as necessary.

ON THE PART OF THE SENATE:

ROBERT E. DVORSKY, CHAIR
MICHAEL E. GRONSTAL
PAM JOCHUM

ON THE PART OF THE HOUSE:

CHUCK SODERBERG, CHAIR
CHRIS HALL
DANIEL LUNDBY
KRAIG PAULSEN
LINDA UPMEYER

RESOLUTIONS ADOPTED
(Not otherwise printed in the House Journal)

HOUSE CONCURRENT RESOLUTION 6

BY UPMEYER and McCARTHY

1 A concurrent resolution relating to Pioneer Lawmakers.
 2 WHEREAS, The Eighty-fifth General Assembly is
 3 advised of a meeting of the Pioneer Lawmakers
 4 Association to be held Wednesday, April 10, 2013; and
 5 WHEREAS, The Pioneer Lawmakers request the
 6 opportunity to meet formally with the General Assembly;
 7 NOW THEREFORE,
 8 BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES,
 9 THE SENATE CONCURRING, That the General Assembly meet
 10 in joint session in the House Chamber on Wednesday,
 11 April 10, 2013, at 2:00 p.m., and that the Pioneer
 12 Lawmakers be invited to attend and present a program
 13 on that occasion, and that the Speaker of the House
 14 of Representatives and the President of the Senate be
 15 designated to deliver the invitation to them.

H.C.R. 6 filed March 27, 2013; adopted April 3, 2013.

HOUSE RESOLUTION 3

BY UPMEYER and McCARTHY

1 A resolution recognizing and honoring the men and women
 2 of Iowa's utility companies and their contractors
 3 for their untiring service during the Hurricane
 4 Sandy crisis.
 5 WHEREAS, in times of crisis Iowans have a long and
 6 proud history, helping each other and their fellow
 7 Americans; and
 8 WHEREAS, that dedication was recently evident
 9 when employees of Iowa's utility companies and their
 10 contractors stepped forward to help their fellow
 11 Americans, rushing to the East Coast to restore
 12 electric and natural gas service to thousands of
 13 utility customers who were left cold and in the dark by
 14 the super storm; and
 15 WHEREAS, many crews worked an average of 16-hour
 16 days for two consecutive weeks; and
 17 WHEREAS, in recognition of their extraordinary
 18 service, the Edison Electric Institute presented
 19 Alliant Energy and MidAmerican Energy Company with
 20 its annual 2012 Emergency Assistance Award, which
 21 recognizes extraordinary efforts undertaken in
 22 restoring electric and natural gas service that has
 23 been disrupted by severe weather conditions or other
 24 natural events; NOW THEREFORE,
 25 BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES, That

26 the House of Representatives honors the men and women
27 of Iowa's utility companies and their contractors who
28 left their homes and families during the holiday season

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1 and provided aid and comfort to their fellow Americans;
2 and
3 BE IT FURTHER RESOLVED, That the House of
4 Representatives also honors Alliant/Interstate Power
5 and Light Company and its contractors, MidAmerican
6 Energy Company and its contractors, the contractors
7 of ITC Midwest, Aurelia Municipal Electric Utility,
8 Cedar Falls Utilities, Lake Park Municipal Utilities,
9 Muscatine Power and Water, and Waverly Light and
10 Power for their dedication and efforts to maintain and
11 restore America's power supply.

H.R. 3 filed January 14, 2013; adopted January 14, 2013.

HOUSE RESOLUTION 8

BY UPMEYER, PAULSEN, SODERBERG, LOFGREN, ROGERS,
BERRY, KELLEY, LANDON, DRAKE, and MASCHER

1 A resolution congratulating the Republic of China
2 (Taiwan) on its inclusion in the United States Visa
3 Waiver Program; supporting Taiwan's efforts to
4 secure entry into the Trans-Pacific Partnership; and
5 reaffirming support for Taiwan's participation in
6 the International Civil Aviation Organization, and
7 for strengthening sister-state ties between Iowa and
8 Taiwan.
9 WHEREAS, the Republic of China (Taiwan), marking
10 its centennial in 2011 and entering into its second
11 century in 2012 as the world's 19th-largest economy,
12 has achieved economic and social stability, has been
13 lauded in the last two decades as a beacon of democracy
14 for Asia, has dramatically improved its record on human
15 rights, and has taken great steps forward to enter the
16 world arena as a trusted partner; and
17 WHEREAS, Taiwan gained membership in the United
18 States Visa Waiver Program, and is the 37th country
19 to receive visa-free travel privileges to the United
20 States and only the 5th Asian country with visa-free
21 status, behind Japan, South Korea, Singapore, and
22 Brunei; and as a result, more Taiwanese will travel to
23 the United States for business and tourism, increasing
24 the spending of tourist dollars and facilitating
25 business, trade, and investment in the United States,
26 thus contributing to the national and local economies
27 and strengthening bilateral ties with the individual

Page 2

1 states, including Iowa; and
2 WHEREAS, Taiwan in 2011 ranks as the United States'
3 10th-largest trading partner in the world, serving as
4 the United States' 15th-largest export market overall,
5 and the 6th-largest market for U.S. agricultural goods,
6 as well as the 14th-largest market for Iowa goods,
7 worth \$125.1 million in 2011, an increase of 18 percent
8 above Iowa's exports to Taiwan in 2010; and
9 WHEREAS, Taiwan's imports of goods continue to
10 contribute to Iowa's economy since the September 2011
11 visit of the Taiwan Agricultural Goodwill Mission to
12 the United States, which included a delegation visit
13 to Des Moines and signing of Letters of Intent for
14 Iowa-grown corn and soybeans through 2013; and
15 WHEREAS, Taiwan, seeking greater regional
16 integration in the Asia-Pacific region and promotion
17 of bilateral investment and trade relations with the
18 United States, welcomes the opportunity presented
19 by the United States' announcement at the 2011
20 Asia-Pacific Economic Cooperation leaders meeting
21 of the United States' intent to not only join the
22 Trans-Pacific Partnership, the proposed 21st-century
23 trade agreement between the United States and eight
24 other Asia-Pacific Rim countries, but to expand the
25 membership in the future to include other countries,
26 such as Taiwan; and
27 WHEREAS, aviation safety has become a major global
28 concern since 2001, and even though Taiwan is a key
29 air transport hub in the Asia-Pacific region, with
30 more than one million flights passing through the

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1 Taipei Flight Information Region, and with one of
2 the world's largest airport cargo volumes passing
3 through the Taoyuan International Airport, yet Taiwan
4 is not a member of the International Civil Aviation
5 Organization; NOW THEREFORE,
6 BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES, That
7 the House of Representatives congratulates the Republic
8 of China (Taiwan) on gaining inclusion in the United
9 States Visa Waiver Program; supports Taiwan's efforts
10 to secure entry into the Trans-Pacific Partnership,
11 along with the United States and other friendly
12 Asia-Pacific Rim countries, and to promote bilateral
13 investment and trade relations with the United States;
14 reaffirms its support for the participation of Taiwan
15 in the International Civil Aviation Organization;
16 and supports strengthening Taiwan-Iowa sister-state
17 relations, friendship, and exchanges; and

18 BE IT FURTHER RESOLVED, That the Chief Clerk of the
19 House of Representatives is hereby directed to send a
20 copy of this Resolution to United States Secretary of
21 State John Kerry; Secretary General Raymond Benjamin
22 of the International Civil Aviation Organization;
23 President Ma Ying-jeou of the Republic of China
24 (Taiwan); and the Taipei Economic and Cultural Office
25 in Chicago, Illinois.

H.R. 8 filed February 4, 2013; adopted February 7, 2013.

HOUSE RESOLUTION 9

BY LOFGREN, ALONS, ROGERS, PAULSEN, LANDON, DRAKE,
SODERBERG, DEYOE, WORTHAN, WATTS, KLEIN, KAUFMANN,
HESS, HEATON, L. MILLER, GRASSLEY, and UPMAYER

1 A resolution commending the nation of Israel for its
2 cordial and mutually beneficial relationship with
3 the United States and with the State of Iowa.
4 WHEREAS, Israel has been granted her lands under
5 and through the oldest recorded deed, as recorded in
6 the Old Testament, a tome of scripture held sacred and
7 revered by Jews and Christians alike, as presenting the
8 acts and words of God; and
9 WHEREAS, the claim and presence of the Jewish people
10 in Israel has remained constant throughout the past
11 4,000 years of history; and
12 WHEREAS, the legal basis for the establishment of
13 the modern state of Israel was a binding resolution
14 under international law, which was unanimously adopted
15 by the League of Nations in 1922 and subsequently
16 affirmed by both houses of the United States
17 Congress; and
18 WHEREAS, this resolution affirmed the establishment
19 of a national home for the Jewish people in the
20 historical region of the Land of Israel, including the
21 areas of Judea, Samaria, and Jerusalem; and
22 WHEREAS, Article 80 of the United Nations Charter
23 recognized the continued validity of the rights
24 granted to states or peoples which already existed
25 under international instruments, and, therefore, the
26 1922 League of Nations resolution remains valid, and

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1 the 650,000 Jews currently residing in the areas of
2 Judea, Samaria, and eastern Jerusalem reside there
3 legitimately; and
4 WHEREAS, Israel declared its independence and
5 self-governance on May 14, 1948, with the goal of
6 reestablishing its God-given and legally recognized
7 lands as a homeland for the Jewish people; and

8 WHEREAS, the United States, having been the first
 9 country to recognize Israel as an independent nation
 10 and as Israel's principal ally, has enjoyed a close and
 11 mutually beneficial relationship with Israel and her
 12 people; and

13 WHEREAS, Israel is the greatest friend and ally of
 14 the United States in the Middle East and the values
 15 of our two nations are so intertwined that it is
 16 impossible to separate one from the other; and

17 WHEREAS, there are those in the Middle East who have
 18 continually sought to destroy Israel, from the time
 19 of its inception as a state, and those same enemies
 20 of Israel also hate, and seek to destroy, the United
 21 States; and

22 WHEREAS, the State of Iowa and Israel have enjoyed
 23 cordial and mutually beneficial relations since 1948,
 24 a friendship that continues to strengthen with each
 25 passing year; NOW THEREFORE,

26 BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES, That
 27 the House of Representatives commends Israel for its
 28 cordial and mutually beneficial relationship with the
 29 United States and with the State of Iowa and supports
 30 Israel in its legal, historical, moral, and God-given

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1 right of self-governance and self-defense upon the
 2 entirety of its own lands, recognizing that Israel is
 3 neither an attacking force nor an occupier of the lands
 4 of others, and that peace can be afforded the region
 5 only through a whole and united Israel.

H.R. 9 filed February 11, 2013; adopted April 24, 2013.

HOUSE RESOLUTION 11

BY ABDUL-SAMAD, GAINES, STAED, DAWSON, PRICHARD,
 T. OLSON, MURPHY, KOESTER, LOFGREN, HEDDENS,
 HUNTER, SALMON, DUNKEL, HANUSA, MAXWELL, HUSEMAN,
 GASKILL, PETTENGILL, STECKMAN, PAULSEN, KEARNS,
 WESSEL-KROESCHELL, R. OLSON, OLDSOON, MUHLBAUER,
 H. MILLER, BERRY, COHOON, RUFF, HANSON, JACOBY,
 KELLEY, HALL, THEDE, and STUTSMAN

1 A resolution designating February 2013 as Black History
 2 Month.

3 WHEREAS, Black History Month in the United States
 4 dates back to 1926, based upon the efforts of Dr.

5 Carter G. Woodson, a Harvard-educated scholar descended
 6 from slave parents; and

7 WHEREAS, Black History Month is traditionally
 8 observed in February of each year; and

9 WHEREAS, Black History Month is designated to

10 recognize and pay tribute to many African Americans
11 long neglected by society and the history books; and
12 WHEREAS, Black History Month aims to bridge the gap
13 created by American history's failure to accurately
14 acknowledge, portray, and record the contributions of
15 Blacks in society; and
16 WHEREAS, Black History Month acknowledges the
17 achievements of Blacks in the military, the arts,
18 civil rights, education, entertainment, history, law,
19 literature, medicine, music, politics, science, sports,
20 and other areas; and
21 WHEREAS, the African American population in Iowa has
22 grown from 1.4 percent of the state population in 1980

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1 to 2.5 percent in 2006, and is projected to grow to 3.5
2 percent by 2030; and
3 WHEREAS, African Americans in Iowa are increasingly
4 assuming leadership roles in law, medicine, government,
5 education, the arts, and other areas; and
6 WHEREAS, five African Americans are currently
7 serving in the House of Representatives; NOW THEREFORE,
8 BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES,
9 That the House of Representatives designates February
10 2013 as Black History Month and encourages schools,
11 community leaders, religious leaders, and all Iowans
12 to take this opportunity to discover the history of
13 African Americans in Iowa, from George Washington
14 Carver to James B. Morris to Simon Estes to Luther and
15 Willie Glanton, and to learn about the contributions
16 African Americans continue to make to Iowa's economic
17 and cultural well-being.

H.R. 11 filed February 13, 2013; adopted February 14, 2013.

HOUSE RESOLUTION 15
BY HALL and MAXWELL

1 A resolution honoring the Grinnell College Men's
2 Basketball Team.
3 WHEREAS, for more than a century, Grinnell College
4 has been known as an outstanding institution of
5 academic achievement and intellectual prowess; and
6 WHEREAS, Grinnell may now claim a sports legend as
7 well, as sophomore point guard Jack Taylor scored 138
8 points in a November 20, 2012, basketball game; and
9 WHEREAS, Mr. Taylor finished that game making 52
10 of 108 shots from the floor, including 27 of 71 from
11 three-point range; and
12 WHEREAS, Mr. Taylor's effort shattered collegiate
13 basketball's NCAA single-game scoring record set in

14 1954; NOW THEREFORE,
 15 BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES, That
 16 the House of Representatives congratulates Jack Taylor,
 17 the members of the Grinnell College Men's Basketball
 18 Team, and Head Coach David Arseneault for a remarkable
 19 athletic performance.

H.R. 15 filed February 14, 2013; adopted April 11, 2013.

HOUSE RESOLUTION 16

BY UPMEYER, PAULSEN, GRASSLEY, DRAKE, J. SMITH,
 LOFGREN, DEYOE, MUHLBAUER, MASCHER, WINCKLER,
 THOMAS, and RIDING

1 A resolution recognizing the sesquicentennial of the
 2 American Veterinary Medical Association and honoring
 3 the work of America's veterinarians.
 4 WHEREAS, the American Veterinary Medical Association
 5 was founded in 1863 as the United States Veterinary
 6 Medical Association in New York City; and
 7 WHEREAS, the year 2013 will mark the 150th
 8 anniversary of organized veterinary medicine in the
 9 United States; and
 10 WHEREAS, veterinarians have played an integral role
 11 in discovering the causes of numerous diseases that
 12 affect our state's citizens such as salmonellosis, West
 13 Nile infection, yellow fever, and malaria; and
 14 WHEREAS, veterinarians provide valuable public
 15 health services through preventive medicine, control of
 16 zoonotic diseases, and scientific research; and
 17 WHEREAS, veterinarians have advanced human and
 18 animal health by inventing and refining techniques and
 19 instrumentations such as artificial hips, bone plates,
 20 splints, and arthroscopy; and
 21 WHEREAS, veterinarians play an integral role in
 22 protecting the quality and security of our national
 23 herd and food supply; and
 24 WHEREAS, military veterinarians provide crucial
 25 support to our nation's military and assistance to the
 26 agricultural independence of developing nations around

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1 the world; and
 2 WHEREAS, disaster relief veterinarians provide
 3 public health services and veterinary medical support
 4 to animals and humans displaced and ravaged by
 5 disasters; and
 6 WHEREAS, veterinarians are dedicated to preserving
 7 the human-animal bond and promoting the highest
 8 standards of science-based, ethical animal welfare; and
 9 WHEREAS, veterinarian colleagues from around the

10 world will join veterinarians in the United States to
 11 celebrate this momentous occasion; NOW THEREFORE,
 12 BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES,
 13 That the House of Representatives expresses deep
 14 appreciation for the contributions that the veterinary
 15 profession and the American Veterinary Medical
 16 Association have made and continue to make to animal
 17 health, public health, animal welfare, and food safety
 18 in Iowa.

H.R. 16 filed February 14, 2013; adopted February 19, 2013.

HOUSE RESOLUTION 24

BY HANUSA, RUNNING-MARQUARDT, BYRNES, HESS, ROGERS,
 L. MILLER, GASSMAN, SALMON, KOESTER, DOLECHECK,
 GARRETT, STANERSON, JORGENSEN, DUNKEL, MAXWELL,
 JACOBY, HEARTSILL, R. TAYLOR, GRASSLEY, KELLEY,
 STAED, OLDSON, STUTSMAN, STECKMAN, DEYOE, THOMAS,
 LOFGREN, GASKILL, ALONS, H. MILLER, WOOD, KAUFMANN,
 MOORE, BEARINGER, OURTH, SHEETS, and HEDDENS

1 A resolution to recognize the Iowa Small Business
 2 Development Centers and honor 2012 award winners
 3 Chuck Dirks and Christina Moffatt.
 4 WHEREAS, since 1981, the Iowa Small Business
 5 Development Centers have provided expert and
 6 confidential business counseling services and training
 7 workshops to entrepreneurs in all 99 Iowa counties; and
 8 WHEREAS, the Iowa Small Business Development Centers
 9 provide a wide variety of services to foster the growth
 10 of Iowa business, including one-to-one professional
 11 business counseling, learning opportunities,
 12 workshops, courses and classes, and a variety of other
 13 services; and
 14 WHEREAS, the Iowa Small Business Development Centers
 15 have announced the 2012 award winners for the centers'
 16 two special entrepreneur awards; and
 17 WHEREAS, Christina Moffatt, owner of Creme Cupcake
 18 + Dessert, of Des Moines, is the 2012 Deb Dalziel
 19 Woman Entrepreneur Achievement Award winner, an
 20 award which honors an Iowa woman entrepreneur who has
 21 significantly changed or improved her life and the
 22 lives of others; and

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1 WHEREAS, Chuck Dirks, president of CQM Systems LLC,
 2 of Coralville, has been selected to receive the 2012
 3 Neal Smith Entrepreneur of the Year Award, an award
 4 named in honor of the long-serving Iowa congressman,
 5 given to an Iowa entrepreneur who has been in business
 6 a minimum of three years and has been significantly

7 assisted by an Iowa Small Business Development
 8 Center; NOW THEREFORE,
 9 BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES,
 10 That the House of Representatives honors award winners
 11 Chuck Dirks and Christina Moffatt, congratulates them
 12 on their success, and recognizes and expresses its
 13 thanks to the Iowa Small Business Development Centers
 14 for their ongoing work in making Iowa a better place to
 15 live and work.

H.R. 24 filed by March 4, 2013; March 14, 2013.

HOUSE RESOLUTION 28
 BY GARRETT

1 A resolution designating March 2013 as Iowa Women's
 2 History Month.
 3 WHEREAS, Iowa women of every race, class, and
 4 ethnic background have made historic contributions
 5 to the growth and strength of our state and nation
 6 in countless recorded and unrecorded ways, including
 7 through the struggle for women's rights; and
 8 WHEREAS, Iowa women have played and continue to
 9 play a critical economic, cultural, and social role by
 10 constituting a significant portion of the labor force
 11 working inside and outside of the home; and
 12 WHEREAS, Iowa women were particularly important in
 13 the establishment of early charitable, philanthropic,
 14 and cultural institutions in our state and nation; and
 15 WHEREAS, Iowa women and men amended the Iowa
 16 Constitution to read that "All men and women are, by
 17 nature, free and equal, and have certain inalienable
 18 rights..."; and
 19 WHEREAS, Iowa women have been leaders in
 20 agriculture, business, and industry, as well as in the
 21 abolitionist movement, the emancipation movement, the
 22 labor movement, the civil rights movement, and the
 23 woman suffrage movement, which create a more fair and
 24 just society for all; and
 25 WHEREAS, despite these contributions, and those of
 26 women throughout the world, the role of women has been
 27 undervalued, in the literature, teaching, and study of
 28 history; NOW THEREFORE,

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1 BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES, That
 2 the House of Representatives designates the month of
 3 March 2013 as Iowa Women's History Month and invites

- 4 the citizens of Iowa to continue to uncover the roles
5 women have played throughout history.

H.R. 28 filed March 13, 2013; adopted March 14, 2013.

HOUSE RESOLUTION 29

BY H. MILLER, GRASSLEY, BALTIMORE, LUNDBY, KAUFMANN,
ROGERS, COWNIE, BERRY, GAINES, ISENHART, RUFF,
OURTH, KEARNS, KAJTAZOVIC, LENSING, ABDUL-SAMAD,
ANDERSON, PRICHARD, WESSEL-KROESCHELL, WINCKLER,
KRESSIG, RIDING, MUHLBAUER, DUNKEL, THEDE, DAWSON,
STUTSMAN, FORBES, PAULSEN, BACON, COSTELLO, WATTS,
HIGHFILL, BAUDLER, FISHER, SHEETS, BRANDENBURG,
MAXWELL, VANDER LINDEN, ALONS, S. OLSON, HANSON,
T. OLSON, R. OLSON, GASKILL, M. SMITH, OLDSO,
RUNNING-MARQUARDT, J. SMITH, KELLEY, WOLFE, LYKAM,
JACOBY, SHAW, HUSEMAN, KLEIN, GASSMAN, MURPHY,
COHOON, HEDDENS, T. TAYLOR, HUNTER, MASCHER,
McCARTHY, THOMAS, LANDON, STECKMAN, WOOD, HALL,
UPMEYER, WORTHAN, HANUSA, HAGENOW, RAYHONS, DEYOE,
FRY, SODERBERG, BYRNES, MOORE, FORRISTALL, DRAKE,
DOLECHECK, and KOESTER

- 1 A resolution honoring the 133rd Test Squadron of the
2 Iowa National Guard.
3 WHEREAS, the 133rd Test Squadron of the Iowa
4 National Guard has a critical role in our country's
5 defense — the squadron tests communication gear,
6 radar, data links, and software before it is issued to
7 all branches of the military; and
8 WHEREAS, the squadron began in 1948 as an aircraft
9 control and warning squadron, and saw its first action
10 during the Korean War in 1951; and
11 WHEREAS, the 133rd spent half a century watching the
12 skies, serving around the globe in missions involving
13 air battle management, refueling, early warning,

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- 1 homeland defense, protecting the President of the
2 United States, counter drug, and defending the War on
3 Terrorism; and
4 WHEREAS, the unit has been rerolled into a
5 "one-of-a-kind" test squadron tasked with the
6 mission of operational and development testing and
7 evaluation of new and emerging command, control,
8 communications, computers, intelligence, surveillance,
9 and reconnaissance technologies; and
10 WHEREAS, the 133rd Test Squadron received the 2012
11 Air Force Outstanding Unit Award and was singled out
12 for a number of accomplishments, including conducting
13 22 developmental and operational tests on \$84 million

14 worth of new equipment; NOW THEREFORE,
 15 BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES, That
 16 the House of Representatives honors the members of the
 17 133rd Test Squadron of the Iowa National Guard for over
 18 six decades of service to America.

H.R. 29 filed March 14, 2013; adopted April 17, 2013.

HOUSE RESOLUTION 30
 BY UPMEYER and DUNKEL

1 A resolution honoring the Sukup Manufacturing Company
 2 for a half century of manufacturing innovation and
 3 public service.
 4 WHEREAS, fifty years ago Eugene Sukup modified an
 5 auger in a Sheffield machine shop, making it capable of
 6 loosening hot spots and preventing spoilage in stored
 7 corn, thereafter improving his invention and patenting
 8 it, and the Sukup Manufacturing Company was born; and
 9 WHEREAS, from that modest beginning, the
 10 Sukup Manufacturing Company has grown to include
 11 500 employees, six distribution centers, and a
 12 manufacturing facility; and
 13 WHEREAS, over the last half century the Sukup
 14 Manufacturing Company has become the largest
 15 family-owned grain storage, handling, and drying
 16 manufacturer in the world; and
 17 WHEREAS, innovation and dedication have been the key
 18 to company success, with the company holding over 80
 19 patents and Mr. Sukup being inducted into both the Iowa
 20 Inventors Hall of Fame and the Iowa Business Hall of
 21 Fame; and
 22 WHEREAS, the extended Sukup family and the
 23 company share their success and good fortune with
 24 others, supporting charitable and other good works
 25 on a worldwide, statewide, and community basis; NOW
 26 THEREFORE,
 27 BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES,
 28 That the House of Representatives congratulates the

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1 Sukup Manufacturing Company for 50 years of growth
 2 and progress and for its service to the state and the
 3 community.

H.R. 30 filed March 19, 2013; adopted April 8, 2013.

HOUSE RESOLUTION 31
 BY BYRNES, JACOBY, STANERSON, and HIGHFILL

1 A resolution recognizing October 25, 2013, as Dan Gable

2 Day in Iowa.
3 WHEREAS, Dan Gable has a long storied history in
4 the wrestling world that includes three high school
5 championships, two NCAA wrestling championships, and
6 an Olympic gold medal; and
7 WHEREAS, in 21 years of coaching, Dan Gable led the
8 University of Iowa to 15 NCAA team championships and 21
9 consecutive Big Ten Championships; and
10 WHEREAS, Dan Gable's leadership, competitiveness,
11 and coaching skills created future generations of
12 wrestlers, many of whom have gone on to national and
13 world wrestling prominence; and
14 WHEREAS, Dan Gable is an ambassador for the sport of
15 wrestling; and
16 WHEREAS, the National Wrestling Hall of Fame Museum
17 in Waterloo, Iowa, is named after Dan Gable; and
18 WHEREAS, even though he no longer sits in a corner
19 as a coach, Dan Gable still has a significant impact on
20 the world of wrestling; and
21 WHEREAS, for more than 30 years Dan Gable changed
22 the landscape of the high school and college wrestling
23 worlds; NOW THEREFORE,
24 BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES, That
25 the House of Representatives recognizes October 25,
26 2013, as Dan Gable Day in Iowa.

H.R. 31 filed March 19, 2013; adopted March 21, 2013.

HOUSE RESOLUTION 32

BY M. SMITH

1 A resolution recognizing Representative David E. Heaton
2 as the 2012 recipient of the Herbert Hoover Uncommon
3 Public Service Award.
4 WHEREAS, Herbert Hoover was both a visionary and
5 dedicated public servant and through his tireless
6 efforts millions of lives were saved in the years after
7 World War I; and
8 WHEREAS, to honor that spirit of public service the
9 Herbert Hoover Presidential Library Association has
10 created the Herbert Hoover Uncommon Public Service
11 Award; and
12 WHEREAS, the association annually presents the
13 Herbert Hoover Uncommon Public Service Award to
14 Iowa legislators who exemplify President Hoover's
15 humanitarian efforts and have gone above and beyond
16 the call of duty to demonstrate uncommon service and
17 commitment to the people of Iowa; and
18 WHEREAS, in 2012, the association awarded the sixth
19 annual Herbert Hoover Uncommon Public Service Award to
20 Representative David E. Heaton; and
21 WHEREAS, Representative Heaton combined two

22 decades of public service with a career in main-street
 23 business; and
 24 WHEREAS, in his public career Representative Heaton
 25 embodies a commitment to fiscal restraint, combined
 26 with a deep and abiding concern for those in need; and
 27 WHEREAS, these two traits demonstrate that
 28 Representative Heaton embodies the spirit of Herbert

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1 Hoover himself and has clearly earned the 2012 Herbert
 2 Hoover Uncommon Public Service Award; NOW THEREFORE,
 3 BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES, That
 4 the House of Representatives thanks the Herbert Hoover
 5 Presidential Library Association for the creation of
 6 the Herbert Hoover Uncommon Public Service Award and
 7 congratulates Representative Heaton on receiving the
 8 2012 award.

H.R. 32 filed March 20, 2013; adopted March 20, 2013.

HOUSE RESOLUTION 33
 BY HEARTSILL

1 A resolution recognizing Knoxville as the birthplace of
 2 the Iowa State Flag.
 3 WHEREAS, March 29, 2013, marks the 92nd Anniversary
 4 of the adoption of the Iowa State Flag by the 39th Iowa
 5 General Assembly; and
 6 WHEREAS, Knoxville is known as the birthplace of the
 7 Iowa State Flag; and
 8 WHEREAS, Knoxville resident Dixie Cornell Gebhardt,
 9 along with other members of the Mary Marion Chapter of
 10 the Daughters of the Revolution of Knoxville, designed
 11 the Iowa flag in 1917; and
 12 WHEREAS, the Honorable Terry Branstad, Governor of
 13 the State of Iowa will proclaim March 29, 2013, as Iowa
 14 State Flag Day; and
 15 WHEREAS, the blue stripe of the banner stands for
 16 loyalty, justice, and truth, the broad white stripe for
 17 purity, and the red stripe for courage; and
 18 WHEREAS, the eagle carries blue streamers inscribed
 19 with the state motto, "Our Liberties We Prize and Our
 20 Rights We Will Maintain"; NOW THEREFORE,
 21 BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES, That
 22 the House of Representatives recognizes Knoxville as
 23 the birthplace of the Iowa State Flag and recognizes
 24 March 29, 2013, as Iowa State Flag Day.

H.R. 33 filed March 26, 2013; adopted March 27, 2013.

HOUSE RESOLUTION 36

BY GAINES, KOESTER, M. SMITH, LANDON, BACON, DEYOE,
 ABDUL-SAMAD, WESSEL-KROESCHELL, HUSEMAN, MASCHER,
 ANDERSON, KLEIN, GASKILL, KRESSIG, PRICHARD, and SANDS

1 A resolution honoring the life and career of Royce
 2 White.
 3 WHEREAS, plagued with anxiety disorder, Royce White
 4 has pursued a basketball career with both struggle and
 5 determination, currently playing for the Rio Grande
 6 Valley Vipers of the NBA Development League; and
 7 WHEREAS, Mr. White began his career as a high school
 8 phenomenon — he was named the 2009 Minnesota Mr.
 9 Basketball and was a two-time Minnesota State High
 10 School League (MSHSL) championship team member; and
 11 WHEREAS, preceding his 2011-2012 season at Iowa
 12 State, Mr. White was voted the Big 12 Preseason
 13 Newcomer of the Year and later won the Phillips 66 Big
 14 12 Rookie of the Week award; and
 15 WHEREAS, Mr. White led the 2011-2012 Cyclones in
 16 points, rebounds, assists, steals, and blocked shots
 17 and was the only Division I basketball player to lead
 18 his team in all five statistics, he was named the
 19 unanimous Big 12 Newcomer of the Year and recognized
 20 as a first team All-Big 12 and a unanimous Big 12
 21 All-Rookie Team selection, and he was selected as an
 22 honorable mention Associated Press 2012 NCAA Men's
 23 Basketball All-American; and
 24 WHEREAS, Mr. White was the 16th selection in the
 25 2012 NBA Draft, drafted by the Houston Rockets; and

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1 WHEREAS, Mr. White continues his struggle to balance
 2 his career with ever present anxiety attacks; NOW
 3 THEREFORE,
 4 BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES, That
 5 the House of Representatives honors Royce White for his
 6 courage and determination and for the example he sets
 7 for all persons suffering from a disability.

H.R. 36 filed April 18, 2013; adopted April 25, 2013.

HOUSE RESOLUTION 37

BY PAULSEN, STANERSON, STAED, and T. TAYLOR

1 A resolution honoring Kennedy High School in Cedar
 2 Rapids, named as Iowa's best.
 3 WHEREAS, Iowa's quarter-dollar commemorative
 4 coin produced by the United State Mint depicts
 5 an Iowa school house and proclaims "Foundation in
 6 Education"; and
 7 WHEREAS, the truth of that bold statement is found

8 at Kennedy High School in Cedar Rapids, named Iowa's
9 best by the U.S. News and World Report; and

10 WHEREAS, this designation followed a rigorous
11 study, based on key principles that a great high school
12 must serve all of its students well, not just those
13 who are college-bound, and that it must be able to
14 produce measurable academic outcomes across a range
15 of performance indicators, to show that the school is
16 successfully educating its student body; and

17 WHEREAS, the study involved 21,035 public high
18 schools in 49 states and the District of Columbia; NOW

19 THEREFORE,

20 BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES,

21 That the House of Representatives honors Principal
22 Mary Wilcynski, the staff, the proud parents, and the
23 students of Kennedy High School on being named Iowa's
24 best high school in 2013.

H.R. 37 filed May 9, 2013; adopted May 13, 2013.

MEMORIALS

IN MEMORIAM

HOUSE OF REPRESENTATIVES

MAURICE BARINGER	December 4, 1921 – May 25, 2011
DIANE BRANDT	August 28, 1938 – June 1, 2010
BARRY BRAUNS.....	July 11, 1932 – October 10, 2011
DOROTHY CARPENTER.....	March 13, 1933 – April 2, 2011
CHARLES KORN	May 4, 1916 – December 16, 2007
KENNETH LOGEMANN	July 11, 1937 – March 4, 2013
LEO P. MILLER	May 30, 1943 – May 8, 2012
CARL NIELSEN	January 19, 1932 – April 1, 2011
DORIS PEICK.....	September 22, 1933 – July 4, 2012
NORMAN ROORDA	July 23, 1928 – May 27, 2012
JAMES W. SPRADLING	September 6, 1923 – August 31, 2012
PATRICIA THOMPSON-WOODWORTH.....	September 17, 1927 – October 22, 2011
PHILLIP E. TYRRELL.....	June 29, 1932 – April 9, 2012
HARLAN VAN GERPEN.....	June 18, 1924 – October 21, 2012
JEWELL WAUGH	June 13, 1910 – November 16, 2006
ROGER WENDT.....	December 31, 1933 – March 30, 2011
JAMES WENGERT	March 23, 1934 – October 13, 2011

MAURICE BARINGER

Maurice "Mo" Baringer was born on December 4, 1921 in Arkansas City, Kansas. He graduated from the University of Kansas with a bachelor's degree in business in 1943, and served three years in the Army Air Corps during the war. He attended Iowa State University where he earned both his bachelor's and his master's degrees in animal science. At Iowa State University he met and married his wife Dorothy Schlensig in 1948. They started a family and together raised four children.

He worked in the feed business as a feed nutritionist and executive for 12 years with Occo Feeds in Oelwein, Iowa. Maurice served as a chairman on the Scientific Advisory Committee of the National Feed Ingredients Association, vice-president of the Association, and member of the Nutrition Council and American Feed Manufacturers Association. He was a member of the Elks, Lions, Farm Bureau, American Legion and Farm House Fraternity.

Maurice was a Republican from Fayette County. He was elected to the Iowa House of Representatives in the fall 1961 serving four terms and as the Speaker of the House in the Sixty-second General Assembly. During his time in the House he was influential in the creation of the Iowa Community College System and Iowa Public Television. He received a citation from the Statehouse Press Corps as outstanding representative in 1967.

After serving in the Iowa House he was elected Iowa State Treasurer, which he held through 1982 and then headed the Iowa Public Employee Retirement system until 1991. He also had a leadership role in the restoration of Terrace Hill as the new governor's mansion.

Maurice Baringer passed away on May 25, 2011 at the age of 90.

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE EIGHTY-FIFTH GENERAL ASSEMBLY OF IOWA, That in the passing of the Honorable Maurice Baringer, the State has lost an honored citizen and a faithful and useful public servant, and the House by this Resolution would express its appreciation of his service.

BE IT FURTHER RESOLVED, That a copy of this Resolution be spread upon the Journal of the House, and that the Chief Clerk be directed to forward an enrolled copy to the family of the deceased.

LEE HEIN
ROGER THOMAS
Committee

DIANE BRANDT

Diane (Robinson) Brandt was born on August 28, 1938 in Emmett County. She graduated from Armstrong High School and attended Iowa State University, receiving her Bachelors of Science in 1961. After graduation she moved to Cedar Falls.

She became involved in public service shortly after moving to Cedar Falls, volunteering on the Cedar Falls Planning and Zoning Commission and serving as

president of the Waterloo Branch of the AAUW, president of the League of Women Voters of Waterloo-Cedar Falls, and board member of the League of Women Voters of Iowa.

In 1984, she had completed a degree in accounting at the University of Northern Iowa and worked for Rockwell Collins in Cedar Rapids, returning to Cedar Falls in 1999.

Brandt in 2003, talked with Iowa State University to establish an endowed fund of nearly \$2.1 million, to serve student support benefitting women in science, engineering, math and other fields in which women have traditionally been under-represented. The fund began to benefit Iowa State students in the fall of 2012, establishing another valuable scholarship resource on campus created by women, for women.

Diane was a Democrat from Black Hawk County. She was elected to the Iowa House of Representatives in 1975 serving in four terms. In her lifetime, she found a way to serve the community that was meaningful and enabled her to have an important impact.

Diane Brandt passed away on June 1, 2010 at the age of 71.

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE EIGHTY-FIFTH GENERAL ASSEMBLY OF IOWA, That in the passing of the Honorable Diane Brandt, the State has lost an honored citizen and a faithful and useful public servant, and the House by this Resolution would express its appreciation of her service.

BE IT FURTHER RESOLVED, That a copy of this Resolution be spread upon the Journal of the House, and that the Chief Clerk be directed to forward an enrolled copy to the family of the deceased.

SANDY SALMON
ANESA KAJTAZOVIC
Committee

BARRY BRAUNS

Barry Brauns was born on July 11, 1932 in Toolsboro, Iowa. His family moved to Muscatine County when he was a little boy, and he spent most of his life there. He graduated from Muscatine High School in 1950; and the Crosby Quality Management College. He served his country in 1953 to 1954 in the U.S. Army in Korea, and then in the U.S. Army Reserves from 1955 to 1985 where he retired as a First Sergeant after serving 32 years. He married JoAnn Hagens on October 14, 1956 at the High Prairie Church, and they had two children together.

He was manager of the Muscatine County Fair, a member of the Fair Board for 20 years and was chosen as an Honorary Fair Board Member; he served as Legislative Advisor to the Board of Directors of the Association of Iowa Fairs and was District Director of the Association of Iowa Fairs. He was very proud of having the opportunity of being raised on a farm and being a member of FFA, 4-H and being a part of the 4-H State Championship Judging Team.

When he wasn't busy with his selfless dedication and hard work for the people of Iowa, he was the owner and operator of Brauns Building Company and was also a plant manager for KA Steel Chemical Company of Chicago for many years.

With all of his years of service he received many awards; named Fair Person of the Year in 1995 and 1996, was inducted into the Hall of Fame of the Association of Iowa Fairs. He received the Leadership Award from the Teachers Association in 1998-1999, named Representative of the Year from the Associated General Contractors of Iowa, honorary member of the Muscatine county Cattleman's Association and 2000 4-H Alumnus of the year.

Barry was a Republican from Muscatine County. He was elected to the Iowa House of Representatives in the fall of 1992, serving for five terms. During his time he served as Chair or Vice-Chair on many committees; Transportation, Transportation Safety Appropriation, and Infrastructure Appropriations. He served as an Assistant Majority Leader for several years during his time. With his service he encouraged several current Representatives to start their adventure in public service.

Representative Brauns passed away on October 10, 2011 at the age of 79.

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE EIGHTY-FIFTH GENERAL ASSEMBLY OF IOWA, That in the passing of the Honorable Barry Brauns, the State has lost an honored citizen and a faithful and useful public servant, and the House by this Resolution would express its appreciation of his service.

BE IT FURTHER RESOLVED, That a copy of this Resolution be spread upon the Journal of the House, and that the Chief Clerk be directed to forward an enrolled copy to the family of the deceased.

MARK LOFGREN
THOMAS SANDS
DENNIS COHOON
Committee

DOROTHY CARPENTER

Dorothy "Dottie" Carpenter was born on March 13, 1933 in Ismay, Montana. Raised on a ranch in Montana, she helped her father round up cattle and protected lambs from coyotes. She graduated from Custer County High School in Miles City, Montana in 1951 and then graduated from Grinnell College, in Grinnell, Iowa with a degree in History in 1955.

In 1955, she married Tom Carpenter whom she met at Grinnell College. She taught elementary school for three years in Houston, Texas while Tom served in the military. They moved to Iowa City where Tom earned his law degree and they had their first child. After he completed school they moved to West Des Moines and had their second child.

Dorothy "Dottie" became active in the community volunteering as a member of St. Timothy's Episcopal Church, League of Women Voters, Common Cause and Iowa Women's Political Caucus. After her service to the Iowa people she served on the West Des Moines Human Rights Commission and Terrace Hill Society Board. She volunteered

for the Planned Parenthood Book Sale, a reading mentor at Wallace School, and a co-founder of the Ark, a children's church school class for three to five years olds at St. Timothy's Episcopal Church.

Dottie was a Republican from Polk County. She was first elected in the fall of 1980 and served for seven terms. During her time she served as assistant minority floor leader in the Seventh, Seventy-first and Seventy-second General Assemblies. She served as Chair of State Government and Ethics Committee from 1992-1994.

Dorothy Carpenter passed away on April 2, 2011 at the age of 78.

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE EIGHTY-FIFTH GENERAL ASSEMBLY OF IOWA, That in the passing of the Honorable Dorothy Carpenter, the State has lost an honored citizen and a faithful and useful public servant, and the House by this Resolution would express its appreciation of her service.

BE IT FURTHER RESOLVED, That a copy of this Resolution be spread upon the Journal of the House, and that the Chief Clerk be directed to forward an enrolled copy to the family of the deceased.

PETER COWNIE
JO OLDSON
Committee

CHARLES KORN

Charles Korn was born May 4, 1916 in Wapello, Iowa. He grew up in the Wapello area graduating from Wapello High School in mid 1930s. He attended Iowa Wesley College then transferred to Iowa State University. He graduated in 1947 after he served in the U.S. Navy during World War II in the Pacific Theater.

In 1947 he married Dorothy Clausen and they started farming in Wapello. After helping with his mother-in-law's farm during her illness, they moved to Creston, where he joined the U.S. Soil Conservation Office. In 1956 he was transferred to Logan, Iowa after eight years he left for new employment. Charles left the Conservation Office and went to work for the Harrison County Sanitation and Health Department and also did some work with the Zoning Administrator. He was involved in his community by helping with the Western Iowa Experimental Farm, Logan Kiwanis and aided in forming the Harrison County Development Corp in the 1960s.

Charles was a Democrat from Harrison County who was elected to the Iowa House of Representatives in the fall of 1964 serving in the Sixty-first General Assembly. He was the lead sponsor of the bill that ended capital punishment in Iowa.

Representative Korn passed away on December 16, 2007 at the age of 91.

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE EIGHTY-FIFTH GENERAL ASSEMBLY OF IOWA, That in the passing of the Honorable Charles Korn, the State has lost an honored citizen and a faithful and useful public servant, and the House by this Resolution would express its appreciation of his service.

BE IT FURTHER RESOLVED, That a copy of this Resolution be spread upon the Journal of the House, and that the Chief Clerk be directed to forward an enrolled copy to the family of the deceased.

MATT WINDSCHITL
DAN MUHLBAUER
Committee

KENNETH LOGEMANN

Kenneth Logemann was born July 11, 1937 in Albert Lea, Minnesota. He attended rural country school in Deer Creek Township and graduated from Northwood High School in 1955. Ken attended Iowa State University and joined the ROTC while there. He was inducted into the Army in 1958 and served his country faithfully until his discharge in 1960. On May 26, 1962 he married Rebecca Buenneke and they raised two daughters together during their marriage.

During his time in the Army he served as military policeman and special security supervisor for presidential trips during President Eisenhower's Administration. The White House issued him a White House Service Certificate for special service. He was owner and operator of 640 acre family farm, where horses were an important part of his life and on which the family built a successful breeding and training facility. When he retired from farming, he began his sales career in the agriculture field. He was a loyal church member in both Deer Creek Valley Lutheran Church and First Lutheran Church. Ken served as a Sunday school teacher, usher, greeter and on the church council.

He enjoyed politics and served on the county and state GOP levels, and was an alternate and delegate at two national conventions. After his time in the Iowa House he managed the field office for Charles Grassley until he accepted Ronald Reagan's offer to be his state campaign manager. He also served as the first secretary of the Iowa State Soybean Promotion Board and attended two national conventions.

Ken was a Republican representing Winnebago and Worth counties. He was first elected to the Iowa House of Representatives in 1968 serving two terms.

Kenneth Logemann passed away on March 4, 2013 at the age of 75.

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE EIGHTY-FIFTH GENERAL ASSEMBLY OF IOWA, That in the passing of the Honorable Kenneth Logemann, the State has lost an honored citizen and a faithful and useful public servant, and the House by this Resolution would express its appreciation of his service.

BE IT FURTHER RESOLVED, That a copy of this Resolution be spread upon the Journal of the House, and that the Chief Clerk be directed to forward an enrolled copy to the family of the deceased.

JOSH BYRNES
TODD PRICHARD
Committee

LEO P. MILLER

Leo P. Miller was born on May 30, 1943 in Sioux City, Iowa. He graduated from Bishop Heelan High School in 1961 and went on to attend the University of Iowa earning a Business Bachelor of Arts in 1964. He also graduated from University of Minnesota Juvenile Officers Institute. In 1963, he married Sheri Donahue and had three children.

He was a distinguished athlete, being named to the Scholastic Magazine All-American High School Football Team in 1961; he was also part of the state champion football team. He went on to play football for the University of Iowa; he received the status of All-American during his time at Iowa and was inducted into the Iowa Hall of Fame. He worked with youth in football and several track and field events as a coach.

The majority of his career was in law enforcement, serving as a Sioux City police officer, juvenile detention officer, Woodbury County Sheriff and working for the county as a gang prevention officer. Leo was active in Explorer Scouts, PTA programs, was a past board member of the Siouxland Drug Abuse Council, an adviser to the Red Cross youth program, member of the Association of Chiefs of Police, Iowa State Policemen's Association and past vice president of the Sioux City Policemen's Association.

Leo was a Democrat from Woodbury County. He was elected to the Iowa House of Representatives in the fall 1982 and served in the Seventieth General Assembly.

Leo P. Miller passed away on May 8, 2012 at the age of 68.

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE EIGHTY-FIFTH GENERAL ASSEMBLY OF IOWA, That in the passing of the Honorable Leo P. Miller, the State has lost an honored citizen and a faithful and useful public servant, and the House by this Resolution would express its appreciation of his service.

BE IT FURTHER RESOLVED, That a copy of this Resolution be spread upon the Journal of the House, and that the Chief Clerk be directed to forward an enrolled copy to the family of the deceased.

RON JORGENSEN
DAVID DAWSON
Committee

CARL NIELSEN

Carl Nielsen was born on January 19, 1932 in Bridgeport, Connecticut. He attended Warren Harding High School and graduated in 1949. Shortly after graduating high school he joined the U.S. Navy during the Korean War serving from 1951 to 1955. He graduated from Grandview College in 1956 and in 1957 he married Marilyn Newman together they raised three children. He attended Drake University Law School graduated in 1960.

Carl was in private practice with Sutton & Nielsen Law Firm from 1961 to 1981, and then served as the Executive Director of the Iowa Bar Association from 1981 to 1998. He stayed very active in the community serving in leadership roles for the following: past president of King David Masonic Lodge in Altoona, the Za Ga Zig Shrine, past master Masonic Lodge, and past president Altoona Jaycees. He was also a member of the Altoona Businessmen's Association, American Trial Lawyers Association, Altoona Board of Adjustment, Polk County Bar Association, Iowa State Bar Association, and American Bar Association. He served on the Board of Directors of the Shriners Hospital for Children in Minneapolis from 2000 until 2009.

Carl was a Democrat from Polk County. He was elected to the Iowa House of Representatives in the fall of 1972 serving three terms. During the Sixty-Seventh General Assembly he served as the Speaker Pro Tempore.

Carl Nielsen passed away April 1, 2011 at the age of 79.

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE EIGHTY-FIFTH GENERAL ASSEMBLY OF IOWA, That in the passing of the Honorable Carl Nielsen, the State has lost an honored citizen and a faithful and useful public servant, and the House by this Resolution would express its appreciation of his service.

BE IT FURTHER RESOLVED, That a copy of this Resolution be spread upon the Journal of the House, and that the Chief Clerk be directed to forward an enrolled copy to the family of the deceased.

CHRIS HAGENOW
BRUCE HUNTER
Committee

DORIS PEICK

Doris Ann (Mother) Peick was born on September 22, 1933, in Jones County, Iowa. She attended Martelle Consolidated School, graduated in 1951 from McKinley High School in Cedar Rapids. She attended several colleges including Kirkwood Community College, University of Iowa and the University of Wisconsin. In 1962, she met and married Richard L. Peick of Strawberry Point. They raised two children together.

She worked at Rockwell-Collins for 38 years before retiring. She served as a member of many community wide groups: IBEW Local 1362, HERE Local 497, second district farm-labor coalition, Iowa State Historical Society, Linn County Democratic Central Committee, Hawkeye Labor Council Auxiliary, Women of the Moose, Fraternal Order of the Eagle's Auxiliary, and Marion Democratic Club. She was a delegate and arrangements committee member of the 1980 Democratic National Convention.

Doris was a Democrat from Linn County. She was elected to the Iowa House of Representatives in the fall of 1982, serving two terms in the House. She served as a member on the Local Government, Human Resources, Labor and Industrial Relations committees and also the Regulatory and Licensing Appropriations Subcommittee. Doris was instrumental in teaching current Representatives the art of campaigning including ways to door knock effectively.

Doris Peick passed away on July 4, 2012 at the age of 78.

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE EIGHTY-FIFTH GENERAL ASSEMBLY OF IOWA, That in the passing of the Honorable Doris Peick, the State has lost an honored citizen and a faithful and useful public servant, and the House by this Resolution would express its appreciation of her service.

BE IT FURTHER RESOLVED, That a copy of this Resolution be spread upon the Journal of the House, and that the Chief Clerk be directed to forward an enrolled copy to the family of the deceased.

DAWN PETTENGILL
TODD TAYLOR
KIRSTEN RUNNING-MARQUARDT
Committee

NORMAN ROORDA

Norman Paul Roorda was born on July 23, 1928 near Pella, Iowa. He graduated from Prairie City High School, attended Central College in Pella for one year, then transferred and graduated from Iowa State University in 1950 with a Bachelors of Arts degree in Agriculture. He met Dorothy Lawrence while attending Collegiate Presbyterian Church in Ames and on September 5, 1950 they were married.

He served in the U.S. Army from 1950 to 1952 including 18 months in South Korea where he served as company carpenter- amphibious outfit, and fire direction specialist-artillery. After returning in 1952, he and Dorothy began farming 400 acres of livestock and grain near Monroe and raised six children together. In 2006 they moved to Pella. He is remembered with much love and respect by his family and friends.

Public and community service was important to Norman. He was active in the Republican Party, served as chairman of the Jasper county Farm Bureau, American Legion, was a past president of Monroe Kiwanis, and served on the Jasper County Board of Supervisors. He was active in his church, teaching Sunday school for many years, and served as an elder for thirty years and sang in the choir.

Norman was a Republican from Jasper County. He was elected to the Iowa House of Representatives in the fall of 1966 and served four terms. He served in many leadership roles on committees and served as an Assistant Majority Leader during his last term in the Sixty-fifth General Assembly.

Norman Roorda passed away on May 27, 2012 at the age of 84.

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE EIGHTY-FIFTH GENERAL ASSEMBLY OF IOWA, That in the passing of the Honorable Norman P. Roorda, the State has lost an honored citizen and a faithful and useful public servant, and the House by this Resolution would express its appreciation of his service.

BE IT FURTHER RESOLVED, That a copy of this Resolution be spread upon the Journal of the House, and that the Chief Clerk be directed to forward an enrolled copy to the family of the deceased.

GREG HEARTSILL
DAN KELLEY
Committee

JAMES W. SPRADLING

James W. Spradling was born on September 6, 1923 in Liberal Kansas. He graduated from Pratt High School. During World War II he served three years in the Army Air Corp.

In 1948, he married Marilyn Hunt and they raised five children together. When he returned from service, he attended Wichita State University, receiving his bachelor's and master's degrees in history. Later he completed his doctorate in educational psychology at the University of South Dakota. For many years he was educator and principal in Kansas. While in Iowa he taught at Northwestern College in Orange City, became a school psychologist at AEA 4 in northwest Iowa and eventually retired in 1985 as a supervisor of psychologists and coordinator of social services. He was a member of the American Psychological Association, Iowa Psychological Association, Iowa School Psychologists Association, American Society of Clinical Hypnosis, American Personnel and Guidance Association, Phi Delta Kappa.

James was a Democrat from Sioux County. He was elected to the Iowa House of Representatives in the fall of 1974, serving in the Sixty-sixth General Assembly.

Representative Spradling passed away on August 31, 2012 at the age of 89.

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE EIGHTY-FIFTH GENERAL ASSEMBLY OF IOWA, That in the passing of the Honorable James W. Spradling, the State has lost an honored citizen and a faithful and useful public servant, and the House by this Resolution would express its appreciation of his service.

BE IT FURTHER RESOLVED, That a copy of this Resolution be spread upon the Journal of the House, and that the Chief Clerk be directed to forward an enrolled copy to the family of the deceased.

DWAYNE ALONS
DAVE DAWSON
Committee

PATRICIA THOMPSON-WOODWORTH

Patricia (Lathen) Thompson-Woodworth was born September 17, 1927 in Grant, Iowa. She graduated from Elliott High School in 1945 and attended the University of Nebraska receiving an Associate of Arts in 1947.

She married George W. Thompson Jr., of Red Oak in 1947 and they moved to West Des Moines in 1954. Together they raised five children. She married Wayne Woodworth in 1999 after George passed away in 1993. Community service ran through her serving in leadership positions for many Associations and a member for many others. Patricia received numerous awards for her service, including the Outstanding Citizen Leadership Award from the National Community Education Association in 2006, the West Des Moines Community School District Award of Merit for Service from 1969 to 1975 and the West Des Moines Chamber of Commerce Citizen of the Year Award in 1974. Serving as president for two years on the West Des Moines Community School District Board of Directors; she also served as a District Director for the Iowa Association of School Boards.

Patricia was a Republican from Polk County. She was elected to the Iowa House of Representatives in the fall of 1976 and served two terms. During the Sixty-eighth General Assembly she served as an Assistant Majority Leader. She was the author and sponsor of the 1978 Iowa Community Education Act.

Representative Thompson-Woodworth passed away October 22, 2011 at the age of 84.

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE EIGHTY-FIFTH GENERAL ASSEMBLY OF IOWA, That in the passing of the Honorable Patricia Thompson-Woodworth, the State has lost an honored citizen and a faithful and useful public servant, and the House by this Resolution would express its appreciation of her service.

BE IT FURTHER RESOLVED, That a copy of this Resolution be spread upon the Journal of the House, and that the Chief Clerk be directed to forward an enrolled copy to the family of the deceased.

JOHN LANDON
MARTI ANDERSON
Committee

PHILLIP E. TYRRELL

Phillip Eugene Tyrrell was born on June 29, 1932 in Anthon, Iowa. He attended Spencer grade schools, graduated from Spencer High School 1950. During the Korean conflict he was a member of the 511th Airborne Regimental Combat Team, serving three years.

On July 23, 1955 he married the love of his life, Diane Graf of Spencer, together they raised seven children and made North English their home for forty-one years. Phillip was self-employed working as an independent insurance agent since 1956. He was the former Mayor of North English, member of St. Joseph Catholic Church, Independent Insurance Agents of Iowa and Iowa County, Ducks Unlimited and National Rifle Association and past president of Rotary.

Phillip was a Republican from Iowa County. He was elected to the Iowa House of Representatives the first time in the fall of 1978, serving two terms and then again in the fall of 1986 serving for 16 years. He was the chairman of the Labor Committee, member of the Governor's Task Force on Economy in the Government in 1983, served on the U.S. Small Business Administration Advisory Council for six years. During his

time in the Iowa House he served on numerous committees. In 1989, he received the Statesman of the Year Award.

Phillip E. Tyrrell passed away on April 9, 2012 at the age of 79.

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE EIGHTY-FIFTH GENERAL ASSEMBLY OF IOWA, That in the passing of the Honorable Phillip E. Tyrrell, the State has lost an honored citizen and a faithful and useful public servant, and the House by this Resolution would express its appreciation of his service.

BE IT FURTHER RESOLVED, That a copy of this Resolution be spread upon the Journal of the House, and that the Chief Clerk be directed to forward an enrolled copy to the family of the deceased.

DAWN PETTENGILL
SALLY STUTSMAN
Committee

HARLAN VAN GERPEN

Harlan Van Gerpen was born on June 18, 1924 in Avon, South Dakota. He honored his country by serving in World War II from 1943 to 1946, as a meteorologist in Europe and later serving 16 months in the Korean conflict as an Aircraft Maintenance Officer.

He earned his bachelor's degree in 1949 from South Dakota School of Mines and received a master's degree in electrical engineering from University of Illinois at Champaign-Urbana in 1950. On August 20, 1950 he married Betty Jean Reynolds together they raised five children. In 1953, he joined John Deere Product Engineering Center and worked for 28 years, retiring as Manager of Technical Services in 1982. At Deere, he pioneered the first-known use of computers to design gears- reducing a labor-intensive process.

In 1966, he was elected to the first Board of Directors for Hawkeye Community College, where he served for 16 years, including two years as chairman of the Board. He also represented Deere for seven years on the Cedar Falls Chamber of Commerce, and he co-chaired the first Cedar Valley Economic Development Committee. Following retirement, he was a partner in Van Gerpen-Reece Engineering for 23 years, served on the Iowa State Board of Education for three years and was a volunteer executive for the International Executive Service Corps in Albania and India.

Harlan was a Republican from Black Hawk County. He was elected to the Iowa House of Representatives in the fall of 1982, serving in the Seventieth General Assembly. During his time he served on Education, Energy, Human Resources standing and appropriations committees.

Harlan Van Gerpen passed away on October 21, 2012 at the age of 88.

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE EIGHTY-FIFTH GENERAL ASSEMBLY OF IOWA, That in the passing of the Honorable Harlan Van Gerpen, the State has lost an honored citizen and a faithful and

useful public servant, and the House by this Resolution would express its appreciation of his service.

BE IT FURTHER RESOLVED, That a copy of this Resolution be spread upon the Journal of the House, and that the Chief Clerk be directed to forward an enrolled copy to the family of the deceased.

WALT ROGERS
BOB KRESSIG
Committee

JEWELL WAUGH

Jewell O. Waugh was born on June 13, 1910 near Lyons, Nebraska. He was raised in Minnesota before moving to Onawa, Iowa and attended Onawa High School. In 1930, he married Cleta Harding in Council Bluffs, and started farming land in the Whiting area. He was a trendsetter in farming techniques, raising test plots for Iowa State University, sugar beets and vegetables for the Storm Lake, Iowa cannery. He owned the first Farmall tractor in Monona County, pioneered irrigation in the county and was featured in numerous farm periodicals for his innovative farming philosophy.

Before his time as a representative he served on the Whiting School board as president for 12 years. He was president and vice chairman of the Whiting Cooperative Elevator board, founding member of the Whiting Community club, a 50-year member of First Congregational Church, member of the Oddfellows Lodge, past Worthy Patron of the Order of the Eastern Star and member of the Farm Bureau.

He was a Mason, a director of the 21st Degree team, 33rd Degree Mason, 50-year member of the Scottish Rites, Weston Lodge 562 A.F. and a member of the Sioux City Abu Bekr Shrine.

Jewell Waugh was a Republican serving in Monona County. He was elected to the Iowa House of Representatives in the fall of 1966 serving in three terms. During his time in the Iowa House he served on agriculture, education, human resources and social services committees.

Jewell O. Waugh passed away on November 16, 2006 at the age of 96.

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE EIGHTY-FIFTH GENERAL ASSEMBLY OF IOWA, That in the passing of the Honorable Jewell Waugh, the State has lost an honored citizen and a faithful and useful public servant, and the House by this Resolution would express its appreciation of his service.

BE IT FURTHER RESOLVED, That a copy of this Resolution be spread upon the Journal of the House, and that the Chief Clerk be directed to forward an enrolled copy to the family of the deceased.

JASON SCHULTZ
DAN MUHLBAUER
Committee

ROGER WENDT

Dr. Roger Wendt was born December 31, 1933 in Staplehurst, Nebraska. He graduated from Seward High School in Seward, NE, served in the U.S. Army from 1952 to 1954. After the Army he got his bachelor's degree from Wayne State College in 1958. August 10, 1958 he married Anita Freudenburg in Norfolk, NE. Together they moved to Sioux City, made a home and raised their two children. He continued with his education at University of South Dakota where he earned his masters' degree in Educational Administration and was awarded his doctorate in 1967.

Dr. Wendt spent 9 years as a teacher in the Sioux City Community School System. After his time as a teacher he served as an administrator in Sioux City District. Additionally he spent 35 years as an assistant principal, principal, director of secondary education and assistant superintendent. He proudly retired in 2002 after serving for 44 years the students and families of Sioux City Community Schools.

He was very active in his community when he wasn't with his family. A lifetime member of Phi Delta Kappa also serving as Siouxland chapter president. He was a lifetime member of the National Education Association, School Administrators of Iowa, and Commissioner of Midwestern Higher Education Compact. He served as a board member and president of the Boys and Girls Home, a member of the Elk's Club and was a charter member, elder, and past president of Faith Lutheran Church. He enjoyed spending time with his family; playing cards, boating fishing, hunting and many other activities when they were all together.

Roger was a Democrat from Woodbury County. He was elected to the Iowa House of Representatives in the fall of 2002 serving four terms. During his time in the House he served on the education committee in a leadership role, and served on almost every other committee as well. His life and career can be best thought of in terms of service to others.

Representative Wendt passed away on March 30, 2011 at the age of 77.

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE EIGHTY-FIFTH GENERAL ASSEMBLY OF IOWA, That in the passing of the Honorable Roger Wendt, the State has lost an honored citizen and a faithful and useful public servant, and the House by this Resolution would express its appreciation of his service.

BE IT FURTHER RESOLVED, That a copy of this Resolution be spread upon the Journal of the House, and that the Chief Clerk be directed to forward an enrolled copy to the family of the deceased.

GREG FORRISTALL
CHRIS HALL
Committee

JAMES WENGERT

James "Jim" Wengert was born on March 23, 1934 in Sioux City, Iowa. He attended Central High School in Sioux City. He grew up in the 'bottoms' area of Sioux City which was located near the Floyd River and worked in the packing plants. He married Joanne Wehde in 1951 and together they raised seven children.

He worked 14 years for Swift & Company where he became a butcher. In 1964 he was elected to the Federation's Executive Council representing the United Packinghouse Workers. He will be remembered for helping to start Labor Oral History Project to document the rich history of Iowa workers.

Leadership was in his blood, retiring as a leader of the Iowa Federation of Labor, AFL-CIO at the end of the 1997 convention and was named president emeritus. He served in many different capacities, secretary-treasurer, vice-president and then president in 1979. This was a career that saw him traveling the state lobbying for workers' rights. He spent his career standing up for the "working people."

While in Sioux City he served as the former president of the Young Democrats of Woodbury County, former president of the Woodbury Labor Council, a member of the Mayor's committee for International visitors and was active in United fund Campaigns.

He was a member of St. Boniface Catholic Church in Sioux City and St. Catherine Catholic Church in Des Moines. Jim was a Democrat from Woodbury County. He was elected to the Iowa House of Representatives in 1965, serving in the Sixty-first General Assembly.

Representative Wengert passed away on October 13, 2011 at the age of 77.

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE EIGHTY-FIFTH GENERAL ASSEMBLY OF IOWA, That in the passing of the Honorable James Wengert, the State has lost an honored citizen and a faithful and useful public servant, and the House by this Resolution would express its appreciation of his service.

BE IT FURTHER RESOLVED, That a copy of this Resolution be spread upon the Journal of the House, and that the Chief Clerk be directed to forward an enrolled copy to the family of the deceased.

CHUCK SODERBERG
DAN MUHLBAUER
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Subcommittee assignments—257, 304, 305, 654

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Study bill committee assignments—92
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FISHER, DEAN C.—Representative

Amendments filed—688
Amendments offered—690
Bills introduced—69, 70, 105, 106, 113, 119, 124, 125, 126, 173, 174, 248, 289, 298,
376, 386, 401, 407, 422, 674
Committee appointments—12, 25, 27, 29, 32
Explanation of vote—1039
Leave of absence—1039
Resolutions filed—565, 834
Sponsor added—652
Study bill subcommittee assignments—133, 266, 282, 306, 344, 383, 555, 589, 875
Subcommittee assignments—109, 141, 159, 257, 304, 343, 354, 392, 412, 430, 554, 622,
623, 657, 729, 834, 884

FORBES, JOHN—Representative

Amendments filed—591, 924, 925, 926, 927, 928, 987, 1005, 1006, 1007
Bills introduced—124, 127, 137, 162, 163, 165, 169, 240, 249, 253, 261, 310, 339, 377,
379, 380, 401, 422, 423, 655
Committee appointments—25, 27, 28, 29, 32, 73
Resolutions filed—338, 441, 565, 834
Special presentation—Honorable Dale Cochran—1
Sponsor added—652
Study bill subcommittee assignments—266, 306, 383, 555
Subcommittee assignments—109, 131, 167, 343, 354, 413, 430, 524, 622, 656, 699, 723,
729, 749, 756, 923

FORRISTALL, GREG—Representative

Amendments filed—307

Amendments withdrawn—322

Bills introduced—69, 70, 105, 106, 162, 173, 249, 407

Committee appointments—26, 27, 28, 29, 32

Leave of absence—1030

Resolutions filed—565, 834

Sponsor added—652

Study bill subcommittee assignments—122, 251, 306, 623, 986

Subcommittee assignments—89, 93, 94, 103, 131, 132, 159, 167, 170, 242, 257, 258, 265, 281, 304, 305, 360, 382, 393, 404, 413, 429, 431, 447, 525, 622, 623, 656, 685, 705, 723, 812, 923

FRY, JOEL—Representative, Assistant Majority Leader

Amendments filed—566, 590, 654, 671, 1005

Amendments offered—676, 717, 994

Bills introduced—69, 70, 95, 105, 106, 113, 126, 138, 172, 248, 302, 376, 386, 401, 403, 407, 408, 423, 841

Committee appointments—3, 25, 26, 27, 32

Conference committee appointments and reports—1004, 1096, 2340-2446

Leave of absence—808, 922, 936

Reports—6, 128

Resolutions filed—565, 834

Rule 76—471

Sponsor added—652

Study bill subcommittee assignments—116, 133, 243, 306, 383, 395

Subcommittee assignments—93, 94, 103, 104, 131, 257, 258, 292, 304, 343, 344, 382, 393, 405, 411, 412, 413, 414, 429, 431, 432, 447, 525, 564, 622, 654, 685, 698, 875

GAINES, RUTH ANN—Representative

Amendments filed—591, 625, 924, 925, 926, 927, 928, 987, 1005, 1006

Bills introduced—124, 127, 137, 162, 163, 165, 173, 240, 249, 253, 260, 261, 310, 339, 341, 347, 365, 366, 380, 401, 423, 425, 655

Committee appointments—26, 27, 28, 32

Leave of absence—922

Resolutions filed—284, 338, 441, 565, 699, 834, 879

Sponsor added—380, 652

Study bill subcommittee assignments—116, 133, 143, 243, 1040

Subcommittee assignments—293, 382, 413, 431, 654

GARRETT, JULIAN B.—Representative

Amendments filed—556, 924

Amendments offered—678

Amendments withdrawn—1048

Bills introduced—69, 70, 105, 106, 162, 289, 298, 302, 376, 386, 401

Committee appointments—25, 26, 27, 29, 32, 75

Conference committee appointments and reports—941, 1058, 2446-2462

Motion to reconsider—538

Resolutions filed—406, 555, 834

Sponsor added—652

Study bill subcommittee assignments—110, 111, 142, 143, 159, 243, 251, 266, 394, 875

Subcommittee assignments—104, 158, 250, 258, 293, 304, 343, 393, 555, 653, 654, 698, 730, 813, 839, 879

GASKILL, MARY—Representative, Assistant Minority Leader

Amendments filed—591, 625, 657, 924, 925, 926, 927, 987, 1005, 1006

Amendments offered—661, 900, 980

Bills introduced—71, 82, 124, 125, 126, 127, 137, 162, 163, 165, 240, 249, 253, 261, 269, 270, 309, 310, 339, 365, 366, 387, 423

Committee appointments—25, 26, 27, 28, 32

Leave of absence—1078

Resolutions filed—284, 338, 406, 565, 834, 879

Special presentation—House Pages—409-410

Sponsor added—380, 652

Study bill subcommittee assignments—258, 432, 623, 624

Subcommittee assignments—102, 168, 292, 304, 411, 414, 623, 656, 923

GASSMAN, TEDD—Representative

Amendments filed—885

Bills introduced—69, 70, 105, 106, 125, 126, 249, 298, 367, 386, 403, 407, 423, 427, 841

Committee appointments—17, 26, 27, 28, 32

Conference committee appointments and reports—908, 1053, 2232-2238

Leave of absence—589

Reports—69, 139

Resolutions filed—298, 406, 565, 699, 834

Sponsor added—652

Study bill subcommittee assignments—110, 142, 143, 243, 258, 293

Subcommittee assignments—93, 102, 131, 168, 304, 336, 344, 382, 393, 394, 413, 698, 699

GOVERNMENT OVERSIGHT, COMMITTEE ON—

Appointees—26

Bills introduced—1068

Recommendations—1075

Study bill committee assignments—429, 1040

GOVERNOR BRANSTAD, TERRY E.—

Bills signed—291, 390-391, 703-704, 784-785, 828, 943-945, 949, 984-985, 1044, 1060-1061, 1074, 1114-1116

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GRASSLEY, PAT—Representative

Amendments offered—720

Bills introduced—69, 70, 113, 131, 165, 173, 289, 310, 401, 403, 407, 408

Committee appointments—25, 28, 29, 33

Conference committee appointments and reports—943, 1066, 2333-2340

Resolutions filed—259, 296, 338, 406, 565, 834

Special presentation—Honorable Charles Grassley—1

Study bill subcommittee assignments—111, 142, 160, 251, 282, 344

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HAGENOW, CHRIS—Representative, Majority Whip

Amendments filed—488, 526, 713, 786, 814, 840, 885, 928

Amendments offered—531, 536, 716, 801, 889, 935, 1020

Bills introduced—69, 70, 105, 106, 113, 164, 165, 173, 240, 248, 289, 386, 387, 401, 407, 426

Committee appointments—25, 27, 28, 33

Conference committee appointments and reports—948, 1096, 2294-2317

Explanation of vote—653

Point of order—531

Presided—95, 253, 452

Resolutions filed—385, 565, 834

Sponsor added—652

Study bill subcommittee assignments—110, 111, 122, 132, 133, 171, 293, 394, 395, 432, 433, 623, 813

Subcommittee assignments—168, 344, 392, 404, 414, 555, 622, 623, 654, 656, 698, 705, 730, 923

HALL, CHRIS—Representative

Amendments filed—338, 526, 556, 566, 591, 625, 657, 815, 886, 925, 926, 927, 928, 986, 987, 1005, 1006

Amendments offered—531, 642, 645, 915, 981, 992

Amendments withdrawn—1048

Bills introduced—127, 137, 162, 163, 165, 173, 240, 249, 262, 310, 340, 348, 379, 387, 403, 422, 490, 628, 655, 1076

Committee appointments—25, 27, 33

Conference committee appointments and reports—1042, 1093, 2462-2501

Explanation of vote—1111

Sponsor added—652

Resolutions filed—284, 295, 338, 565, 834

Study bill subcommittee assignments—133, 282, 306, 383, 875

Subcommittee assignments—281, 304, 392, 430, 730, 967

HANSON, CURT—Representative

Amendments filed—307, 591, 625, 924, 925, 926, 927, 987, 1005, 1006

Amendments offered—327, 603, 638

Amendments withdrawn—638

Bills introduced—71, 124, 125, 127, 137, 162, 163, 164, 165, 169, 173, 240, 249, 269, 270, 309, 310, 339, 348, 351, 365, 366, 380, 386, 403, 423, 426, 427, 655

Committee appointments—25, 26, 27, 29, 33

Conference committee appointments and reports—908, 1068, 2238-2278

Resolutions filed—284, 338, 565, 699, 834

Sponsor added—380, 652

Study bill subcommittee assignments—361

Subcommittee assignments—89, 93, 131, 141, 281, 293, 304, 392, 413, 431

HANUSA, MARY ANN—Representative

Bills introduced—69, 70, 113, 125, 173, 248, 249, 386, 401

Committee appointments—26, 27, 29, 33

Conference committee appointments and reports—874, 1056, 2317-2332

Leave of absence—936
Resolutions filed—284, 406, 441, 565, 700, 834
Study bill subcommittee assignments—72, 133, 282, 355
Subcommittee assignments—103, 168, 250, 305, 343, 354, 392, 589, 654, 699

HEARTSILL, GREG T.—Representative

Amendments filed—526, 657, 885
Amendments offered—693
Amendments withdrawn—693
Bills introduced—69, 70, 105, 106, 113, 124, 125, 138, 164, 172, 173, 174, 247, 248, 249, 289, 298, 367, 376, 377, 386, 407, 421, 423, 674, 841
Committee appointments—26, 27, 28, 33, 55
Leave of absence—651, 1078
Resolutions filed—406, 687, 834
Sponsor added—139, 652
Study bill subcommittee assignments—110, 133, 141, 142, 243, 266, 282, 361, 394, 414, 1040
Subcommittee assignments—109, 131, 159, 293, 653, 657, 671, 699

HEATON, DAVID E.—Representative

Amendments filed—171, 625, 987, 988, 1031, 1061
Amendments offered—648, 972, 976, 1047
Amendments withdrawn—273, 648
Bills introduced—69, 70, 127, 137, 138, 164, 165, 173, 253, 286, 289, 308, 310, 311, 403, 409
Committee appointments—25, 26, 27, 29, 33
Conference committee appointments and reports—1004, 1096, 2340-2446
Leave of absence—859
Resolutions filed—259, 338, 834
Sponsor added—652
Study bill subcommittee assignments—110, 141, 142, 160, 171, 282, 336, 383, 394, 685, 785, 875
Subcommittee assignments—93, 131, 159, 170, 242, 344, 382, 393, 430, 564, 653, 723, 730, 785, 884

HEDDENS, LISA K.—Representative

Amendments filed—252, 259, 285, 590, 591, 625, 688, 840, 860, 924, 925, 926, 927, 986, 987, 1005, 1006, 1007
Amendments offered—277, 642, 679, 850, 974, 976, 977, 978, 979, 981, 982
Bills introduced—118, 125, 127, 137, 162, 163, 165, 174, 240, 253, 261, 309, 366, 377, 379, 380, 401, 403, 423
Committee appointments—25, 26, 29, 33
Conference committee appointments and reports—1004
Leave of absence—522
Resolutions filed—284, 338, 406, 565, 699, 834
Sponsor added—652
Study bill subcommittee assignments—171, 266, 685, 785, 875
Subcommittee assignments—132, 159, 281, 304, 305, 360, 382, 393, 430, 730, 785, 884

HEIN, LEE—Representative

- Bills introduced—69, 70, 164, 173, 174, 289, 298, 407
- Committee appointments—25, 26, 28, 29, 34
- Point of order—578
- Resolutions filed—834
- Study bill subcommittee assignments—94, 142, 258, 350, 355, 394, 432, 705, 813
- Subcommittee assignments—89, 109, 344, 393, 430, 653, 656, 705, 812

HESS, MEGAN—Representative

- Amendments filed—259, 671, 758, 1031
- Amendments offered—275, 677, 766, 1013
- Amendments withdrawn—1013
- Bills introduced—69, 70, 81, 105, 106, 113, 138, 164, 173, 174, 248, 289, 386, 401
- Committee appointments—26, 27, 29, 34
- Point of order—977
- Resolutions filed—259, 406, 700, 834
- Special presentation—Honorable Deputy Marcella Corcoran-Kennedy—527
- Sponsor added—652
- Study bill subcommittee assignments—132, 133, 141, 142, 143, 159, 258, 293, 306, 336, 355, 395
- Subcommittee assignments—89, 93, 104, 141, 158, 159, 168, 250, 257, 343, 344, 360, 382, 393, 413, 554, 555, 564, 654, 671

HIGHFILL, JAKE—Representative

- Bills introduced—69, 70, 105, 106, 113, 119, 124, 125, 126, 164, 247, 248, 249, 289, 388, 401, 423
- Committee appointments—25, 27, 28, 29, 34, 57
- Presided—880
- Resolutions filed—565, 624, 700, 834
- Sponsor added—652
- Study bill subcommittee assignments—94, 111, 251, 258, 383, 394, 405, 414, 433, 555, 875
- Subcommittee assignments—89, 103, 141, 168, 343, 353, 355, 393, 404, 412, 430, 525, 554, 555, 623, 653, 654, 698

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Study bill subcommittee assignments—94, 111, 116, 122, 159, 160, 251, 258, 266, 282, 306, 336, 337, 383, 395
Subcommittee assignments—93, 94, 104, 131, 132, 141, 159, 170, 242, 257, 258, 281, 304, 305, 344, 360, 382, 393, 405, 429, 431, 447, 525, 564, 670, 685, 875

HUNTER, BRUCE L.—Representative

Amendments filed—526, 556, 590, 591, 592, 625, 732, 860, 924, 925, 926, 927, 928, 987, 1005, 1006
 Amendments offered—630, 634, 635, 857
 Amendments withdrawn—634, 635, 648
 Bills introduced—81, 83, 84, 85, 86, 87, 95, 124, 125, 127, 137, 162, 163, 165, 173, 174, 240, 246, 247, 249, 253, 260, 261, 310, 347, 365, 366, 377, 379, 380, 401, 403, 426, 655
 Committee appointments—26, 27, 28, 34
 Conference committee appointments and reports—908, 1053, 2232-2238
 Resolutions filed—284, 338, 441, 565, 834
 Sponsor added—651
 Study bill subcommittee assignments—94, 116, 122, 133
 Subcommittee assignments—89, 93, 94, 103, 104, 159, 305, 354, 382, 393, 404, 405, 413, 414, 564, 730

HUSEMAN, DANIEL ADAIR—Representative

Amendments filed—928
 Amendments offered—920
 Bills introduced—69, 70, 105, 106, 113, 124, 125, 164, 172, 173, 248, 289, 298, 311, 386, 407
 Committee appointments—25, 27, 28, 29, 34
 Conference committee appointments and reports—1023, 1077, 2278-2294
 Leave of absence—1005
 Resolutions filed—284, 565, 834, 879
 Sponsor added—652
 Study bill subcommittee assignments—433, 875
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ISENHART, CHARLES—Representative

Amendments filed—488, 566, 568, 590, 591, 625, 713, 724, 761, 885, 924, 925, 926, 927, 987, 1006, 1007
 Amendments offered—475, 573, 583, 630, 642, 643, 715, 720, 745, 896, 900, 995
 Amendments withdrawn—715, 720, 745, 765, 902, 996
 Bills introduced—71, 98, 105, 106, 119, 124, 125, 126, 127, 137, 138, 162, 163, 164, 165, 174, 240, 247, 260, 269, 298, 310, 339, 340, 346, 365, 782
 Committee appointments—17, 26, 28, 29, 34
 Leave of absence—376, 390, 821, 1078
 Point of order—599
 Reports—69, 139
 Resolutions filed—338, 441, 565, 834
 Sponsor added—620, 651, 652
 Study bill subcommittee assignments—94, 432, 623, 705, 813, 938, 1031
 Subcommittee assignments—89, 109, 167, 168, 305, 354, 413, 429, 622, 654, 656, 705, 923

JACOBY, DAVE J.—Representative

- Amendments filed—566, 590, 591, 625, 840, 885, 924, 925, 926, 927, 928, 987, 1005, 1006
- Amendments offered—892, 993
- Bills introduced—124, 127, 137, 162, 163, 164, 165, 173, 174, 240, 260, 289, 310, 339, 365, 366, 377, 388, 401, 422, 423, 424, 858, 989
- Committee appointments—25, 26, 28, 29, 34
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- Resolutions filed—284, 338, 364, 406, 441, 565, 624, 834
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JORGENSEN, RON—Representative

- Amendments filed—307, 338, 986
- Amendments offered—318
- Bills introduced—69, 70, 105, 106, 162, 173, 175, 240, 249, 401, 407
- Committee appointments—26, 27, 28, 29, 34
- Conference committee appointments and reports—756, 908, 1068, 1087, 2189-2232, 2238-2278
- Explanation of vote—380
- Leave of absence—376, 859
- Point of order—323, 327, 329
- Reports—2189-2232, 2238-2278
- Resolutions filed—406, 441, 700, 834
- Sponsor added—652
- Sponsor withdrawn—352
- Study bill subcommittee assignments—72, 122, 251, 355, 433
- Subcommittee assignments—89, 103, 257, 265, 266, 305, 382, 393, 404, 413, 431, 654

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- Amendments offered—470, 484, 582
- Amendments withdrawn—1047
- Appointees—27
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- Study bill committee assignments—241, 242, 264, 281, 291, 335, 342, 359, 360, 391, 411, 429
- Study bill subcommittee assignments—110, 132, 141, 142, 143, 159, 171, 243, 266, 336, 355, 394, 395, 433
- Subcommittee assignments—131, 141, 158, 168, 336, 343, 344, 392, 393, 554, 555, 653, 654, 656, 671, 698, 699, 723, 730, 756

KAJTAZOVIC, ANESA—Representative

Amendments filed—307, 591, 592, 625, 840, 926, 928, 987, 988, 1005, 1006
 Amendments offered—326, 849
 Amendments withdrawn—990, 996
 Bills introduced—119, 124, 127, 137, 162, 165, 173, 174, 240, 247, 249, 253, 261, 270, 309, 310, 339, 340, 357, 365, 366, 367, 380, 388, 401, 422, 423, 655
 Committee appointments—25, 28, 29, 35
 Resolutions filed—338, 565, 699, 834
 Sponsor added—380, 651, 653, 984
 Study bill subcommittee assignments—94, 110, 143, 243, 344, 355, 383, 405, 785, 875
 Subcommittee assignments—115, 122, 132, 382, 392, 404, 411, 432, 555, 653, 730, 785

KAUFMANN, BOBBY—Representative

Amendments filed—385, 488, 625, 786, 928
 Amendments offered—389, 470, 484, 659, 719, 805, 905
 Amendments withdrawn—470, 533
 Bills introduced—69, 70, 164, 165, 173, 174, 289, 310, 339, 401, 403
 Committee appointments—25, 26, 27, 28, 29, 35, 73
 Conference committee appointments and reports—874, 1056, 2317-2332
 Resolutions filed—259, 406, 441, 565, 700, 834
 Special presentation—Honorable Jeff Kaufmann—1065
 Sponsor added—428, 652
 Study bill subcommittee assignments—110, 133, 141, 142, 160, 282, 293, 336, 355, 394, 395, 405
 Subcommittee assignments—109, 131, 141, 159, 336, 354, 488, 653, 656, 698

KEARNS, JERRY A.—Representative

Amendments filed—592, 625, 860, 924, 925, 926, 927, 987, 1005, 1006, 1007
 Bills introduced—124, 127, 137, 162, 163, 165, 169, 174, 240, 249, 253, 269, 309, 310, 339, 341, 358, 365, 366, 377, 379, 380, 426
 Committee appointments—25, 27, 28, 35, 145
 Leave of absence—390
 Resolutions filed—284, 338, 441, 565, 699, 834
 Sponsor added—380, 651, 652
 Study bill subcommittee assignments—122, 132, 143, 160, 243, 266, 306, 813
 Subcommittee assignments—109, 167, 170, 257, 393, 430, 622, 623, 653, 923

KELLEY, DAN—Representative

Amendments filed—385, 592, 835, 840, 860, 924, 925, 926, 927, 928, 968, 987, 1005, 1006, 1007
 Amendments offered—846, 991
 Amendments withdrawn—475, 857, 900
 Bills introduced—124, 127, 137, 162, 163, 165, 173, 240, 247, 249, 253, 260, 261, 298, 300, 301, 302, 303, 310, 339, 340, 341, 348, 357, 365, 377, 379, 380, 386, 401, 402, 403, 408, 423, 444, 447, 545, 655, 833
 Committee appointments—25, 26, 28, 35
 Conference committee appointments and reports—908, 1053, 2232-2238
 Resolutions filed—168, 284, 295, 338, 384, 406, 555, 565, 834
 Sponsor added—264, 380, 652
 Study bill subcommittee assignments—344, 394, 432, 986
 Subcommittee assignments—109, 167, 257, 382, 393, 749, 812, 923

KLEIN, JARAD—Representative

Amendments filed—488, 526, 671, 968, 1007
Amendments offered—510, 1000, 1001
Bills introduced—69, 70, 105, 106, 113, 119, 124, 125, 162, 165, 172, 173, 248, 289, 339, 399, 407
Committee appointments—25, 26, 27, 29, 35, 145
Conference committee appointments and reports—943, 1066, 2333-2340
Reports—146, 2333-234
Resolutions filed—259, 565, 834, 879
Special presentation—Honorable Ross Paustian—569
Sponsor added—652
Study bill subcommittee assignments—94, 116, 133, 142, 143, 243, 266, 355
Subcommittee assignments—257, 305, 393, 653, 698

KOESTER, KEVIN—Representative

Bills introduced—69, 70, 113, 126, 163, 164, 172, 247, 248, 386, 398, 401, 407, 421, 423, 427, 443, 841
Committee appointments—25, 26, 28, 35
Explanation of vote—698
Leave of absence—697
Presided—702
Resolutions filed—284, 338, 406, 565, 699, 834, 879
Sponsor added—653
Study bill subcommittee assignments—111, 116, 133, 160, 258, 336, 394, 433, 685, 875
Subcommittee assignments—93, 115, 131, 159, 250, 257, 281, 292, 293, 354, 360, 382, 413, 564, 589, 670, 875

KRESSIG, BOB M.—Representative

Amendments filed—591, 592, 625, 840, 885, 924, 925, 926, 927, 928, 987, 988, 1005, 1006
Amendments offered—852, 974
Bills introduced—125, 127, 135, 137, 162, 163, 165, 240, 249, 253, 270, 289, 301, 309, 310, 339, 346, 348, 365, 366, 377, 388, 399, 401, 423, 655
Committee appointments—25, 27, 29, 35
Conference committee appointments and reports—874, 1056, 2317-2332
Resolutions filed—338, 565, 699, 834, 879
Special presentation—William Ruud—604
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- Amendments filed—526
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- Amendments offered—867, 868, 869
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- Resolutions filed—338, 441, 565, 626, 699, 834, 879
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- Special presentation—Honorable Bruce Braley and Honorable Leonard Boswell—14
- Sponsor added—652
- Study bill subcommittee assignments—110, 142, 251, 383, 394, 395, 433
- Subcommittee assignments—93, 158, 159, 168, 170, 257, 258, 304, 336, 414, 431, 525, 653, 723, 875

SODERBERG, CHUCK—Representative

- Amendments filed—268, 285, 307, 1007, 1081, 1097
- Amendments offered—278, 315, 994, 996, 1082
- Amendments withdrawn—992
- Bills introduced—69, 70, 113, 401, 407
- Committee appointments—25, 26, 39, 57
- Conference committee appointments and reports—1042, 1093, 2462-2501
- Resolutions filed—168, 259, 565, 834
- Special presentation—Honorable Don Paulin—161
- Sponsor added—652
- Study bill subcommittee assignments—168, 171, 266, 293, 361, 555, 785, 875, 1031
- Subcommittee assignments—109, 131, 305, 392, 412, 413, 430, 431, 622, 623, 730, 785, 967

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SPEAKER PRO TEMPORE—Olson, Steven N.

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- Honorable Dale Cochran—1
- Honorable Bruce Braley—14
- Honorable Leonard Boswell—14
- Honorable Russell Teig—14
- His Excellency Agim Ceku—145
- Honorable Don Paulin—161
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STAED, ART—Representative

Amendments filed—307, 592, 860, 924, 925, 926, 927, 987, 1005, 1006
Amendments offered—633, 849
Bills introduced—124, 125, 127, 137, 162, 163, 165, 169, 240, 253, 298, 309, 310, 339,
365, 366, 379, 380, 423, 655
Committee appointments—26, 27, 28, 39
Resolutions filed—284, 338, 406, 699, 834, 1042
Sponsor added—380, 652, 653
Study bill subcommittee assignments—132, 243, 414
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STANERSON, QUENTIN—Representative

Amendments filed—488, 939
Amendments offered—514, 970
Bills introduced—69, 70, 105, 106, 124, 125, 164, 173, 339, 358, 387, 403
Committee appointments—26, 27, 28, 39, 821
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Leave of absence—1079
Resolutions filed—406, 624, 700, 834, 1042
Sponsor added—652
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730, 749

STECKMAN, SHARON S.—Representative

Amendments filed—307, 338, 454, 566, 590, 591, 592, 625, 671, 924, 925, 927, 987,
1005, 1006
Amendments offered—316, 323, 329, 640, 641, 643
Amendments withdrawn—532, 642

Bills introduced—124, 125, 127, 137, 162, 163, 165, 169, 172, 173, 240, 247, 253, 260, 270, 301, 310, 339, 365, 366, 379, 380, 388, 422, 426, 655
 Committee appointments—26, 28, 29, 40, 128
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 Resolutions filed—284, 338, 406, 565, 834
 Sponsor added—380, 620, 652
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 Reassigned—159, 243, 306, 395, 405, 432

STUTSMAN, SALLY—Representative

Amendments filed—590, 591, 592, 625, 671, 840, 924, 925, 926, 927, 986, 987, 1006, 1007
 Bills introduced—125, 127, 137, 162, 163, 165, 240, 253, 261, 289, 309, 310, 339, 365, 366, 377, 401, 423, 424, 655
 Committee appointments—3, 6, 26, 28, 29, 40
 Explanation of vote—390
 Resolutions filed—284, 338, 406, 441, 565, 699, 834
 Sponsor added—652
 Study bill subcommittee assignments—111, 266, 282, 336, 337
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- Assigned—89, 93-94, 102-104, 109, 115, 122, 131-132, 141, 158-159, 167-168, 170, 242, 250, 257-258, 265-266, 281, 292-293, 304-305, 336, 343-344, 353-355, 360, 382, 392-394, 404-405, 411-414, 429-432, 447, 488, 524-525, 554-555, 564, 589, 622-623, 653-654, 656-657, 670-671, 685, 698-699, 704-705, 723, 729-730, 749, 756, 785, 812-813, 834, 838, 875, 879, 884, 923, 937-938, 945, 967
- Reassigned—131, 353, 382, 392, 412, 698, 730, 756

TAYLOR, ROB—Representative

- Amendments filed—556
- Amendments offered—603
- Bills introduced—69, 70, 105, 106, 113, 386, 401
- Committee appointments—25, 26, 29, 40
- Conference committee appointments and reports—908, 1068, 2238-2278
- Point of order—475, 603
- Presided—1030
- Resolutions filed—406, 441, 700, 834
- Study bill subcommittee assignments—94, 111, 116, 122, 132, 142, 258, 293, 306, 337, 383, 405
- Subcommittee assignments—132, 159, 343, 382, 404, 411, 670

TAYLOR, TODD E.—Representative

- Amendments filed—566, 590, 592, 625, 924, 925, 926, 927, 928, 987, 1006, 1007
- Bills introduced—125, 127, 137, 162, 163, 165, 169, 240, 249, 253, 261, 270, 298, 309, 310, 339, 340, 365, 366, 377, 421, 423, 426, 444
- Committee appointments—25, 27, 28, 29, 40
- Conference committee appointments and reports—941, 1058, 2446-2462
- Leave of absence—1059
- Resolutions filed—338, 565, 834, 1042
- Sponsor added—652
- Study bill subcommittee assignments—94, 111, 875
- Subcommittee assignments—89, 102, 115, 344, 355, 382, 404, 430, 813, 839, 879

THEDE, PHYLLIS—Representative

- Amendments filed—592, 625, 924, 925, 926, 927, 928, 987, 1006, 1007
- Amendments offered—900
- Bills introduced—125, 127, 137, 162, 163, 173, 240, 249, 260, 270, 309, 339, 347, 380, 403, 423, 426, 655
- Committee appointments—26, 27, 40
- Resolutions filed—284, 338, 441, 565, 699, 834
- Sponsor added—653
- Study bill subcommittee assignments—110
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THOMAS, ROGER—Representative

- Amendments filed—592, 713, 751, 840, 924, 925, 926, 927, 928, 987, 988, 1006, 1007
- Amendments offered—856, 976
- Amendments withdrawn—1011
- Bills introduced—125, 127, 137, 162, 163, 165, 173, 174, 240, 249, 253, 260, 261, 297, 309, 310, 339, 365, 377, 380, 401, 409, 423, 655
- Committee appointments—26, 27, 28, 40, 146
- Conference committee appointments and reports—948, 1096, 2294-2317

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 Sponsor added—380, 652
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Appointees—28
 Bills introduced—299, 378, 400, 446, 491, 494, 550, 551
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 Subcommittee assignments—109, 131, 159, 293, 354, 382, 488, 657, 723

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UPMEYER, LINDA L.—Representative, Majority Leader

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 Sponsor added—652
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VANDER LINDEN, GUY—Representative

Amendments filed—1005
 Amendments offered—1027
 Bills introduced—69, 70, 105, 106, 113, 119, 174, 289, 298, 407
 Committee appointments—12, 25, 28, 40
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 Resolutions filed—565, 699, 834
 Special presentation—Pella Tulip Queen and her court—690
 Sponsor added—652
 Study bill subcommittee assignments—243, 251, 282, 337, 344, 394, 623, 938, 1031
 Subcommittee assignments—109, 305, 705, 756, 923

VETERANS AFFAIRS, COMMITTEE ON—

Appointees—28
 Bills introduced—289, 341, 379, 408, 425, 491, 496, 497, 553
 Recommendations—284, 295, 337, 364, 384, 441
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WATTS, RALPH C.—Representative

Amendments filed—590, 968

Amendments offered—632, 977

Amendments withdrawn—632

Bills introduced—69, 70, 82, 105, 106, 113, 119, 124, 125, 162, 174, 248, 249, 289, 298, 376, 386, 387, 401, 407, 409, 674

Committee appointments—17, 25, 27, 28, 40

Conference committee appointments and reports—908, 1053, 2232-2238

Leave of absence—821, 936, 966, 1059

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Resolutions filed—259, 565, 834

Study bill subcommittee assignments—94, 122, 168, 251, 293, 355, 383, 555, 875

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Amendments offered—867, 918, 1020

Appointees—28, 129

Bills introduced—138, 263, 444, 547, 548, 562, 616, 697, 708, 714, 728, 734, 748, 759, 782, 811, 821-822, 875, 880-881, 887, 917, 943, 955, 1030

Recommendations—134, 268, 295, 396, 441, 525-526, 624, 687, 706-707, 731-732, 758, 785, 814, 866-867, 876, 885, 923, 938, 967-968, 1031

Study bill committee assignments—303, 336, 360, 410, 621, 622, 704, 812, 937, 985, 1009

Study bill subcommittee assignments—110, 243, 306, 337, 394, 432, 623, 624, 705, 813, 1031

Subcommittee assignments—109, 167, 168, 304, 305, 354, 429, 430, 622, 623, 656, 685, 698, 704-705, 723, 729, 730, 749, 756, 812, 923, 937-938, 945, 986

WESSEL-KROESCHELL, BETH—Representative

Amendments filed—590, 591, 592, 625, 786, 840, 860, 924, 925, 926, 927, 986, 987, 1006, 1007

Amendments offered—904, 973, 976

Amendments withdrawn—645, 802

Bills introduced—81, 124, 125, 127, 137, 162, 163, 165, 173, 240, 246, 247, 249, 253, 260, 261, 309, 339, 358, 365, 366, 377, 379, 380, 401

Committee appointments—26, 27, 29, 41

Conference committee appointments and reports—1004

Resolutions filed—284, 338, 555, 565, 699, 834, 879

Sponsor added—380, 652

Study bills subcommittee assignments—141, 143, 159, 160, 293, 336, 383, 394, 395

Subcommittee assignments—93, 159, 168, 257, 258, 343, 360, 393, 429, 431, 525, 555, 564, 654, 670, 685, 698

WINCKLER, CINDY L.—Representative

Amendments filed—307, 566, 590, 591, 592, 625, 671, 688, 707, 924, 925, 926, 927, 987, 988, 1005, 1006, 1007

Amendments offered—319, 321, 324, 326, 327, 329, 639, 679, 777, 990, 993

Amendments withdrawn—330, 644, 993

Bills introduced—124, 125, 127, 137, 162, 163, 165, 173, 240, 253, 260, 309, 339, 365, 366, 377, 380, 401

Committee appointments—25, 26, 28, 29, 41

Conference committee appointments and reports—908

Resolutions filed—296, 338, 441, 565, 699, 834

Study bill subcommittee assignments—72, 111, 116, 122, 143, 251, 405, 555, 875

Subcommittee assignments—89, 250, 265, 292, 344, 354, 413, 432, 554, 555

WINDSCHITL, MATT W.—Representative, Assistant Majority Leader

Amendments filed—171, 307, 840, 860, 1005, 1031

Amendments offered—272, 320, 322, 865, 1019

Amendments withdrawn—320

Bills introduced—69, 70, 105, 106, 113, 119, 120, 124, 125, 165, 248, 289, 358, 376, 386, 398, 407, 421, 426

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Resolutions offered—16, 17, 198, 211, 457, 834

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Sponsor added—652

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WOLFE, MARY—Representative

Amendments filed—268, 488, 591, 592, 860, 960, 927, 928, 987, 1005, 1006

Amendments offered—853, 911

Amendments withdrawn—606, 994

Bills introduced—113, 124, 127, 136, 137, 162, 163, 165, 169, 240, 249, 253, 263, 269, 270, 309, 310, 339, 345, 365, 377, 380, 655

Committee appointments—27, 28, 41

Leave of absence—1095

Resolutions filed—338, 565, 834

Sponsor added—380, 652

Study bill subcommittee assignments—110, 116, 133, 142, 159, 243, 266, 281, 355, 383, 394, 395

Subcommittee assignments—131, 293, 382, 431, 653, 656, 756

WOOD, FRANK B.—Representative

- Amendments filed—307, 338, 591, 592, 625, 924, 925, 926, 927, 928, 1006
- Amendments offered—315, 328, 902, 914
- Amendments withdrawn—319, 320, 641
- Bills introduced—125, 127, 137, 162, 163, 173, 240, 249, 260, 261, 289, 310, 365, 366, 377, 380, 423, 655
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- Explanations of vote—1096, 1113
- Leave of absence—669, 984, 1079, 1095
- Resolutions filed—338, 406, 565, 834
- Sponsor added—380, 652
- Study bill subcommittee assignments—336, 395
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WORTHAN, GARY—Representative

- Amendments filed—397, 758, 786, 928, 968, 986
- Amendments offered—472, 816, 909, 914, 998, 999
- Bills introduced—69, 70, 82, 105, 106, 124, 125, 165, 302, 386, 407, 549
- Committee appointments—3, 25, 27, 28, 29, 41
- Conference committee appointments and reports—941, 1058, 2446-2462
- Reports—6, 128
- Resolutions filed—259, 565, 700, 834
- Sponsor added—652
- Study bill subcommittee assignments—110, 132, 243, 355, 433, 875
- Subcommittee assignments—102, 109, 343, 430, 554, 555, 653, 685, 698, 813, 839, 879